

Journal of the SENATE State of Florida

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JOURNAL OF THE SENATE

Debbie Brown
Secretary of the Senate

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



ORGANIZATION SESSION

NOVEMBER 20, 2018

**At an Organization Session of the Florida Legislature convened
under the Constitution of the State, as revised in 1968**

MEMBERS OF THE SENATE

(23 Republicans, 17 Democrats)

ORGANIZATION SESSION

November 20, 2018

- District 1: Doug Broxson (R), Pensacola***
Escambia, Santa Rosa, and part of Okaloosa
- District 2: George B. Gainer (R), Panama City****
Bay, Holmes, Jackson, Walton, Washington, and part of Okaloosa
- District 3: Bill Montford (D), Tallahassee***
Calhoun, Franklin, Gadsden, Gulf, Hamilton, Jefferson, Leon, Liberty, Madison, Taylor, and Wakulla
- District 4: Aaron Bean (R), Fernandina Beach****
Nassau and part of Duval
- District 5: Rob Bradley (R), Fleming Island***
Baker, Bradford, Clay, Columbia, Dixie, Gilchrist, Lafayette, Levy, Suwannee, Union, and part of Marion
- District 6: Audrey Gibson (D), Jacksonville****
Part of Duval
- District 7: Travis Hutson (R), St. Augustine***
Flagler, St. Johns, and part of Volusia
- District 8: Keith Perry (R), Gainesville****
Alachua, Putnam, and part of Marion
- District 9: David Simmons (R), Altamonte Springs***
Seminole and part of Volusia
- District 10: Wilton Simpson (R), Trilby****
Citrus, Hernando, and part of Pasco
- District 11: Randolph Bracy (D), Ocoee***
Part of Orange
- District 12: Dennis Baxley (R), Ocala****
Sumter and parts of Lake and Marion
- District 13: Linda Stewart (D), Orlando***
Part of Orange
- District 14: Tom A. Wright (R), New Smyrna Beach****
Parts of Brevard and Volusia
- District 15: Victor M. Torres, Jr. (D), Orlando***
Osceola and part of Orange
- District 16: Ed Hooper (R), Clearwater****
Parts of Pasco and Pinellas
- District 17: Debbie Mayfield (R), Melbourne***
Indian River and part of Brevard
- District 18: Janet Cruz (D), Tampa****
Part of Hillsborough
- District 19: Darryl Ervin Rouson (D), St. Petersburg***
Parts of Hillsborough and Pinellas
- District 20: Tom Lee (R), Brandon****
Parts of Hillsborough, Pasco, and Polk
- District 21: Bill Galvano (R), Bradenton***
Manatee and part of Hillsborough
- District 22: Kelli Stargel (R), Lakeland****
Parts of Lake and Polk
- District 23: Joe Gruters (R), Sarasota*****
Sarasota and part of Charlotte
- District 24: Jeff Brandes (R), St. Petersburg****
Part of Pinellas
- District 25: Gayle Harrell (R), Stuart*****
Martin, St. Lucie, and part of Palm Beach
- District 26: Ben Albritton (R), Wauchula****
DeSoto, Glades, Hardee, Highlands, Okeechobee, and parts of Charlotte, Lee, and Polk
- District 27: Lizbeth Benacquisto (R), Fort Myers***
Part of Lee
- District 28: Kathleen Passidomo (R), Naples****
Collier, Hendry, and part of Lee
- District 29: Kevin J. Rader (D), Delray Beach***
Parts of Broward and Palm Beach
- District 30: Bobby Powell (D), West Palm Beach****
Part of Palm Beach
- District 31: Lori Berman (D), Lantana******
Part of Palm Beach
- District 32: Lauren Book (D), Plantation****
Part of Broward
- District 33: Perry E. Thurston, Jr. (D), Fort Lauderdale***
Part of Broward
- District 34: Gary M. Farmer, Jr. (D), Lighthouse Point****
Part of Broward
- District 35: Oscar Braynon II (D), Miami Gardens***
Parts of Broward and Miami-Dade
- District 36: Manny Diaz, Jr. (R), Hialeah****
Part of Miami-Dade
- District 37: Jose Javier Rodriguez (D), Miami***
Part of Miami-Dade
- District 38: Jason W. B. Pizzo (D), North Miami Beach****
Part of Miami-Dade
- District 39: Anitere Flores (R), Miami***
Monroe and part of Miami-Dade
- District 40: Annette Taddeo (D), Miami****
Part of Miami-Dade
- * Holdovers
** Elected General Election, November 6, 2018, for a term of 4 years
*** Elected Special General Election, November 6, 2018, for a term of 2 years
**** Elected Special General Election, April 10, 2018, for a term of 2 years

OFFICERS OF THE SENATE

Bill Galvano, *President*
David Simmons, *President Pro Tempore*
Kathleen Passidomo, *Majority (Republican) Leader*
Audrey Gibson, *Minority (Democratic) Leader*

Nonmember Elected Officer

Debbie Brown, *Secretary of the Senate*

**MEMBERS AND OFFICERS OF THE SENATE
THE 2018-2020 FLORIDA SENATE**

President



Bill Galvano (R)
Bradenton
District 21

**President Pro
Tempore**



David Simmons (R)
Altamonte Springs
District 9

**Majority
(Republican)
Leader**



Kathleen Passidomo (R)
Naples
District 28

**Minority
(Democratic)
Leader**



Audrey Gibson (D)
Jacksonville
District 6



Ben Albritton (R)
Wauchula
District 26



Dennis Baxley (R)
Ocala
District 12



Aaron Bean (R)
Fernandina Beach
District 4



Lizbeth Benacquisto (R)
Fort Myers
District 27



Lori Berman (D)
Lantana
District 31



Lauren Book (D)
Plantation
District 32



Randolph Bracy (D)
Ocoee
District 11



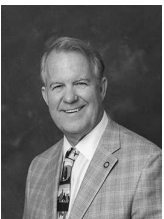
Rob Bradley (R)
Fleming Island
District 5



Jeff Brandes (R)
St. Petersburg
District 24



Oscar Braynon II (D)
Miami Gardens
District 35



Doug Broxson (R)
Pensacola
District 1



Janet Cruz (D)
Tampa
District 18



Manny Diaz, Jr. (R)
Hialeah
District 36



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



Anitere Flores (R)
Miami
District 39



George B. Gainer (R)
Panama City
District 2



Joe Gruters (R)
Sarasota
District 23



Gayle Harrell (R)
Stuart
District 25



Ed Hooper (R)
Clearwater
District 16



Travis Hutson (R)
St. Augustine
District 7

**MEMBERS AND OFFICERS OF THE SENATE
THE 2018-2020 FLORIDA SENATE**



Tom Lee (R)
Brandon
District 20



Debbie Mayfield (R)
Melbourne
District 17



Bill Montford (D)
Tallahassee
District 3



Keith Perry (R)
Gainesville
District 8



Jason W. B. Pizzo (D)
North Miami Beach
District 38



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



Wilton Simpson (R)
Trilby
District 10



Kelli Stargel (R)
Lakeland
District 22



Linda Stewart (D)
Orlando
District 13



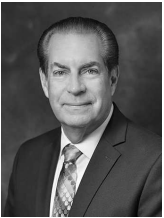
Annette Taddeo (D)
Miami
District 40



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



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



Tom A. Wright (R)
New Smyrna Beach
District 14

Nonmember Elected Officer



Debbie Brown
Secretary of the Senate



Tim Hay
Sergeant at Arms



Journal of the Senate

ORGANIZATION SESSION

Tuesday, November 20, 2018

Journal of the Senate for the Organization Session of the Twenty-sixth Legislature to be convened under the Constitution of Florida, as revised in 1968, and subsequently amended, begun and held at the Capitol in the City of Tallahassee, in the State of Florida, on Tuesday, November 20, 2018, being the day fixed by the Constitution for the purpose.

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CALL TO ORDER

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

PRAYER

Rev. Sterling Forrester, Chaplain and retired Colonel in the U.S. Army, Julie Galvano's father, offered the following prayer:

Almighty God and Father of us all,

We give thanks for the gift of a new day and for this special time we share together. It is with high purpose that these elected leaders have assembled in this historic setting. We pray that your guiding hand would direct this body in serving all the people of our state. May wisdom, insight, and understanding characterize the Senate in all its deliberations.

And if there should be differences in challenging issues, may there yet always be the common ground of dedication to the highest ideals of our democratic process. May this time of organization and new beginning represent a strong and sound foundation for this new session. We pray for all who are a part of this important body and for their families and loved ones, who, in a real sense, serve the state with them.

As we pray for the Senate, we also ask your blessing upon all who serve the State of Florida. Lord, our prayer is incomplete if we do not always remember those who serve our nation in the cause of freedom. We also lift up to you all the citizens of our state who have suffered the storm's devastation, and we remember fellow Americans suffering the fire's damage.

And now in both petition and affirmation, we pray. God bless the great State of Florida and God bless America. Amen.

COLOR GUARD

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

PLEDGE

Sergeant at Arms Tim Hay was joined by children and grandchildren of Senators present in the chamber in the center aisle and led the Senate in the Pledge of Allegiance to the flag of the United States of America.

SPECIAL PERFORMANCE

The President introduced Chloe Channell who sang our National Anthem, *The Star Spangled Banner*. Chloe is a singer, songwriter, performer, and actor. She divides her time between her hometown in Pace, Florida, and Nashville, Tennessee.

SPECIAL GUESTS

The President introduced Lieutenant Governor Carlos Lopez-Cantera, Chief Financial Officer Jimmy Patronis, and Attorney General Pam Bondi.

The President introduced Chief Justice of the Florida Supreme Court Charles T. Canady and Florida Supreme Court Justice Alan Lawson.

The President introduced Governor-elect Ron DeSantis; Lieutenant Governor-elect Jeanette Nuñez; Attorney General-elect Ashley Moody; and Commissioner of Agriculture-elect Nicole "Nikki" Fried.

DOCTOR OF THE DAY

The President recognized Dr. E.J. Sanchez of Bradenton, here at the invitation of the Galvano family. Dr. Sanchez specializes in internal medicine and cardiovascular disease.

OATH OF OFFICE ADMINISTERED

The oath of office was administered by The Honorable Charles T. Canady, Chief Justice of the Florida Supreme Court, to the recently elected Senators.

CERTIFICATE RECEIVED

By direction of the President, the Secretary read the following certificate from the Secretary of State, certifying to the election of Senator Lori Berman, filling the vacancy in Senate District 31:

**STATE OF FLORIDA
DEPARTMENT OF STATE**

I, **Ken Detzner**, Secretary of State of the State of Florida, do hereby certify that the following candidate was duly elected at the Special Election held on the 10th day of April, A.D., 2018, to the office of Member, State Senate, as shown by the records of this office:

SENATE DISTRICT	ELECTED SENATOR
31	Lori Berman



GIVEN under my hand and the Great Seal of the State of Florida, at Tallahassee, the Capital, this the 24th day of April, A.D., 2018.

Ken Detzner
SECRETARY OF STATE

CERTIFICATE RECEIVED

The Secretary announced that The Honorable Ken Detzner, Secretary of State, had certified to the election of 20 Senators as follows:

**STATE OF FLORIDA
DEPARTMENT OF STATE**

I, **Ken Detzner**, Secretary of State of the State of Florida, do hereby certify that the following candidates were duly elected at the General Election held on the 6th day of November, A.D., 2018, to the office of Member, State Senate, as shown by the records of this office:

SENATE DISTRICT	ELECTED SENATOR
2	George B. Gainer
4	Aaron Bean
6	Audrey Gibson
8	Keith Perry
10	Wilton Simpson
12	Dennis Baxley
14	Tommy A. Wright
16	Ed Hooper
18	Janet Cruz
20	Tom Lee
22	Kelli Stargel
24	Jeff Brandes
26	Ben Albritton
28	Kathleen Passidomo
30	Bobby Powell Jr
32	Lauren Book
34	Gary M. Farmer Jr
36	Manny Diaz Jr
38	Jason Pizzo
40	Annette Taddeo



GIVEN under my hand and the Great Seal of the State of Florida, at Tallahassee, the Capital, this the 20th day of November, A.D., 2018.

Ken Detzner
SECRETARY OF STATE

CERTIFICATE RECEIVED

The Secretary announced that The Honorable Ken Detzner, Secretary of State, had certified to the election of 2 Senators as follows:

**STATE OF FLORIDA
DEPARTMENT OF STATE**

I, **Ken Detzner**, Secretary of State of the State of Florida, do hereby certify that the following candidates were duly elected at the General Election held on the 6th day of November, A.D., 2018, to the office of Member, State Senate, as shown by the records of this office:

SENATE DISTRICT	ELECTED SENATOR
23	Joe Gruters
25	Gayle Harrell



GIVEN under my hand and the Great Seal of the State of Florida, at Tallahassee, the Capital, this the 20th day of November, A.D., 2018.

Ken Detzner
SECRETARY OF STATE

ROLL CALL

The roll of the Senate, as constituted by the 23 newly elected members, was called by the Secretary, in alphabetical order, and the following members of the Senate were recorded as present:

Albritton	Flores	Powell
Baxley	Gainer	Rader
Bean	Galvano	Rodriguez
Benacquisto	Gibson	Rouson
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Cruz	Passidomo	Wright
Diaz	Perry	
Farmer	Pizzo	

ELECTION OF SECRETARY

The President announced that nominations would be received for Secretary of the Senate for a term of two years and recognized Senator Perry who placed in nomination the name of Debbie Brown.

Senator Perry: It is an honor to recognize you. Eight sessions up here knowing the work that you do behind the scenes to make us all look better. Your professionalism, your thoughtfulness, you set an example for not only the colleagues here, but for the staff and also for the visitors of Tallahassee. You make it look easy, but I know it's not. It's very difficult. We thank you for your dedication and service. Thank you.

By unanimous consent of the membership, Debbie Brown was elected Secretary of the Senate for the 2018-2020 term.

OATH OF OFFICE ADMINISTERED

Secretary Debbie Brown was administered the oath of office by The Honorable Charles T. Canady, Florida Supreme Court Chief Justice.

SPECIAL GUESTS

Senator Passidomo recognized the Senate spouses.

Senator Stargel introduced Senator Galvano's wife, Julie Galvano.

The President recognized former Senate Presidents Andy Gardiner and his wife, Camille (2014-2016); Don Gaetz (2012-2014); Mike Haridopolos (2010-2012); Jeff Atwater (2008-2010); Tom Lee (2004-2006); John McKay and his wife, Michelle (2000-2002); and Jim Scott (1994-1996).

The President recognized former Speakers of the Florida House of Representatives Dean Cannon, John Thrasher, and Larry Cretul.

The President recognized former Senators Chris Smith, Frank Artiles, Van Poole, Curt Kiser, Arthenia Joyner, Daphne Campbell, Ron Silver, Rene Garcia, and Steve Geller.

The President introduced former Representative and current United States Congressman, Matt Gaetz; and former Senator and current United States Congressman, Al Lawson.

The President recognized former United States Senator, George Lemieux.

ORGANIZATION

The Senate proceeded to the organization of the body.

NOMINATIONS FOR PRESIDENT

The President announced that nominations would be received for President of the Senate, pursuant to Article III, Section 2 of the State Constitution, for a term of two years.

The President recognized Senator Simpson who placed in nomination the name of Senator Bill Galvano of the 21st Senatorial District.

Senator Simpson: Thank you. It is my privilege to rise to nominate my friend, Bill Galvano, to serve as the President of the Florida Senate for the 2018-2020 term. To your incredible wife, Julie, and your children, Michael, William, and Jacqueline, thank you. Thank you on behalf of the Senate for loaning this great man to us. I know Bill. I know his love for you all, and I know his service is a sacrifice that each one of you have had to bear. You are all truly public servants.

When it comes down to it, we are sent here by one family to join another family—the Senate family. With many of the same issues facing both of these families—tension, stress, disagreements, love, laughter, budget problems, different ideas that need to be melded together in order to function. Sometimes our dramas play out a little more publicly than others, but in the end, we always remember that we are family. We are the Senate.

Personally, I am optimistic about our new leader. He is the right person for the right time. You may be asking, "What do I mean?" The best way I can explain it is to talk to you a little bit about the man that I hope you will vote for in just a few minutes. I'm not going to read from his bio, though it is very impressive. I am going to highlight some of my observations of my friend. For time's sake, I am going to talk about three things—three examples of why I am confident that this Senate is going to be in great shape in the months and years to come.

First, Bill has an incredible family heritage that has shaped his character long before he was ever elected to office. Bill's father was the son of an Italian immigrant, a loving father of six children, a famous golf pro that advised everyone from Bob Hope to U.S. Presidents. He was an outstanding wife-picker, marrying Bill's wonderful mother, Betty, who is here with us today. If you have spent any time around Bill, you know that his dad's most important role was that of Bill's mentor. More than anyone else, he shaped Bill's sense of family, of loyalty, of perseverance, and of leadership. Bill loves to throw out quotes now and then. More often than not, his quotes are taken from lines of wisdom that his dad gave him growing up. Two in particular stand out to me today. The first is "Play the hole you're on." In life, as in golf, and especially the business of politics, it is very easy to look towards the next hole, the next game,

the next election, rather than focusing on a particular job at hand. Not Bill. He has had many opportunities to benefit himself by looking beyond the play in front of him, but that would have caused harm to those with whom he serves, so he did not. Rather, he focused on the hole he was on each step of the way to this podium he is about to stand on and to the gavel he will soon raise. He put his job, his constituents, and each one of us first because his father instilled in him the principle that "You play the hole you're on." His father also taught him to value the time of others. He believed that time is the most sacred gift we can give each other, so if someone chooses to share theirs with you, honor that. Pay attention. Treat them with respect. In that moment, they are the hole you're on. Many of you in this room can attest to that. Even if you have an issue and you bring it to Bill's office, he will pay attention, he will help you in any way he can, he does not take our time lightly. He respects that we are all here on our own volition to make this state the best possible place for each one of our constituents. So, each time he values your time, you can thank his father.

The second characteristic is that Bill has no hidden agenda, no secret checklist of what he wants for himself. He truly, and I mean truly, wants to make his experience over the next two years fulfilling and meaningful to all of us. Bill sees his role as a facilitator of an environment for the best ideas. Ideas that will help grow our economy, improve our schools, protect our lands, keep our families safe. As a chairman, as a House member, as a Senator, as a leader, he has always worked collaboratively. He approaches problems thoughtfully and methodically. He looks for ways to bring people together, not push them away. He's exactly what we need right now.

Finally, Bill is just, well, cool. He's rubbed shoulders with really famous people thanks to his incredible dad and daughter. Under that calm, lawyer-like demeanor lives a renaissance man. He knows about music and sports and culture and, don't think I'm weird, but he knows about fashion. Seriously, we have a leader in the Senate that gets it. He will connect with people of all backgrounds of all generations. When you have that kind of experience, you are going to make better decisions. He can see things from different perspectives, and it's going to serve all of us well. So, fellow members, there it is. Organization session is about new beginnings. It's about a fresh start. It's about clean slates. I am confident that we are going to move forward in strength with the best attributes of each of us, with a restored sense of honor, a restored sense of excellence with our next Senate leader of this Senate family. It is my honor to nominate Bill Galvano to be the next Senate President.

The President recognized Senator Benacquisto who seconded the nomination of Senator Galvano.

Senator Benacquisto: Good afternoon. Senators, it is with great pride that I stand before you today to second the nomination of my dear friend, Bill Galvano. Senator, that you asked me to second your nomination is a true honor for all the apparent reasons, but it is an even greater privilege because you never make things about Bill Galvano. Yet, in this moment, I am pleased to be part of a historic moment that is all about you, and for that, I will be forever grateful.

Each Senator in this chamber knows just how much time and dedication we give in service to our communities, and no one truly knows this better than our spouses and our families. It is through their love and their support and their shared commitment to public service that we can dedicate the time needed to truly be a success during our time in office. The President Designate is incredibly blessed to have as his partner in this journey his amazing wife, Julie Galvano. We have all witnessed firsthand her devotion to Bill and their family. She is a constant presence in Tallahassee, on the road during the long days of the campaign trail and, if we continue to be lucky, during the next two years. To Michael, William, and Jackie, it is a joy to see your father with you, and I know he takes great pride in each of you and all of your many accomplishments. He always has a smile on his face, but it is amazing to see the smile he has that is simply reserved for just the three of you. And Grandma Betty, thank you for raising such a special man. To the entire Galvano family, thank you for lifting our next president up in love and support and in togetherness.

Senator Galvano, in appreciation of your Sicilian heritage, I will start with three quotes from the Corleones of "The Godfather" that immediately come to mind when we think of you. "Don't ever take sides against the family, ever," "You'll make him an offer he can't refuse," and "Never let anyone know what you're thinking." Now, those may seem

funny to share in a nomination speech, but, take note my friends, they may be quite instructive over the next two years. Marcus Aurelius said in his meditations, “Whatever happens to you has been waiting to happen since the beginning of time; the twinning strands of fate wove both of them together.” And Aurelius was correct. Senator Galvano, you have come to this position as if it was your destiny. I always joke with you about being the president that has 2,400 pledge cards, and it was as if everyone was at the ready just waiting for you to be this moment, to lead like no other before you. And why is that? Why do we all gravitate towards you and your leadership? It’s really quite simple. You are a man of firm ideals. You are a man who values tradition. You are a man who understands the special role and purpose of the Senate. You are kind. You are compassionate. You are disciplined. And you are fiercely loyal. And you are completely content to be exactly who you are.

And like Lincoln, you have the absolute best stories. There is a story for every occasion, and in each of them there is a gently coded message about what lies ahead and how we can best harness the lessons of the past to shape our state’s future. You’ve offered a steady hand of leadership during contentious times and dealing with contentious issues. Your calm and quiet reserve was exactly what was needed during some of the darkest moments in our recent history. We may never know exactly what you’re going to do or say, but we do know this: that it will be done with class and with reverence for differing points of view.

What is most truly special about you and why you enjoy such loyalty among us is how you make us feel about ourselves. Your devotion to doing the right thing and to acting with dignity and respect to both teammates and opponents alike is contagious. You elevate the level of discourse. You demand of yourself truthfulness, thoughtfulness, and preparedness, and we, in turn, mirror the same. You make us proud to be in service in this body. Because it’s as if our success matters more to you than your own. And what I’ve come to realize is that in setting your own bar so high, you are preparing us not just to serve under you as president but to serve alongside of you as true and complete equals. You embody the aims of Plato’s philosopher king—the man who rules, not for himself, but for the greater good of his people. Senators, those people are us. Let us rise to this moment, his moment, and become the embodiment of Senator Galvano and his many virtues. In other words, be like Bill. May we never mistake what lies beneath his quiet demeanor; he is a warrior.

Senator Galvano, on behalf of all Floridians whose aspirations you mean to achieve, we know that you will fight hard to improve the lives of everyone we serve, and you will be victorious in that effort. You will find success, Mr. President Designate, because success seeks you. It is with honor and great joy that I stand before you today to second the nomination of our good friend, Senator Bill Galvano, to be our next president. Godspeed.

MOTIONS

On motion by Senator Bean, nominations for President were closed.

ELECTION OF PRESIDENT

The roll was called on the election of the President and each Senator voted in the affirmative by saying, “Bill Galvano.”

The vote was:

Yeas—39

Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simmons
Bracy	Hooper	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Cruz	Passidomo	Torres
Diaz	Perry	Wright

Nays—None

OATH OF OFFICE ADMINISTERED

Senator Galvano was joined by his wife, Julie, at the bar of the Senate where the oath of office was administered by The Honorable Charles T. Canady, Florida Supreme Court Chief Justice. President Galvano then proceeded to the rostrum where he joined President Negron.

President Negron: Apparently Senator Simpson and I attended church regularly as children and have heard hundreds of sermons, and therefore our brains think in three points because I also have three points to mention about Senator Galvano. I had the good fortune to be his Tallahassee roommate, going all the way back to our time together in the Florida House. I have observed three things about Senator Galvano. Number one: he has a strong commitment to the members and the issues that are important to the members. Number two: no matter what issue was entrusted to President Galvano—and there were many, including my higher education agenda, thank you for getting it done—whatever issue was given to Senator Galvano, he mastered the underlying facts of policy. I think that’s a lesson for all of us—new and returning Senators—be prepared, know what’s in your bill. And third: to all of President Galvano’s and Julie’s friends and supporters who are here from Bradenton and Manatee County, parts of Hillsborough County, I want to report to you as someone who was there that no one works harder for his community than President Galvano. Whether it’s at 1:00 in the morning during a budget conference to make sure that a project important to Bradenton is in the budget, or any issue that affects your community, you have a person here in Tallahassee who the number one priority for him as a Senator is to make sure that his home has a voice and that their goals are achieved in the Legislature. Thank you for your service, and thank you for your friendship, Senator Galvano.

President Negron presented the gavel to President Galvano, the 88th President of the Florida Senate since statehood.

PRESIDENT GALVANO PRESIDING

ADDRESS BY PRESIDENT BILL GALVANO

Thank you. Thank you all so very much. President Negron, thank you for your tremendous leadership to this chamber—your service to the State of Florida. You have done great things—the Florida Senate will surely miss you, and I will miss you, too, my dear friend.

Julie, thank you for being my partner in life, my partner on this journey. I love you, and I am absolutely confident that you are going to be a wonderful First Lady of the Florida Senate. Michael, William, Jacqueline, I am so proud of you all. I love you very much. Thank you for being here. I love you, too, Mom.

Leader Simpson, Chair Benacquisto, thank you for your nominations, and thank you for those kind words. I will work hard every day with you and the rest of the Senators in this chamber to try to live up to those words. I truly, truly appreciate it. I saw that Speaker Oliva was here. *Speaker Oliva*, that sounds pretty good, right? I just want to wish him all the best. We have had the chance to really develop a friendship—not just between each other but with our families. He and I have accomplished so much together already, and I am excited about the next chapter of our journey beginning together. Governor-elect Ron DeSantis, thank you for being here today. Lieutenant Governor-elect Jeanette Nuñez, thank you for being here today. I am very excited about the work that we’ll do together. I’m eager to get to work with you and the rest of the Florida Senate. Leader Gibson, I truly appreciate all our years of service together, and I truly look forward to the work that we’ll do over the next two years. Congratulations again for having earned the respect and the support of your caucus.

To all of you who have joined here today, friends and family, thank you for being here. You honor the Florida Senate. Senators, thank you. I am both honored and humbled by your vote here today, and let me congratulate you on your success. You know, at my designation ceremony, President Lee pointed out that we all do the same things to get here. Walk in that 95-degree heat; all our families and friends make the same sacrifices so that we can serve and have the privilege of representing the people that we represent. So, know this going in: I have great respect for each and every one of you.

As pleased as I am to be here today and to celebrate this moment with my family, I would like to take a moment and remember one of our colleagues who is not with us—our dear friend, Senator Dorothy Hukill. You know, I feel like I speak for all of us who served with her and knew her when I say she is missed and will continue to be missed. And when we come back here next month for committee, we'll have a chance to gather formally to honor her memory. You know, at my designation ceremony, Dorothy led the prayer, and she eloquently spoke of the honor and privilege of public service and the aspirational goal of servant leadership. She asked God, she prayed fervently, that He would grant understanding, will, and especially grace to all of us who serve in this body. Those words were very meaningful at the time, but they are even more powerful and more special here today, and they will serve as a lasting memory of the love that she carried for each of us in this chamber. In my view, those words spoken by Senator Hukill, the accolades that we have heard on the floor here today, and will hear, the accolades that we will hear across the rotunda in the Florida House, and those spoken last night in honor of Leader Gibson stand in stark contrast to much of the dialogue we are witnessing today. Not just in the political process, but really in all areas of society.

Senators, the election cycle is over. It was a long election cycle, vigorously fought, and the voters have spoken, as is the cornerstone of our democracy. Now is the time to move forward united together for the purpose of representing, to the very best of our ability, the people of Florida. Just over a year ago, I told you that I believed that the strength of the Florida Senate, and its ability to best represent the 20-plus million people that we do, lies in maximizing the talents, the skills, the objectives, the goals, and the appreciation for humanity that each of you bring to this chamber. I call on you now to help me do that. As President, I will serve as a facilitator of your service to your constituents by empowering you and by providing opportunity for you. I truly believe that the ideas that you all will bring to this chamber for testing by this body will be the best basis for the future success of Florida. To be clear, I will not judge the success of the Florida Senate by the success of my personal agenda.

Together, we will write the agenda of the Florida Senate, and we'll do so with pens that are colored by the vast and diverse constituencies that we represent. I ask, however—in fact, I implore—that while we exchange ideas, debate the issues, and vet our would-be laws, that we do so with the honor and civility worthy of the Florida Senate. And let us extend that civility, and honor, and decorum to our interactions with the Florida House, with our governor and our cabinet, and, most certainly, with our constituents. As Senate President, I have very little ability to change the national discourse or to stem the tide of modern day incivility that is so pervasive in an era of social media and 24-hour news cycles. But I can tell you, as Senate President and while I am Senate President, that the Florida Senate will have civility, transparency, candor, and provide opportunity, including opportunity for the people of Florida to be heard by this body.

While outcomes cannot be guaranteed, a process that comports with the rules that we are going to adopt and the procedures embedded therein will be. Together, we can be the example for other states and world governments as to how to focus on policy, not politics, service, not severance. And as we're gathered here today, I cannot fully predict the challenges that lie ahead. Yes, it is important to plan, but it is equally important to be agile and ready to respond. In the 16 years that I have served the legislature, I have never been able to fully predict what was going to happen. Last session was no exception. Many of the major issues that we will face together have yet to reveal themselves. In addition, as you heard referenced earlier, I do believe in playing the hole you're on, as my father would say, and looking at the state and dealing with the issues as they exist on this day. Be ready for the issues at hand. And the truth is we just came through a devastating storm in northwest Florida—one that by most accounts is going to cost billions of dollars. Senator Gainer, Senator Broxson, Senator Montford—you and your constituencies were at ground zero. I thank you for your leadership and look to your continued leadership in that regard. But these are things that will impact how we make our budget decisions, how we make our policy decisions.

And while we have these issues such as the storm and other challenges that are facing the state, I still think it is right for us to be very proud of many of the past decisions and be optimistic about the future. Right now, Florida's private-sector job growth is outpacing the nation. We have the lowest unemployment in a decade. For the first time in our

history, we have a triple A bond rating by all three rating agencies. These indicators and others should help us be optimistic but should also inspire us to build upon the good decisions of the past, like keeping taxes low, regulation reasonable, putting aside ample reserves, and making smart investments in essential government services, which I believe includes supporting those Floridians that deserve and need our support. Servicemen and women, veterans, first responders, persons with unique abilities, children, and the elderly. By being disciplined, making the right decisions, we can continue to have a state that is strong, one in which families come to prosper and one where private-sector innovators come to expand and grow their businesses and our economy.

And, as we prioritize, I still believe that the future of our economy and its ability to diversify and grow is tied to our infrastructure and our investment therein. And I am talking about it at all levels from transportation to water to communications to power. We need together to think innovatively when it comes to infrastructure, so we're not just meeting the needs of today, mitigating the needs of yesterday, but anticipating the needs of tomorrow. As we move toward the year 2020, let's all of us have 20/20 vision to see far into the future to help us make the right decisions for the next generations.

Recent estimates tell us that we gain over 850 people a day in this state and will continue to over the next years. That means we are gaining a population slightly larger than the city of Orlando every year. We need to be ready. We need to govern with this reality in mind. We have great opportunity, and now it's time to get to the next level. With proper planning, we can attract technology and not just tourists. We can be a target for venture capital, for job creators, for start-ups. Let's work together in all these areas. Let's work together developing ideas and supporting our schools, working with them—our schools, our colleges, our universities—to ensure the necessary outcomes and flexibility so that students and their families can be part of this vision. Hand in hand with growing an economy is a trained and skilled workforce with a nexus to the demands of that economy. Together, we can find ways to maximize our technical schools, our state colleges. Our goal should be to continue to grow jobs, but I think it's time we hyper-focus on high-paying, skilled jobs.

I will also challenge this chamber and seek your leadership to support our rural communities, those communities that make up the spine of our state and the industries that support them. I ask you to help me find ways to strengthen, support research, and bring new technologies into agriculture. And let's take renewed interest in our timber industry and other crops that have been impacted by Hurricane Michael and those that are still crippled by Hurricane Irma.

In light of today's world, we must continue, also, to make sure we are doing everything we can to make Floridians secure and safe at all levels with our infrastructure, cyberspace, and, unfortunately, at our schools. We need to be prepared and we need to be structurally sound. Together, we can do our part to ensure the security of the people of Florida. Senators, the people of Florida have sent us some agenda items, in the form of constitutional amendments. We have opportunity and work to do in implementing them, and I expect that we will work diligently with our friends in the House to fulfill the will of the people.

I know the drive and dedication coupled with the diversity of backgrounds that all of you bring to this chamber are what it will take to get us there on these and myriad other issues. We have the skills, the talents, we have the tools, and we have the assets to be successful. Speaking of assets, we are very blessed in the Florida Senate to have the professional staff that we do. You new Senators are going to learn this very quickly. It is personally important to me that as we do the people's business, we continue to value and recognize the benefits that our staff bring to this process, and I am especially excited about our new Chief of Staff, Lisa Vickers.

I know we are all ready to get to work in earnest together, and we will do so very soon, but just know I am proud to be your colleague and proud to be part of your team. And when I say the team, I'm not just talking about the Senate, I'm talking about the House and everybody who toils in this noble profession. It's a true honor. And as I told you last October when I said I want you all to be open and listen to one another, I renew my pledge to you to listen to all of you, not just with my ears but with my mind and with my heart. Thank you all so much.

NOMINATIONS FOR PRESIDENT PRO TEMPORE

The President announced that nominations would be received for President Pro Tempore of the Senate for a term of two years.

The President recognized Senator Baxley who placed in nomination the name of Senator David Simmons of the 9th Senatorial District.

Senator Baxley: Thank you, Mr. President. I rise to nominate the Senator of the 9th District, Senator David Simmons, as the President Pro Tempore. Well, Senators, Mr. President, you're all familiar with the record of service, demeanor of respect and humility, intellect, and problem-solving with which Senator Simmons has served both in the Florida House and here in the Florida Senate. What I want to tell you about is a person—the person that he is, that you may not know because of his quiet, dignified demeanor. As his roommate for most of the years that we have served in the Legislature, you're at a vantage point where you see the real character of a man. I want you to know him. You see, David Simmons came from humble beginnings. He grew up on a farm in Tennessee. Despite his many successes as an adult that we see, as a prominent attorney, very successful businessman, and public servant, he never lost the core values that were established in his humble beginnings of America—hard work; diligence; giving your best; protecting faith, family, freedom, and opportunity for everyone. When I think of David Simmons, the first character trait that I think of is integrity. David Simmons protects his integrity and keeps his word. He searches for truth, and the true way is his overriding character trait. He also believes in family first—I have watched David, he's an incredibly devoted father to his daughters, Krysia and Alicya. From early on—they were very small when we started, and as they grew now to the women that they are—I've seen him doing homework with them over Skype, being on the phone at night with them, listening to their burdens, counseling them, encouraging them. I have seen him force his very busy schedule to accommodate something that was important to them and that was a big part of their lives. He is truly a man who they will always appreciate as the anchor of their lives. He's a peacemaker—David has a trait, perhaps from much of his professional career, he always wants to settle the case. He always wants to find the place of meeting, and he's always determined that we can get there. In an era when compromise is often derided, he really strives to find the win-win solutions that will yield positive results. He's a problem-solver. Senator Simmons loves to take hold of the big challenge and build a solution. You have chosen well in guiding your attention towards him, Sir. David Simmons always controls his emotions; he handles every situation with respect and dignity. As you can imagine, David and I don't always agree on issues. I'm quite passionate about things I believe, but he always conveys respect as he offers his wise counsel, his reasoning, and his wisdom in our many fireside chats on Beard Street. And when we reach an impasse on persuading one another, he always says, "I think you should sleep on it before you act." Wise counsel. Proverbs 15:22 says, "Plans stale for lack of counsel, but with many advisers they succeed." That's very true when there are advisers like David Simmons. For all these reasons and more, Mr. President, it is my privilege to nominate Senator David Simmons as President Pro Tempore of the Florida Senate.

The President recognized Senator Harrell who seconded the nomination of Senator Simmons.

Senator Harrell: Thank you, Mr. President. I rise to second the nomination of the Senator from the 9th District, Senator David Simmons, as President Pro Tempore of the Florida Senate. It is indeed an honor and privilege to nominate my good friend, Senator David Simmons from the 9th District, as President Pro Tempore of the Florida Senate. I have known Senator Simmons since we both were elected in 2000. As you may remember, this was the era of the contested presidential election, hanging chads, pregnant chads. I don't think there is another kid named Chad in the State of Florida. I met David when we were first elected, at our freshman orientation. That went on for four weeks, thank you, Speaker Feeney. I think he was so concerned that the 63 of us who were part of the first term-limited class really might elect their own speaker. But David was the start of that. I met him at our first conversation at Georgio's, back when you could actually have a lobbyist take you to dinner, before lobbyist reform. I was so impressed with his intellect, his ability to dissect problems, get to the core of the problem, and then analyze a potential solution for it. Maybe that's because he graduated first in his class in mathematics from Tennessee Technical University and then went on to Vanderbilt Law School. Upon graduation, Florida benefited with him moving to central Florida. His

depth of knowledge of such a wide variety of topics really will astound you. That has made him truly a leader in problem-solving in the major challenges that face Florida today. The Orlando Sentinel has called him the Legislature's problem-solver; the definition of substance over style; the work horse of the Legislature due to his ability to work with others and pass major legislation helping the citizens of Florida. You may consider him a little geeky and intellectual, a dispassionate analyst, but David is much more than that. You may not know that he actually taught himself to speak Spanish by listening to Spanish music and reading Spanish literature. As a former teacher of Spanish and Latin American history, I was so impressed with his knowledge of Spanish language, literature, and the Latino culture. I could spend hours telling you about David and his amazing career in the Florida House—we were there eight years together—he chaired the Education Appropriations Committee back in 2000 as a sophomore. When he began, he knew very little about education or appropriations, but knowing David, he just dove right in and he became the Chair of Education Appropriations for many years, and here in the Senate as well. What I truly admire about him is his compassion for the least of God's children, especially for those struggling to read. Having done a lot of legislation in this area, especially in dyslexia, I applaud him for offering the dramatically successful extra hour a day legislation that gives children in Florida, struggling readers, an extra hour of intentional reading instruction. He also sponsored legislation setting a new standard for local governments to address homelessness, which is significantly reducing homelessness in the State of Florida. On a subject majorly near and dear to me, Lake Okeechobee, he really was the spearhead that got \$100 million for the restoration of the dike that will help support Lake Okeechobee. Without David, this might not have happened. Most importantly, as you heard, he is the father of two beautiful girls who have grown up so well. I remember them as young ladies—now they're young ladies—I remember them as little children. I am so proud to second the nomination of Senator David Simmons for President Pro Tempore. God bless you, David.

MOTIONS

On motion by Senator Stewart, nominations for President Pro Tempore were closed.

ELECTION OF PRESIDENT PRO TEMPORE

The roll was called on the election of the President Pro Tempore and each Senator voted in the affirmative by saying, "David Simmons."

The vote was:

Yeas—38

Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rodriguez
Benacquisto	Gibson	Rouson
Berman	Gruters	Simpson
Book	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Lee	Thorston
Braynon	Mayfield	Torres
Broxson	Montford	Wright
Cruz	Passidomo	Mr. President
Diaz	Perry	

Nays—None

OATH OF OFFICE ADMINISTERED

Senator Simmons was joined by his daughter, Krysia, at the bar of the Senate where the oath of office was administered by The Honorable Charles T. Canady, Florida Supreme Court Chief Justice.

The President invited President Pro Tempore Simmons to join him at the rostrum.

President Galvano: Joining Senator Simmons for the oath of office is his daughter, Krysia. She is a student at the University of Miami in the Rosenthal School of Marine and Atmospheric Sciences with a double major in marine affairs and religious studies. Alicia, his daughter, could not be here today due to Hurricane Florence causing school delays, but hopefully, Alicia is watching by way of the Internet. She is an honors student at the University of North Carolina Wilmington and is majoring in English with a concentration on literary studies. She's on track to graduate in 2020.

Also, seated in the gallery are law partners, family, friends, and staff.

ADDRESS BY PRESIDENT PRO TEMPORE DAVID SIMMONS

Thank you, Mr. President and Julie. Senators, guests, welcome. *Y para mi hermanos hispanos, bienvenido.* Welcome, to my Hispanic brothers and sisters. I want to thank, first, President Galvano. Not only is he a good man, he's a gentleman. He is a good man who is doing great things. Julie, thank you. As the First Lady of the Senate, you are the person who provides the support, the quiet resolve, the assistance, the direction in many respects, for this man who is undertaking this awesome task, awesome responsibility. He's a man of integrity. He's a man of honesty, a man of hard work and character. Senators, you could not have done better in selecting a President as Bill Galvano.

I also want to thank my daughters, Krysia and Alicia. You are the light of my life. You have made my life so rewarding, and I thank you for all of the support that you continue to give to me. I want to thank my law partners, my staff with me, my executive assistant, my partners Hugo, Tom, Dan, Kevin, all of you together who have put up with the challenges that exist with respect to me calling you at 11:00-12:00 at night, midnight, and even those fabled stories of 2:00 in the morning. Thank you for having helped build one of central Florida's largest law firms with me. Thank you to my Senate staff, Diane, Valerie, and Carolyn, and to all of the staff, just as President Galvano has pointed out, thank you for all that you have done to make us what we are and successes as we work for the people of the State of Florida.

In 1789, when Thomas Jefferson came back from being minister of France, the storied meeting between him and George Washington was such that the Constitutional Convention had completed, and Thomas Jefferson was concerned about, and actually perturbed that, there were two bodies that the Constitution provided for based upon the compromise between the big states and the small states. As he was sitting, having tea with President George Washington, he complained as he was pouring the hot tea into the saucer. He said, "Why did you have a Senate?" President Washington said, "For the same reason that you are pouring that hot tea into the saucer, so as to cool it." And so, we have created a Senate so as to cool the passions and the impulses of the House of Representatives.

Having served eight years in the House of Representatives, I understand the passion. I also understand the deliberation of you, those who have been selected by the people of the State of Florida to be Senators of this great state. We have an incredible history, Senators. You have an incredible history, a history for you to remember and revere. One of those is, as President Galvano has pointed out to you, the importance of debating the issues, not the personalities. Treating everyone with respect in this body. The rules are clear. The rules are clear that we are to debate the issues, not the personalities. Let me say that in a different way—a more pragmatic way—and that is you can't get to the policy if you can't get past the personalities. You can't sit down with a fellow Senator whom you have attacked personally, whether on the floor of the Senate or out in the rotunda where you may be called out and, in the passion of the debate, end up saying things that in retrospect you maybe didn't want to say because the fact of it is, words do matter. I remember a Baptist preacher saying to me once, "You can say things that you simply just can never take back." There's truth in that. There's truth in that. It's important for us as Senators, under the leadership of our President, to remember the civility that is essential for us to be able to meet the challenges of this great state.

As our President has pointed out, we are building upon the success of prior legislatures as well as our governors. There's a reason 350,000 people move to this state every year. They're moving from other states to be here because of our great quality of life. You cannot borrow

yourself into prosperity. We have the triple A bond rating, credit rating that President Galvano spoke to you about because we are fiscally conservative and that we are not borrowing the future of our children and our grandchildren on something for today. We are, according to many publications, including *Education Week*, we are 5th in the nation in K-12 achievement.

That doesn't mean that we don't have huge challenges. We do have huge challenges. Challenges with respect to facilities and infrastructure. Extra help for those children who so desperately need the assistance, including those, those such as the children, the students that President Gardiner so fervently worked to achieve support for and help for—for those with unique abilities. Thank you, President Gardiner. We know we've got to work on teacher retention and pay to treat them with the respect that they deserve. We've got to work to improve the environment here in the State of Florida, and in 2016, we passed major legislation to improve the quality of our waters, our aquifers, and our springs. Senators, we've got to keep that going. We've got to keep that working. We have to work toward the equality of opportunity of all where we treat everyone with respect and equality in this state. A President is a leader in treating people with respect. For a person that grew up on a farm in Tennessee, as Senator Baxley has said, I know what it's like to show up in tattered jeans and overalls and wonder whether I would be respected. I can assure you that President Galvano will treat all people with respect, starting with the least able to protect themselves, all the way up to each one of you, Senators, to lift you up so that you will be able to do that for which you came here to do. For we have a President who is a good man, leading each of you so that you can meet your potential because you came here to do a job.

As Thomas Edison said, "Opportunity is often missed because it's dressed in overalls and looks like work." Well, Senators, I can assure you that President Galvano and the State of Florida are going to give you plenty of opportunities that are going to be dressed in overalls and look like work. But you will be and are unleashed in order to accomplish those tremendous results for which you are capable, for which you are here. So I say to all of you, thank you very much for the tremendous, tremendous amount of respect and honor that you have placed upon the President, and the respect and honor that he has placed on me with the opportunity, one that is, I know, dressed in overalls and looks like work. God bless you, Senators. God bless you, Julie. God bless you, Mr. President. And God bless the State of Florida. Thank you so much.

RECOGNITION OF SERGEANT AT ARMS

The President recognized Senator Hutson who thanked the Senate Sergeant at Arms, Tim Hay, for his dedication and service to the Florida Senate.

Senator Hutson: I would like to recognize a man, along with his staff, that keeps us safe as we work through the legislative process and that is Sergeant Tim Hay.

COMMUNICATION

By direction of the President, the Secretary read the following communication by the Minority (Democratic) Office:

Debbie Brown, Secretary
The Florida Senate

November 19, 2018

Dear Madam Secretary:

This memo will certify that the Senate Democratic Caucus met today for the purpose of electing a Democratic Leader and Democratic Leader Pro Tempore. The Caucus has elected Senator Audrey Gibson as the Democratic Leader for the 2018-2020 term and Senator Bill Montford as the Democratic Leader Pro Tempore for the 2018-2020 term.

The President recognized Senator Gibson for brief remarks.

Senator Gibson: Thank you, Mr. President, and certainly a big congratulations to you. I'm extremely excited that you are President. You know, we started in 2008, and I appreciate that you have always been a measured thinker, very receptive to ideas, very thoughtful, and willing to listen. I have always appreciated that very, very much. One of the attributes that Senator Simpson probably doesn't know about or

forgot to mention is that you know smooth moves because I was able to show you some of those. Julie knows they were above board. In that same vein, I look forward to our work together. I and my caucus certainly share the goals that you mentioned and look forward to working together for the hopes, dreams, and desires of the people of the State of Florida. Thank you so very much, and again, congratulations.

COMMITTEES APPOINTED

On motion by Senator Braynon that a committee be appointed to notify the Governor that the Senate was convened for the purpose of organization, the President appointed Senators Berman, Diaz, Gruters, Hooper, Pizzo, and Wright, with Senator Diaz acting as Chair. The committee was excused.

On motion by Senator Brandes that a committee be appointed to notify the House of Representatives that the Senate was convened for the purpose of organization, the President appointed Senators Albritton, Broxson, Gainer, Montford, and Rouson, with Senator Gainer acting as Chair. The committee was excused.

COMMITTEES DISCHARGED

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

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

ADOPTION OF RULES

On motion by Senator Benacquisto, the Rules were adopted to govern the Senate for the ensuing two years.

On motion by Senator Benacquisto, the Secretary was authorized to make any technical and conforming changes to the 2018-2020 Senate Rules.

SENATE RULES

RULE ONE

OFFICERS, SENATORS, EMPLOYEES, AND ETHICS

PART ONE—SENATE OFFICERS

1.1—Election of the President, President Pro Tempore, President Designate, President Pro Tempore Designate, Minority Leader, and Minority Leader Pro Tempore; designation of Majority Leader

(1) A President and a President Pro Tempore shall be elected for a term of two (2) years at the organization session. They shall take an oath to support the *Constitution of the United States* and the *Constitution of the State of Florida*, and for the true and faithful discharge of the duties of office.

See Rule 5.6—Election by ballot.

See FLA. CONST. art. II, s. 5 Public officers.

See FLA. CONST. art. III, s. 2 Members; officers.

See FLA. CONST. art. III, s. 3(a) Sessions of the legislature.

(2) The Majority Party may, by caucus called by the President, elect a President Designate and a President Pro Tempore Designate whose names shall be certified to the Secretary. The President may designate a Majority Leader whose name shall be certified to the Secretary.

(3) The Minority Party may, by caucus, elect a Minority Leader and a Minority Leader Pro Tempore whose names shall be certified to the Secretary at the organization session.

(4) All elected officers shall hold office until their successors are chosen and qualified or until the expiration of their term, whichever shall occur first.

See Rule 1.7(3)—Resignation of the President.

1.2—The President calls the Senate to order; informal recess

The President shall call the Senate to order at the hour provided by these Rules or at the hour established by the Senate at its last sitting. A quorum being present, the President shall direct the Senate to proceed with the Daily Order of Business. The President may informally recess the Senate for periods of time not to exceed **thirty (30) minutes**.

See Rule 6.2(1)(c)—Motion to recess.

1.3—The President's control of Chamber, corridors, and rooms

The President shall preserve order and decorum and shall have general control of the Chamber, corridors, passages, and rooms of the Senate whether in the Capitol or elsewhere. If there is a disturbance, the President may order the area cleared.

1.4—The President's authority and signature; questions of order; travel

(1) The President shall sign all acts, joint resolutions, resolutions, and memorials. No writ, warrant, subpoena, contract binding the Senate, authorization for payment, or other papers shall issue without the signature of the President. The President may delegate signing authority for the authorization of payments. The President shall approve vouchers.

See FLA. CONST. art. III, s. 7 Passage of bills.

(2) The President shall decide all questions of order, subject to an appeal by any Senator.

See Rule 8.2—Presiding officer's power of recognition.

See Rule 8.9—Appeals.

See Rule 8.10—Appeals debatable.

See Rule 11.1—Interpretation of Rules.

(3) ~~As necessary~~, The President is authorized to incur and approve travel and per diem expenses for sessions the next session of the Legislature. The President shall assign duties and sign requisitions pertaining to legislative expenses incurred in transacting Senate business as authorized. The President shall have responsibility for Senate property and may delegate specific duties or authority pertaining thereto.

(4) The President may authorize or retain counsel to initiate, defend, intervene in, or otherwise participate in any suit on behalf of the Senate, a Senate committee, a Senator (whether in the legal capacity of Senator or taxpayer), a former Senator, or a Senate officer or employee when such suit is determined by the President to be of significant interest to the Senate and when it is determined by the President that the interests of the Senate would not otherwise be adequately represented. Expenses incurred for legal services in such proceedings may be paid upon approval of the President.

1.5—The President's appointment of committees

(1) The President appoints members to all standing committees, standing subcommittees, ad hoc committees, and select committees. The President also appoints the Senate members of conference committees, joint committees, and joint select committees.

See Rule 2.1—Standing committees; standing subcommittees; select subcommittees.

See Rule 2.19—Conference committee in deliberation; reports.

See Rule 2.20—Appointment of chair and vice chair.

See Rule 2.26—Vice chair's duties.

(2) Any member removed from a committee without his or her consent shall have the right to appeal such removal to the Rules Committee. Findings or recommendations from the Rules Committee regarding an appeal may be reported to the President.

1.6—The President's vote

The President or temporary presiding Senator shall not be required to vote in legislative proceedings, except on final passage of a measure. In all yeas and nays votes, the President's name shall be called last.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

1.7—The President's absence from the chair; duties of President Pro Tempore

(1) The President may name any Senator to perform the duties of the chair during a sitting.

(2) If for any reason the President is absent and fails to name a Senator, the President Pro Tempore shall assume the duties of the chair.

(3) If the President resigns, he or she may, prior to resignation, designate a member of his or her party to assume the duties of the chair until a permanent successor is elected.

See Rule 1.1(4)—Part One—Senate Officers.

(4) In the event the chair is vacated permanently, nothing herein shall preclude the Senate from electing a presiding officer. If the chair is vacated permanently during a session of the Legislature, a new presiding officer must be elected within seven (7) days of the vacancy. If the chair is vacated permanently while the Legislature is not in session, the President's designee shall, by proclamation, convene the Senate independently no later than thirty (30) days after the vacancy for the sole purpose of electing a new presiding officer. The election shall be the Senate's first order of business. In the event that a designation is not made pursuant to subsection (3) of this Rule, the President Pro Tempore shall assume the duties of the designee in convening the Senate to elect a new presiding officer.

1.8—Election of the Senate Secretary

(1) The Senate shall elect a Secretary to serve at its pleasure. A staff of assistants shall be employed to regularly transact such business as required by law, by Senate Rules, or as assigned by the President. The Secretary shall take an oath to support the *Constitution of the United States* and the *Constitution of the State of Florida*, and for the true and faithful discharge of the duties of office.

See FLA. CONST. art. II, s. 5(b) Public officers.
See FLA. CONST. art. III, s. 2 Members; officers.

(2) The Secretary shall be under the supervision of the President, who may assign additional duties to the Secretary. In the event of a vacancy in the position of Secretary, the President may appoint someone to perform the duties of the office until the Senate, by its vote, fills the vacancy.

(3) The Secretary shall be the Senate enrolling and engrossing clerk and may designate staff to assist with the duties of the office.

1.9—Duties of the Secretary at organization session

If the President and the President Pro Tempore of the preceding session are absent or are no longer members, the Secretary shall, at the organization session of the Legislature, call the Senate to order. Pending the election of a President or a President Pro Tempore, the Secretary shall preserve order and decorum, and decide all questions of order subject to appeal by any Senator. The duties prescribed by this section may be delegated by the Secretary to any Senator or to the immediate past President or immediate past President Pro Tempore.

1.10—Duties of the Secretary generally; keeps Journal

(1) The Secretary shall keep a correct daily Journal of Senate proceedings. The Journal shall be numbered serially from the first (1st) day of each session of the Legislature and shall be made available by the Secretary for the information of the Legislature and the public.

(2) The Secretary shall superintend the engrossing, enrolling, and transmitting of bills, resolutions, and memorials.

(3) The Secretary shall keep under seal a separate Journal of the proceedings of the executive sessions of the Senate.

(4) The Secretary shall not permit any official records or papers belonging to the Senate to be removed from the custody of the Secretary other than in the regular course of business and with proper receipt.

1.11—The Secretary prepares daily calendar

(1) The Secretary shall prepare a daily calendar that shall set forth:

- (a) The order of business;
- (b) The committee report on each bill, i.e., whether favorable, favorable with committee amendments, or favorable with committee substitute;
- (c) The status of each bill, i.e., whether on second (2nd) reading, third (3rd) reading, or unfinished business;
- (d) Notices of committee meetings; and
- (e) Notices of meetings required pursuant to Rule 1.45.

(2) The Secretary shall publish the daily calendar for the information of the Legislature and the public.

See Rule 1.45—Written notice required for certain meetings.

1.12—The Secretary reads papers; calls roll; records votes

The Secretary shall have read to the Senate all papers ordered to be read; note responses of Senators when the roll is called to determine the presence of a quorum; call the roll verbally or by electronic roll call and record the votes when a question is taken by yeas and nays; and assist, under the direction of the President, in taking the count when any Senate vote is taken by a show of hands or otherwise.

See Rule 5.1—Taking the yeas and nays; objection to voting conflicts.

1.13—The Secretary attests to warrants, subpoenas, and the passage of all measures

The Secretary shall attest to all writs, warrants, and subpoenas issued by order of the Senate and shall attest to the passage of all bills, resolutions, and memorials.

See FLA. CONST. art. III, s. 7 Passage of bills.

1.14—The Secretary prepares forms

The Secretary shall prepare all forms used by the Senate.

1.15—The Secretary examines legal form of bills for introduction

Before issuing a bill number, the Secretary shall examine measures on their tender for introduction and shall determine whether they meet the requirements of law and of these Rules. The Secretary shall direct the attention of the introducer to apparent defects, but the introducer shall be exclusively responsible for the constitutional and legal correctness of the bill.

See Rule 3.1—Form of bills.

See Rule 3.7—Bill filing deadline during regular session; bill filing between regular sessions; exceptions.

1.16—The Secretary supervises information technology operations; indexes bills

The Secretary shall supervise Senate information technology operations and maintain a numerical index of bills and a cumulative index by introducers.

1.17—The Secretary transmits bills to the House of Representatives

Unless otherwise directed by the President, the Secretary shall transmit all bills, joint resolutions, concurrent resolutions, and appropriate memorials to the House of Representatives without delay. Each measure shall be accompanied by a message stating the title to the measure being transmitted and requesting the concurrence of the House.

See Rule 6.8—Reconsideration; Secretary to hold for period.

1.18—The Secretary receives and delivers for reading messages from the House of Representatives; summaries of House amendments to Senate bills

(1) The Secretary shall receive all messages from the House of Representatives and shall be responsible for their security. The Secretary shall have them available for reading to the Senate during the appropriate order of business.

(2) All messages reflecting House amendments to Senate bills shall be reviewed by the appropriate committees for research and summary. Special notice of the summaries shall be made available to each Senator.

(3) The President shall be informed by the Chair of the Rules Committee when a House amendment to a Senate bill substantially changes or materially alters the bill as passed by the Senate. The President may refer such bill and House amendments to an appropriate committee or committees for hearing and further report to the Senate. Upon such reference by the President, committee or committees of reference shall meet on a date and at a time set by the President and shall make a report to the Senate recommending action on the relevant House amendments. The report may be received when the message is reached under Messages from the House of Representatives.

PART TWO—SENATORS

1.20—Attendance, voting, and disclosure of conflicts

(1) Unless excused for just cause or necessarily prevented, every Senator shall be within the Senate Chamber during its sittings and in attendance at all assigned committee meetings.

(2) A Senator who is in the Chamber or in a committee meeting shall vote on each question, except as provided in Rule 1.6.

(3) However, a Senator shall abstain from voting if, in the Senator's judgment, a vote on a question would constitute a conflict of interest as defined in Rule 1.39. A Senator who abstains from voting shall file the disclosure required by Rule 1.39.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

See Rule 2.27—Members' attendance, voting; proxy and poll votes prohibited.

See Rule 2.28—Taking the vote; post-meeting record of missed vote.

1.21—Excused absence

The President may excuse a Senator from attending a sitting of the Senate or any meetings of Senate committees for any stated period. An excused absence from a sitting of the Senate shall be noted in the Journal.

1.22—Senate papers left with Secretary

A Senator necessarily absent from a sitting of the Senate or meeting of its committees and having in his or her possession official papers relating to Senate business shall leave such papers with the Secretary before leaving the Capitol.

1.23—Senators deemed present unless excused

A Senator who answers the quorum roll call at the opening of a sitting or who enters after such roll call and announces his or her presence to the Senate shall thereafter be considered present unless excused by the President.

See Rule 4.2—Quorum.

1.24—Contested seat

If a Senate seat is contested, notice stating the grounds of such contest shall be delivered by the contestant to the Senate Secretary prior to the day of the organization session of the Legislature; and the contest shall be determined by **majority vote** as soon as reasonably possible. The President shall appoint a Credentials Committee to be composed of

not more than ten (10) members who shall consider the question and report their recommendations to the President, who shall inform the Senate. If a Credentials Committee submits its final report and recommendations to the President when the Legislature is not in session, the President may convene the Senate independently for the sole purpose of deciding a seating contest.

See Rule 1.7—The President's absence from the chair; duties of President Pro Tempore.

1.25—Facilities for Senators

Each Senator shall be entitled to facilities and expenses that are necessary and expedient to the fulfillment of the duties of the office, the location and sufficiency of which shall be determined by the President.

1.26—Nonlegislative activities; approval of the President

No Senator shall accept appointments to nonlegislative committees, commissions, or task forces without prior approval of the President if travel and per diem expenses are to be taken from Senate funds.

PART THREE—SENATE EMPLOYEES

1.28—Dismissal of employees; employment of a spouse or immediate relative

(1) The President shall resolve disputes involving the competency or decorum of a Senate employee, and may terminate the services of an employee. At the President's discretion, the issue may be referred to the Rules Committee for its recommendation. The pay of an employee so terminated shall stop on the termination date.

(2) A Senator's spouse or immediate relatives may serve in any authorized position. However, they shall not receive compensation for services performed, except as a participant in the Florida Senate Page Program.

1.29—Employees forbidden to lobby

No employee of the Senate shall directly or indirectly interest or concern himself or herself with the passage or consideration of any matter whatsoever. Violation of this Rule by an employee shall be grounds for summary dismissal. This Rule shall not preclude the performance of duties that may be properly delegated to a Senator's legislative assistant.

1.30—Duties and hours

Employees shall perform the duties assigned to them by the President and required of them by Rule and policy of the Senate. When the Senate is in session, employees shall remain on duty as required. When the Senate is not in session, permanent staff of the Senate shall observe the hours of employment set by the President. Part-time employees and Senators' district staff shall observe hours that are prescribed by their respective department head or Senator.

1.31—Absence without permission

If employees are absent without prior permission, except for just cause, their employment shall be terminated or their compensation forfeited for the period of absence as determined by the President.

1.32—Employee political activity

The political activity of Senate employees shall be regulated pursuant to Senate Administrative Policies and Procedures promulgated by the President.

PART FOUR—LEGISLATIVE CONDUCT AND ETHICS

1.35—Legislative conduct; the public trust

Every Senator shall conduct himself or herself in a manner that promotes respect for the law, upholds the honor, integrity, and independence of the Senate, and justifies the confidence placed in him or her by the people to justify the confidence placed in him or her by the people and, by personal example and admonition to colleagues, shall maintain the integrity and responsibility of his or her office.

(1) By personal example and admonition to his or her colleagues, every Senator shall avoid unethical or illegal conduct.

(2) Every Senator shall maintain his or her offices and the Senate generally as safe professional environments that are free from unlawful employment discrimination, including but not limited to harassment or retaliation.

1.36—Improper influence

A Senator shall not accept anything that will improperly influence his or her official act, decision, or vote.

1.361—Solicitation or acceptance of contributions; registration and disclosure requirements

(1) During any regular legislative session, extended session, or special session, a Senator may not directly or indirectly solicit, cause to be solicited, or accept any contribution on behalf of either the Senator's own campaign, any organization described under section 527 or section 501(c)(4) of the Internal Revenue Code, any political committee, ~~any committee of continuous existence~~, any political party, or the campaign of any candidate for the Senate; however, a Senator may contribute to his or her own campaign.

(2) Any fundraising activity otherwise prohibited during an extended or special session by subsection (1) shall not be considered a violation of this Rule and may take place provided that it can be shown that the event was already scheduled prior to the issuance of the proclamation, resolution, or other communiqué extending the session or convening a special session.

(3) Any Senator who directly or indirectly solicits, causes to be solicited, or accepts any contribution on behalf of any organization described under section 527 or section 501(c)(4) of the Internal Revenue Code, or any political committee, ~~or any committee of continuous existence~~ must immediately disclose such activity to, and register with, the Rules Committee. However, no registration is required as a result of a Senator's solicitation or acceptance of contributions on behalf of his or her own campaign, a campaign for any other office, or a political party. A ~~When required by law,~~ the Senator shall promptly create a public website that contains a mission statement for such organization, the names of the Senators associated with that organization, and disclosure of contributions received by and expenditures made by the organization.

(4) Upon a determination that a Senator has violated this Rule, the President may refer the question of disciplinary action to the Rules Committee for a recommendation. Upon receipt of the Rules Committee recommendation, the President shall decide upon appropriate action.

1.37—Conflicting employment

A Senator shall not allow his or her personal employment to impair his or her independence of judgment in the exercise of his or her official duties.

1.38—Undue influence

A Senator shall not use his or her influence as a Senator in any issue that involves substantial conflict between his or her personal interest and his or her duties in the public interest.

1.39—Disclosure of conflict of interest and prohibition on voting thereon

(1) Abstention on matters of special private gain or loss.—A Senator may not vote on any matter that the Senator knows would inure to the special private gain or loss of the Senator. The Senator must disclose the nature of the interest in the matter from which the Senator is required to abstain.

(2) Disclosure on matters of special private gain or loss to family or principals.—When voting on any matter that the Senator knows would inure to the special private gain or loss of:

- (a) 1. Any principal by whom the Senator or the Senator's spouse, parent, or child is retained or employed;

2. Any parent organization or subsidiary of a corporate principal by which the Senator is retained or employed; or
3. An immediate family member or business associate of the Senator,

the Senator must disclose the nature of the interest of such person in the outcome of the vote.

(b) For the purpose of this Rule, the term:

1. "Immediate family member" means any father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, or daughter-in-law.
2. "Business associate" means any person or entity engaged in or carrying on a business enterprise with the Senator as a partner, joint venturer, corporate shareholder where the shares of such corporation are not listed on any national or regional stock exchange, or co-owner of property.

(3) Methods of disclosure.—If the vote is taken on the floor, disclosure under this Rule or under any related law shall be accomplished by filing with the Secretary a memorandum the substance of which shall be printed in the Journal. If the vote is taken in a committee or subcommittee, the memorandum shall be filed with the committee or subcommittee administrative assistant, who shall file such memorandum in the committee or subcommittee files and with the Secretary. A Senator shall make every reasonable effort to file a memorandum pursuant to this Rule prior to the vote. If it is not possible to file the memorandum prior to the vote, then the memorandum must be filed immediately but not more than fifteen (15) days after the vote. The Secretary shall also make all memoranda filed pursuant to this Rule available online.

(4) Exception.—Notwithstanding this Rule, a Senator may vote on the General Appropriations Act or related implementing legislation without providing any disclosure. However, a Senator must follow the provisions of this Rule when specific appropriations or amendments are considered for inclusion in the General Appropriations Act or related implementing legislation.

See Rule 1.20—Attendance, voting, and disclosure of conflicts.

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 (4) 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 at a special election after opening day shall complete the course within fourteen (14) days of election ~~prior to being sworn into office.~~

1.41—Senate employees and conflicts

Senate employees shall conduct themselves consistent with the intent of these Rules regulating legislative conduct and ethics.

1.42—Advisory opinions

Questions from Senators relating to the interpretation and enforcement of Rules regulating legislative conduct and ethics shall be referred to the Senate General Counsel and shall emanate therefrom. A Senator may submit a factual situation to the Senate General Counsel with a request for an advisory opinion establishing the standard of public duty. The Senate General Counsel shall enter an opinion responding to each inquiry on which a Senator may reasonably rely. No opinion shall identify the requesting Senator without the Senator's consent.

1.43—Violations; investigations, penalties

(1) Any person may file a sworn complaint with the Rules Chair, or the President when the complaint is against the Rules Chair, alleging a violation by a Senator of the Rules regulating legislative conduct and

ethics. The complainant shall also file a copy of the sworn complaint with the Senate General Counsel.

The complaint shall be based on personal knowledge, shall state detailed facts, shall specify the actions of the named Senator which form the basis for the complaint, shall attach all documentation on which the complaint is based, and shall identify the specific Rule alleged by the complainant to have been violated by the Senator.

See Rule 1.48(8)(b)—Legislative records.

- (a) Upon a determination by the Rules Chair, or the President when the complaint is against the Rules Chair, that the complaint fails to state facts supporting a finding of a violation of the Senate Rules probable cause, the complaint shall be dismissed.
- (b) Upon a determination by the Rules Chair, or the President when the complaint is against the Rules Chair, that the complaint states facts that, if true, would be a violation of the Senate Rules supporting a finding of probable cause, the complaint shall be referred to a special master or select committee to determine probable cause. If a select committee is appointed, it shall be comprised of an odd number of members.
 1. The special master or select committee shall give reasonable notice to the Senator who is alleged to have violated the Rules, shall conduct an investigation, shall give reasonable notice to the Senator who is alleged to have violated the Rules and shall grant the Senator an opportunity to be heard unless the investigation fails to reveal facts supporting a finding of probable cause. A report and recommendation shall then be prepared.
 2. The A special master's report and recommendation is advisory only and shall be presented to the Rules Chair and, or the President when the complaint is against the Rules Chair, as soon as practicable after the close of the investigation.
 3. If the special master's report and recommendation conclude that the facts do not support a finding of probable cause, the complaint shall be dismissed by the Rules Chair, or the President when the complaint is against the Rules Chair.
 4. If the complaint is not dismissed, another select committee will be appointed and the Rules Committee shall consider the special master's report and recommendation, shall grant the Senator an opportunity to be heard, and shall develop its own recommendation. If the complaint is against the Rules Chair, the chair is excused and the vice chair shall conduct the deliberation.
 5. If the select Rules committee votes to dismiss the complaint, the Rules chair or vice chair shall dismiss the complaint.
 6. Otherwise, the special master's report and recommendation and the recommendation of the select Rules committee shall be presented to the President.
 7. The President shall present the committee's recommendation, along with the special master's report and recommendation, to the Senate for final action.
- (c) The Rules Chair, or the President when the complaint is against the Rules Chair, shall act within thirty (30) days of receipt of a complaint, unless a concurrent jurisdiction is conducting an investigation, in which case a decision may be deferred until such investigation is complete.
- (d) Nothing in this Rule prohibits a Rules Chair, or the President when the complaint is against the Rules Chair, from allowing a Senator to correct or prevent an inadvertent, technical, or otherwise *de minimis* violation by informal means.
- (e) Nothing in this Rule prohibits the Rules Chair, a select committee appointed pursuant to this Rule, or the President when the complaint is against the Rules Chair, from recommending a consent decree if agreed to by the Senator. The decree shall state findings of fact and set forth an appropriate penalty. If the Senate accepts the consent decree, the complaint shall be deemed resolved.

(2) Separately from any prosecutions or penalties otherwise provided by law, a Senator determined to have violated the requirements of

the Rules regulating legislative conduct and ethics may be admonished, censured, reprimanded, or expelled. Such determination and disciplinary action shall be taken by a **two-thirds (2/3) vote** of the Senate; ~~on recommendation of the Rules Committee.~~

(3) Since they may be asked to sit in judgment on an alleged violation of a Senate Rule, Senators should refrain from speaking publicly about the merits or substance of any such complaint.

See FLA. CONST. art. III, s. 4(d) Quorum and procedure.

PART FIVE—PUBLIC MEETINGS AND RECORDS

1.44—Open meetings

(1) All meetings at which legislative business is discussed between more than two (2) members of the Legislature shall be open to the public except:

- (a) At the sole discretion of the President;
 1. After consultation with appropriate law enforcement, public health, emergency management, or security authorities, those portions of meetings of a select committee, ad hoc committee, committee, or subcommittee concerning measures to address security, espionage, sabotage, attack, and other acts of terrorism, or
 2. For protection of a witness as required by law.
- (b) Discussions on the floor while the Senate is sitting and discussions among Senators in a committee room during committee meetings shall be deemed to comply be in compliance with this Rule.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) All meetings shall be subject to appropriate order and decorum at the discretion of the person conducting the meeting.

(3) For purposes of this Rule, “legislative business” is defined as issues pending before, or upon which foreseeable action is reasonably expected to be taken by, the Senate, a Senate committee, or Senate subcommittee.

1.45—Written notice required for certain meetings

(1) A written notice of the following meetings at which legislative business is to be discussed shall be filed with the Secretary. While the Legislature is not in regular or special session and during the first fifty (50) days of a regular session, the notice shall be filed at least four (4) hours before the scheduled time of the meeting. After the fiftieth (50th) day of a regular session and during a special session, the notice shall be filed at least two (2) hours before the scheduled time of the meeting:

- (a) Meetings of the President (or a Senator designated to represent the President) with the Governor or with the Speaker (or a Representative designated to represent the Speaker);
- (b) Meetings of a **majority** of the Senators who constitute the membership of any Senate committee or subcommittee; and
- (c) Meetings called by the President or the President's designee of a **majority** of the chairs of the Senate's standing committees.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) Notices of meetings required by Rule 1.45(1) shall be filed by or at the direction of the person at whose call the meeting is convened; shall state the date, time, and place of the meeting; shall contain a brief description of the general subject matter scheduled to be discussed. In the case of a meeting required to be noticed pursuant to this Rule, if the meeting is to take place at or after 10:00 p.m., then the notice must be delivered to the Secretary by 5:00 p.m. Notices of such meetings shall appear in the daily calendar.

(3) In the event the times required for notice under Rule 1.45(1) are not sufficient to permit publication in a daily or interim calendar, the Secretary shall publish on the Senate website and post on the Senate side of the fourth (4th) floor Capitol rotunda. The Secretary shall make

a diligent effort to give actual notice to members of the media of all noncalendared meeting notices.

(4) Political caucuses shall be open to the public in accordance with Rule 1.44 and noticed in accordance with this Rule when legislative business then pending before, or upon which foreseeable action is reasonably expected to be taken by, the Senate, a Senate committee, or a Senate subcommittee are discussed. Political caucuses held for the sole purpose of designating a President, a President Pro Tempore, a Minority Leader, or a Minority Leader Pro Tempore need not be open or noticed.

1.46—Constitutional requirements concerning open meetings

(1) All legislative committee and subcommittee meetings and joint conference committee meetings shall be open and noticed to the public.

(2) All prearranged gatherings between more than two (2) members of the Legislature, or between the Governor, the President, or the Speaker, the purpose of which is to agree upon formal legislative action that will be taken at a subsequent time, or at which formal legislative action is taken, regarding pending legislation or amendments shall be reasonably open to the public.

(3) In the event of conflict between this Rule and any other Senate Rule, the Rule providing greater notice or public access shall prevail.

See Rule 2.13—Open meetings.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

1.47—Reapportionment information

All Senators shall have equal access to the Senate electronic redistricting system, census data, and all other information promulgated by, maintained by, or available to any Senate standing committee or subcommittee appointed for the analysis of legislative and congressional redistricting plans.

1.48—Legislative records; maintenance, control, destruction, disposal, fee for copies, and disposition

(1) Public records, not exempted from public disclosure, may be inspected by any person desiring to do so at reasonable times, under reasonable conditions, and under supervision of the person who has custody of the records, or that person's designee.

See FLA. CONST. art. I, s. 24(a) Access to public records and meetings.

(2) The following standing committee, standing subcommittee, ad hoc committee, and select committee public records, not exempted from public disclosure, shall be retained electronically by each staff director until transferred by the Secretary to the Division of Library and Information Services of the Department of State via its Legislative Library Division: copies of bills, amendments, vote sheets, bill analyses, and fiscal notes; meeting files including agendas and appearance cards; files relating to assigned projects; final staff reports submitted to subcommittees or committees; final reports submitted by subcommittees or committees; correspondence sent or received; and audio recordings of committee meetings. At the time of transfer, the actual correspondence to be sent to the Department of State shall consist only of correspondence which relates to other committee public records required by this Rule to be transferred. Records not transferred may be otherwise disposed of or destroyed.

(3) Except for records specifically required by law or Senate Rule to be filed or retained, district office records and constituents' records may be retained by the district office until those records become obsolete, at which point they may be otherwise disposed of or destroyed.

(4) Public records, not exempted from public disclosure, created or received by the President, President Pro Tempore, or Secretary shall be retained by that officer as specifically required by law or Senate Rule until transferred to the Division of Library and Information Services of the Department of State via its Legislative Library Division. Records not transferred may be otherwise disposed of or destroyed.

(5) The Secretary shall, with the approval of the President, establish a reasonable fee for copies of public legislative records not exempted from public disclosure. Such fees shall be based upon the actual cost of

duplication of the record and shall include the material and supplies used to duplicate the record but not the labor cost or overhead cost associated with such duplication. If the nature or volume of records requested to be inspected or copied is such as to require extensive use of information technology resources or extensive clerical or supervisory assistance by employees of the Senate, a special service charge in addition to the actual cost of duplication may be imposed. Such special service charge shall be reasonable and based on the cost incurred for the extensive use of information technology resources or the labor cost of employees providing the service that is actually incurred by the Senate or attributable to the Senate for the clerical and supervisory assistance required.

(6) Once the retention period for a public record, not exempted from public disclosure, has expired, the public record may be otherwise disposed of or destroyed. A public record need not be retained if it is published or retained by another legislative office. Only one (1) copy of a public record need be retained; additional copies of that record may be destroyed at any time. In the case of mass mailings, only one (1) sample copy of the mailing, or an abstract, need be retained.

(7) For the purpose of this Rule, a Senator's district office shall include the offices each Senator retains for the transaction of official legislative business in his or her respective district and the assigned offices located in the Senate Office Building or the Capitol in Tallahassee.

(8) The following public records are exempt from inspection and copying:

- (a) Records, or information contained therein, held by the legislative branch of government which, if held by an agency as defined in section 119.011, *Florida Statutes*, or any other unit of government, would be confidential or exempt from the provisions of section 119.07(1), *Florida Statutes*, or otherwise exempt from public disclosure, and records or information of the same type held by the Legislature.
- (b) A formal complaint about a member or officer of the Legislature or about a lobbyist and the records relating to the complaint, until the complaint is dismissed, a determination as to probable cause has been made, a determination that there are sufficient grounds for review has been made and no probable cause panel is to be appointed, or the respondent has requested in writing that the President of the Senate or the Speaker of the House of Representatives make public the complaint or other records relating to the complaint, whichever occurs first.
See Rule 1.43—Violations; investigations, penalties.
- (c) A legislatively produced draft, and a legislative request for a draft, of a bill, resolution, memorial, or legislative rule, and an amendment thereto, which is not provided to any person other than the member or members who requested the draft, an employee of the Legislature, a contract employee or consultant retained by the Legislature, or an officer of the Legislature.
- (d) A draft of a report, bill analysis, fiscal note, report prepared by a contract employee or consultant retained by the Legislature or the Senate and materials in support thereof until the draft is provided to a person other than an employee of the Legislature, a contract employee or consultant retained by the Legislature, or an officer of the Legislature.
- (e) A draft, and a request for a draft, of a reapportionment plan or redistricting plan and an amendment thereto. Any supporting documents associated with such plan or amendment until a bill implementing the plan, or the amendment, is filed.
- (f) Records prepared for or used in executive sessions of the Senate until ten (10) years after the date on which the executive session was held.
- (g) Portions of records of former legislative investigating committees whose records are sealed or confidential as of June 30, 1993, which may reveal the identity of any witness, any person who was a subject of the inquiry, or any person referred to in testimony, documents, or evidence retained in the committees' records; however, this exemption does not apply to a member of the committee, its staff, or any public official who was not a subject of the inquiry.

- (h) Requests by members for an advisory opinion concerning the application of the rules of either house pertaining to ethics, unless the member requesting the opinion authorizes in writing the release of such information. All advisory opinions shall be open to inspection except that the identity of the member shall not be disclosed in the opinion unless the member requesting the opinion authorizes in writing the release of such information.
- (i) Portions of correspondence held by the legislative branch which, if disclosed, would reveal: information otherwise exempt from disclosure by law; an individual's medical treatment, history, or condition; the identity or location of an individual if there is a substantial likelihood that releasing such information would jeopardize the health or safety of that individual; or information regarding physical abuse, child abuse, spouse abuse, or abuse of the elderly.

(9) Any Senate record created prior to July 1, 1993, which was so designated by the President on June 30, 1993, shall remain exempt from inspection and copying after July 1, 1993. Records held by joint committees, commissions or offices of the Legislature, that were jointly determined by the presiding officers of both houses to remain exempt from inspection and copying after July 1, 1993, remain exempt.

(10) For purposes of this Rule, "public record" means all documents, papers, letters, maps, books, tapes, photographs, films, sound recordings, or other material, regardless of physical form or characteristics, made or received pursuant to law or ordinance or in connection with the transaction of official business by the legislative branch.

(11) All records, research, information, remarks, and staff work products, made or received during or in preparation for a closed meeting of a select committee, committee, or subcommittee, shall be confidential and exempt from inspection and copying for a period of thirty (30) days after the closed meeting, at which time they will automatically become legislative public records open to inspection and copying, unless the confidentiality and the prohibition against inspection and copying has, within the thirty-day (30) period, been extended by the President. Unless the above-listed confidential and exempt items have been earlier released by operation of this Rule, they shall automatically become available for public inspection and copying five (5) years after the date of the closed meeting, unless this confidentiality and exemption is further extended by the President for subsequent five-year (5) periods.

1.49—Violations of Rules on open meetings and notice

Violations of Rules 1.44 and 1.45 constitute violations of the Rules regulating legislative conduct and ethics and shall be subject to the procedures and penalties prescribed in Rule 1.43.

See Rule 1.43—Violations; investigations, penalties.

RULE TWO

COMMITTEES, OFFICERS, MEMBERS, VOTING, MOTIONS, DECORUM, AND DEBATE

PART ONE—COMMITTEES—ORGANIZATION, DUTIES, AND RESPONSIBILITIES

2.1—Standing committees; standing subcommittees; select subcommittees

(1) The following standing committees with standing subcommittees are created:

- (a) Agriculture
- (b) Appropriations
 1. Subcommittee on Criminal and Civil Justice
 2. Subcommittee on the Environment and Natural Resources
 3. Subcommittee on Finance and Tax
 4. Subcommittee on General Government
 5. Subcommittee on Health and Human Services
 6. Subcommittee on Higher Education
 7. Subcommittee on Pre K—12 Education
 8. Subcommittee on Transportation, Tourism, and Economic Development
- (c) Banking and Insurance

- (d) Children, Families, and Elder Affairs
- (e) Commerce and Tourism
- (f) Communications, Energy, and Public Utilities
- (g) Community Affairs
- (h) Criminal Justice
- (i) Education
- (j) Environmental Preservation and Conservation
- (k) Ethics and Elections
- (l) Governmental Oversight and Accountability
- (m) Health Policy
- (n) Judiciary
- (o) Military and Veterans Affairs, Space, and Domestic Security
- (p) Reapportionment
- (q) Regulated Industries
- (r) Rules
- (s) Transportation

(2) Permanent standing committees and standing subcommittees, when created and designated by Senate Rule, shall exist and operate both during and between sessions. The President is authorized to create and designate permanent standing committees and standing subcommittees prior to the 2019 Regular Session. The President shall inform the Minority Leader of the creation and designation of said committees. The Secretary of the Senate is directed to include the names of such committees in the published Senate Rules.

See Rule 1.5—The President's appointment of committees.

(3) No standing committee shall consist of fewer than five (5) members.

(4) A select subcommittee may be appointed by a standing committee or the chair thereof, with prior approval of the President.

- (a) A select subcommittee may study or investigate a specific issue falling within the jurisdiction of the standing committee ~~or hear a bill referred to it.~~
- (b) The President and the Secretary shall be promptly notified of the appointment of a select subcommittee, its assignment, and the time allowed for the assignment, and shall be notified on completion of the assignment.
- (c) Select subcommittees shall be governed by the Rules regulating standing subcommittees, except that a select subcommittee shall exist only for the time necessary to complete its assignment or thirty (30) days, whichever is less, unless extended by the President.
- (d) The advisory report by a select subcommittee whether favorable or unfavorable shall be reviewed by the standing committee and accepted, amended, or rejected by **majority vote** of those committee members present.

2.2—Powers and responsibilities of committees

(1) Permanent standing committees and standing subcommittees are authorized:

- (a) To maintain a continuous review of the work of the state agencies concerned with their subject areas and the performance of the functions of government within each subject area;
- (b) To invite public officials, employees, and private individuals to appear before the committees or subcommittees to submit information;
- (c) To request reports from departments performing functions reasonably related to the committees' jurisdictions; and
- (d) To complete the interim work assigned by the President.

(2) In order to carry out its duties, each standing committee or standing subcommittee has the reasonable right and authority to inspect and investigate the books, records, papers, documents, data, operation, and physical plant of any public agency in this state.

(3) In order to carry out the committee's duties, the chair of each standing committee, standing subcommittee, and select committee may request the President to issue subpoenas, subpoenas *duces tecum*, and other necessary process to compel the attendance of witnesses and the production of any books, letters, or other documentary evidence required by such committee. The President may issue said process at the request of the committee chair. Any member of a standing committee,

standing subcommittee, or select committee may administer all oaths and affirmations, in the manner prescribed by law, to witnesses who appear before such committees to testify in any matter requiring evidence.

2.4—Committee staffing

A committee shall be staffed with personnel, subject to guidelines and criteria authorized by the President. The staff shall also be subject to the pay and classification code of the Senate. The President may authorize joint utilization of personnel with the House of Representatives and may authorize the Senate to share in the cost.

2.6—Committee meeting notices; regular session and interim; day fifty (50) rule

(1) Senate committees shall submit a notice of meetings (including site visits and public hearings) as provided herein. Reference to committee meeting notices in these Rules shall include all standing committees, standing subcommittees, select committees, select subcommittees, and such other committees or subcommittees as may be created by the Senate.

(2) Committee meeting notices shall include the date, time, amendment deadline, and place of the meeting together with the name of the introducer, subject, and number of each bill to be taken up and other subjects to be considered.

(3) Notice of committee meetings shall be published in the daily calendar. No committee shall consider any bill during the first fifty (50) days of a regular session until proper notice has been published in three (3) weekday calendars, including the calendar published on the day of such committee meeting.

(4) If a weekend meeting is scheduled, notice of such meeting shall appear in three (3) daily calendars, including those published on the weekend days on which the meeting is held. However, a calendar published on a weekend shall not be included in the calculation of publication days for meetings taking place on Monday through Friday.

(5) Calendars published on the Friday and Monday immediately preceding the opening day of a regular session may be included in the calculation of the three-day (3) notice requirement for meetings held on the first (1st) and second (2nd) days of a regular session.

(6) After day fifty (50) of a regular session, meetings of standing committees, standing subcommittees, and select committees scheduled in accordance with Rule 2.10 may be held following an announcement by the chair of the committee or subcommittee or, in the chair's absence, the vice chair while the Senate is sitting. Notice shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda four (4) hours in advance of the meeting. A committee meeting announced during a sitting may occur four (4) hours after notice of the meeting has been published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda. Such notices may be posted in advance of the oral announcement during the sitting.

(7) When the Legislature is not in session, committee meeting notices shall be filed with the Secretary at least seven (7) days prior to the meeting. The Secretary shall make the notice available to the membership and the public.

See Rule 2.9—Committee meetings; committee meetings after the fiftieth (50th) day.

2.7—Bills recommitted for failure to provide proper notice

(1) A bill reported by a standing committee without proper notice shall be recommitted to the committee reporting the same on the point of order being made within two (2) sittings after such report is printed in the Journal, or the President may recommit such bill at any time. Once recommitted, the bill is available for consideration by the committee as if it had never been reported.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) A bill reported by a standing subcommittee to the standing committee to which it was referred by the President without proper

notice shall be recommitted to the subcommittee reporting same on the point of order made during the standing committee meeting at which the bill was reported by the subcommittee. Once recommitted, the bill is available for consideration by the subcommittee as if it had never been reported.

2.8—Filing and publication of meeting notices

For publication in the daily calendar, notice of committee meetings shall be delivered to the Secretary's office in writing by 4:30 p.m. on the day preceding its intended publication. If such day is a Friday, delivery shall be by 2:30 p.m.

2.9—Committee meetings; committee meetings after fiftieth (50th) day

(1) Each standing committee, standing subcommittee, and select committee shall consider the public business assigned to it as expeditiously as possible and proper.

(2) Unless approved by the President, no committee shall meet after the fiftieth (50th) day of a regular session except the Rules Committee.

2.10—Committee meeting schedules; time limits on meetings

(1) The President shall provide a schedule of days, hours, and places for the meeting of committees for the regular session and during the interim, and deliver a copy of same to each Senator. However, no committee shall meet before 7:00 a.m. or meet or continue to meet after 6:00 p.m.

(2) Each committee or subcommittee, standing or select, shall meet in the place and within the time assigned for its use by the President. Notice of such assignment shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda.

(3) No committee except the Rules Committee shall meet while the Senate is sitting without the consent of the **majority** of the Senate present.

2.11—Presentation of bills introduced by Senators before committees; staff presentation of committee bills

(1) The introducer of a bill shall attend the meeting of the committee or subcommittee before which such bill is noticed as provided in these Rules. ~~Only~~ The introducer or the first- or second-named co-introducer may present a bill; however, with prior written request of the introducer to the chair, a member of the committee or subcommittee may present a bill before a committee or subcommittee.

(2) Senate committee professional staff shall be limited to presenting committee bills at meetings of the committee introducing the bill ~~their assigned committees of reference.~~

2.12—Order of consideration of bills; exception

Bills shall be considered in the order appearing in the notice required by these Rules, except that the chair may, in the chair's sole discretion, consider a bill out of its order to accommodate the presence of a Senator or Representative who is the introducer thereof.

2.13—Open meetings

Except as otherwise provided in these Rules, all committee meetings shall be open to the public, subject always to the powers and authority of the chair to maintain order and decorum.

See Rule 1.44—Open meetings.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

2.15—Standing committee reports; committee substitutes

(1) If reporting a matter referred to it, a standing committee shall report the matter either:

- (a) Favorably,
- (b) Favorably with committee amendment,
- (c) Favorably with committee substitute as defined in these Rules, or

- (d) Unfavorably.

The vote of the members present of a standing committee or subcommittee on final passage of any measure shall be recorded. Upon the request of any two (2) members of a committee or subcommittee, the vote on any other matter or motion properly before the committee shall be recorded. After such report has been received by the Secretary, no matter so reported shall be recommitted to a committee except by a **two-thirds (2/3) vote** of those Senators present at a sitting or except as provided in Rule 2.7, Rule 4.7(2), or Rule 4.8(4).

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

- (2) Such reports shall also reflect:

- (a) The date, time, and place of the meeting at which the action was taken, and
 (b) The vote of each member present of the committee on final passage of each bill.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

The Secretary shall enter in the Journal the recommended action of the committee on each bill reported, but shall not include that portion of the report relating to the date, time, and place of the meeting or the vote of each member on final passage of a measure. Reports of committees shall be preserved pursuant to law.

(3) In reporting a Senate measure, a standing committee may draft a new measure embracing the same or related subject matter to be returned to the Senate with the recommendation that the substitute be considered in lieu of the original measure. If one or more amendments are adopted, a measure shall, without motion, be reported as a committee substitute unless the committee by **majority vote** decides otherwise.

- (a) The substitute measure must be accompanied by the original measure referred to the committee and returned to the Secretary in the same manner as a favorable report.
 (b) No other standing committee of reference shall consider the original measure but shall direct its attention to the substitute measure.
 (c) A committee receiving a committee substitute from a prior committee of reference may also report a committee substitute and shall not be precluded from doing so with the substance of the bill as originally introduced.
 (d) When reported, the substitute shall be read a first (1st) time by title, the original proposition shall be automatically tabled, and the substitute considered in lieu thereof without motion. The substitute shall carry the identifying number of the original and shall be returned to the Secretary in the same number of copies required for first (1st) introduction of a similar measure.
 (e) The names of the introducer and each co-introducer of the original measure shall be shown by the committee administrative assistant on the committee substitute unless an introducer or co-introducer requests that it be omitted.
 (f) A Senate committee may not recommend a Senate committee substitute for a House bill.

(4) All standing committee reports shall be filed with the Secretary's office as soon as practicable, but not later than 4:30 p.m. on the next day that is not a weekend or state holiday, except a committee drafting and recommending a committee substitute shall file such committee report no later than 4:30 p.m. on the second (2nd) such weekday. These reports must be accompanied by the original bill. Each report by a committee must set forth the identifying number of the bill. If amendments are proposed by the committee, the words "with amendments" shall follow the identifying number. Committee amendments shall be identified by barcode in the report. All bills reported unfavorably shall be laid on the table.

2.16—Standing subcommittee reports

(1) If reporting a matter referred to it, a standing subcommittee must report the matter directly to the standing committee, ~~which to which the matter was referred by the President. The standing committee shall promptly certify a copy of the report to the Secretary.~~ The standing subcommittee shall report a matter either:

- (a) Favorably,
 (b) Favorably with committee amendment,
 (c) Favorably with committee substitute as defined in these Rules, or
 (d) Unfavorably.

- (2) Such reports shall also reflect:

- (a) The date, time, and place of the meeting at which the action was taken, and
 (b) The vote of each member of the subcommittee on final passage of each bill.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(3) In reporting a bill to the standing committee ~~of reference~~, a standing subcommittee may draft a new measure, embracing the same or related subject matter, to be returned to the standing committee with the recommendation that the substitute be considered in lieu of the original measure. The substitute measure must be accompanied by the original measure referred to the standing subcommittee and returned to the standing committee ~~of reference~~ in the same manner as a favorable report.

(4) All standing subcommittee reports shall be promptly transmitted to the standing committee ~~of reference~~. Each report by a standing subcommittee must set forth the identifying number of the measure. If amendments are proposed by the standing subcommittee, the words "with amendments" shall follow the identifying number. Standing subcommittee amendments shall accompany the report.

(5) All bills reported unfavorably by a subcommittee shall be laid on the table by roll call vote when the standing committee ~~of reference~~ considers the standing subcommittee's report unless, on motion by any member adopted by a **two-thirds (2/3) vote** of those standing committee members present, the same report shall be rejected.

(6) When a subcommittee report is rejected by a standing committee, the bill shall receive a hearing *de novo* and witnesses shall be permitted to testify.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

~~(7)(6)~~ When a bill with a favorable report by a standing subcommittee is considered by the standing committee ~~to which it was referred by the President, no additional testimony shall be permitted except by a majority vote of those standing committee members present before a vote on final passage; however, debate and further amendment by members of the standing committee shall be allowed prior to a vote on final passage such vote.~~

2.17—Quorum requirement

(1) A standing committee, standing subcommittee, or select committee is assembled only when a quorum constituting a **majority** of the members of that committee is present in person.

(2) A committee member may question the presence of a quorum at any time.

(3) No committee business of any type shall be conducted in the absence of a quorum. Any matter reported in violation of this Rule shall be recommitted by the President when it is called to the President's attention by a Senator.

2.19—Conference committee in deliberation; reports

(1) All meetings of Senate conferees with House conferees at which the business of the conference committee is discussed shall be open to the public subject to proper order and decorum. A meeting of the Senate and House conferees is a meeting of the two (2) groups; therefore, the rules governing each respective house apply. Meetings between a **majority** of the members of a conference committee may be held following a notice being filed with the Secretary by or at the direction of the person calling the meeting, at least one (1) hour in advance of the meeting. The notice shall indicate the names of the conferees and scheduled participants, the date, the time, and the place of the meeting. Conference committees may meet at any time with proper notice.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) A conference committee, other than a conference committee on a general or special appropriations bill and its related legislation, shall consider and report only on the differences existing between the Senate and the House, and no substance foreign to the bills before the conferees shall be included in the report or considered by the Senate.

(3) A conference committee may only report by recommending the adoption of a series of amendments to the House or Senate bill that was the subject of the conference, or it may offer an amendment deleting everything after the enacting clause of any such bill referred to the committee. Such amendments shall accompany the conference committee report. In any event, the conference committee may recommend, as part of its report, the adoption or rejection of any or all of the amendments theretofore adopted by either house. Conference committee reports must be approved and signed by a **majority** of the conferees on the part of each house. All final actions taken in a conference committee shall be by motion.

(4) Each conference committee report shall contain a statement sufficiently explicit to inform the Senate of the effect of the report on the measure to which it relates.

(5) When the President appoints a conference committee, a notice of the following meetings to discuss matters relating to the conference, stating the names of the conferees and scheduled participants, and the date, time, and place for the meeting, shall be filed with the Secretary by or at the direction of the person at whose call the meeting is convened, not less than one (1) hour preceding the time for the meeting:

- (a) Meetings between the President (or a Senator designated to represent the President), the Governor, and the Speaker (or a Representative designated to represent the Speaker);
- (b) Meetings between a **majority** of the members of any subcommittee of the conference committee;
- (c) Meetings between the President or any Senator designated to represent the President and a conferee from the House of Representatives, or any meeting between a conferee from the Senate with the Speaker or any Representative designated to represent the Speaker; and
- (d) Meetings of a **majority** of the Senate conferees; and when the bill that is the subject of the conference committee deals primarily with the general appropriations act or revenue matters, any meeting of three (3) or more conferees on the part of the Senate.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(6) Notice of meetings, as scheduled, between the chair of the Senate's conferees with the chair of the House's conferees, or between respective Senate and House committee chairs with each other, shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda. In the case of the appropriations conference, said notice shall also be posted outside the door of the offices of the appropriations committees.

(7) All meetings for which notice is required pursuant to this Rule shall be held in the Capitol Complex, but shall not be held in the Chamber of either house while it is sitting.

(8) When conferees on the part of the Senate report an inability to agree, any action of the Senate taken prior to such reference to a conference committee shall not preclude further action on the measure as the Senate may determine.

(9) After Senate conferees have been appointed for seven (7) calendar days and have failed to make a report, it is a motion of the highest privilege to move to discharge said conferees and to appoint new conferees, or to instruct said conferees. This motion shall have precedence over all other questions except motions to adjourn or recess and questions of privilege. Further, during the last six (6) calendar days allowed under the *State Constitution* for any regular session, it shall be a privileged motion to move to discharge, appoint, or instruct Senate conferees after the Senate conferees have been appointed thirty-six (36) hours without having made a report.

PART TWO—COMMITTEES—OFFICERS

2.20—Appointment of chair and vice chair

A chair and a vice chair of each standing committee shall be appointed by the President and shall continue in office at the pleasure of the President. The President shall also appoint a chair for each standing subcommittee and select committee authorized by these Rules and may designate a vice chair, both of whom shall continue in office at the pleasure of the President.

2.21—Call to order

The chair or, in the chair's absence, the vice chair, shall call the committee to order at the hour provided by these Rules. A quorum being present, the committee shall proceed with consideration of its agenda.

2.22—Chair's control

The chair shall preserve order and decorum and shall have general control of the committee room. If there is a disturbance or disorderly conduct in the committee room, the chair may require participants in the disturbance to clear the room.

2.23—Chair's authority; appeals

(1) The chair shall approve all notices, subpoenas, or reports required or permitted by these Rules.

(2) The chair shall decide all questions of order, subject to an appeal by any Senator, and the appeal shall be certified by the chair to the Senate for a decision by the President during its next sitting following such certification. If not in session, the President may make a ruling by letter. Rulings shall be entered in the Journal, shall constitute binding precedent on all committees of the Senate, and shall be subject to appeal as any other question; however, rulings by letter are subject to appeal at the first or second sitting of the next regular session.

(3) The proper method of taking exception to a ruling of the chair is by appeal. An appeal of a decision of the chair must be made promptly before debate has concluded or other business has intervened. A point of order on any other question is not in order while an appeal is pending, but a point of order relating to the appeal may be raised; if the determination of the appeal is dependent on this point, it may be decided by the chair. This second (2nd) decision is also subject to appeal.

(4) An appeal of a decision of the chair on a point of order is debatable even though the question from which it arose was not debatable.

(5) The chair may, or on the vote of a **majority** of the committee members present shall, certify a question of parliamentary procedure to the President as contemplated by the Rule without a formal appeal. Such certified question shall be disposed of by the President as if it had been on appeal.

(6) Final action on an appeal or the certification of a procedural question pursuant to this Rule shall not constitute an automatic stay to further legislative action on the measure under consideration.

2.24—Chair, vice chair; vote

The chair and vice chair shall vote on all matters before such committee. The name of the chair shall be called last.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

2.25—Temporary alternate to chair

The chair may name any member of the committee to perform the duties of the chair. This delegation if such substitution shall not extend beyond adjournment of such meeting. If for any reason the chair is absent and fails to name a member, the vice chair shall assume the duties of the chair during the chair's absence.

2.26—Vice chair's duties

On the death, incapacitation, or resignation of the chair, the vice chair shall perform the duties of the office until the President appoints a successor. In the absence of the chair, the vice chair shall act as chair.

PART THREE—COMMITTEES—MEMBERS**2.27—Members' attendance, voting; proxy and poll votes prohibited**

(1) Unless excused or necessarily prevented, every member of a committee shall be in attendance during each of its meetings.

(2) The chair may excuse any member for just cause from attendance at meetings of his or her committee for any stated period. This excused absence shall be noted on the committee's records.

(3) Failure to attend two (2) consecutive regular meetings, unless excused from attendance in the Senate on those days as provided in these Rules or by the chair of the committee, shall be reported to the President who may take appropriate action.

(4) No member of any committee shall be allowed to vote by proxy nor shall a vote be conducted by poll.

(5) A **majority** of all the committee members present shall agree by their votes on the disposition of any matter considered by the committee.

See Rule 11.4—Majority action.

PART FOUR—COMMITTEES—VOTING**2.28—Taking the vote; post-meeting record of missed vote**

(1) The chair shall declare the result of all votes and shall cause same to be entered on the records of the committee, but if any member questions the declared result of a voice vote, then by a show of hands by two (2) members the chair shall count the yeas and nays. When the committee is equally divided, the question shall be lost.

See Rule 1.20—Attendance, voting, and disclosure of conflicts.
See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(2) A member may request to:

- (a) Vote, or
- (b) Change his or her vote

before the results of a roll call are announced.

(3) After the result of a vote has been announced, a member with unanimous consent of those committee members present may record a vote or change his or her vote. If the vote alters the final action of the committee, no vote or change of vote shall be permitted unless the matter has been reconsidered by the committee. On request of a member prior to consideration of other business, the chair shall order a verification of a vote.

(4) After a committee meeting, an absent Senator may file with the committee an indication of how he or she would have voted if present. Such filing is for information only and shall have no effect upon the committee's meeting report.

2.29—Pair voting prohibited

No pair voting shall be permitted in a committee.

2.30—Casting vote for another

No Senator shall cast a vote for another Senator, nor shall any person not a Senator cast a vote for a Senator. In addition to such penalties as may be prescribed by law, any Senator who shall vote or attempt to vote for another Senator may be punished as the Senate may deem proper. Also, any person not a Senator who shall vote in the place of a Senator shall be excluded from the committee for the remainder of the session.

2.31—Explanation of vote; deferring a vote prohibited

No member shall be permitted to defer or explain his or her vote during a roll call, but may submit his or her explanation in writing and file it with the chair. This explanation shall be kept as part of the committee record and a copy filed with the Secretary.

PART FIVE—COMMITTEES—MOTIONS AND PRECEDENCE**2.32—Motions; how made, withdrawn**

(1) Every procedural motion may be made orally. On request of the chair, a member shall submit his or her motion in writing.

(2) After a motion has been stated or read by the chair, it shall be deemed to be in possession of the committee without a second, and shall be disposed of by vote of the committee members present.

(3) The mover may withdraw a motion at any time before the same has been amended, or before a vote shall have commenced.

(4) The mover of a motion to reconsider may withdraw that motion only with the unanimous consent of those committee members present.

2.33—Motions; precedence

(1) When a question is under debate, the chair shall receive no motion except:

- (a) To adjourn
- (b) To take a recess
- (c) To reconsider instanter passage of a main question
See Rule 2.35—Reconsideration generally.
- (d) To reconsider
See Rule 2.35—Reconsideration generally.
- (e) To limit debate or vote at a time certain
See Rule 2.50—Limitation on debate; vote at a time certain.
- (f) To temporarily postpone
See Rule 6.11—Temporarily postpone.
- (g) ~~To commit to a select subcommittee~~
- (h) To amend
See Rule 2.39—Amendments, proposed committee substitutes, and proposed committee bills; form, deadlines, notice, manner of consideration; germanity.

which shall have precedence in the descending order given.

(2) The chair shall present all questions in the order in which they are moved unless the subsequent motion is of a higher precedence or a substitute of equal precedence.

(3) When a motion is under consideration, but prior to the commencement of the vote, a substitute motion shall be in order. Only one (1) substitute may be pending and the substitute shall be in the same order of precedence. If a substitute fails, another substitute of equal degree may be offered.

2.34—Division of question

A member may move for a division of a question when the sense will admit of it, which shall be decided by a **majority vote**. A motion to delete and insert shall be deemed indivisible; a motion to delete, being lost, shall neither preclude amendment nor a motion to delete and insert.

See Rule 6.3—Division of question.

2.35—Reconsideration generally

(1) When a question has been decided by a committee, any member voting with the prevailing side may move for reconsideration of the question.

(2) If a question has been decided by voice vote, any member may move for reconsideration, but such motion shall be out of order after the committee has moved on to other business.

See Rule 2.38—Reconsideration; collateral matters.

~~(3) If the committee shall refuse to reconsider or, upon reconsideration, shall confirm its first decision, no further motion to reconsider shall be in order except upon unanimous consent of those committee members present.~~

(3)(4) A motion to reconsider final passage of a measure or the confirmation of an executive appointment may be made prior to or pending a motion to adjourn. It shall not be taken up or voted on when made but shall be a special and continuing order of business for the succeeding committee meeting. During such succeeding meeting, the mover of the original motion to reconsider may withdraw that motion by a two-thirds (2/3) vote of the members present, and, unless taken up considered during such meeting, the motion to reconsider shall be considered abandoned.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

~~(4) If the committee shall refuse to reconsider or, upon reconsideration, shall confirm its first decision, no further motion to reconsider shall be in order except upon unanimous consent of those committee members present.~~

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(5) At the next succeeding meeting, the reconsideration of such motion may be made by any member prior to a motion to adjourn.

(6) During the last fourteen (14) days of a regular session, a motion to reconsider shall be made and taken up during the meeting at which the original vote was taken.

(7) A motion to reconsider instanter may be offered by a member voting on the prevailing side at the original meeting and shall be of a higher precedence than a motion to reconsider.

- (a) If the motion to reconsider instanter is agreed to by a **two-thirds (2/3) vote** of the members present, it shall supersede a motion to reconsider and place the main question again before the committee for further consideration, amendment, and debate.
- (b) If a motion to reconsider instanter is not agreed to, a motion to reconsider, if offered or pending as provided in subsection (3)(4) of this Rule, shall be a special and continuing item on the committee agenda for the next meeting.

2.36—Reconsideration; vote required

The affirmative votes of a **majority** of the committee members present shall be required to adopt a motion to reconsider.

2.37—Reconsideration; debate allowed

Debate shall be allowed on a motion to reconsider only when the question proposed for reconsideration is debatable. When debate on a motion to reconsider is in order, no Senator shall speak thereon more than once nor longer than **five (5) minutes**.

2.38—Reconsideration; collateral matters

A motion to reconsider a collateral matter must be disposed of during the course of the consideration of the main subject to which it is related, and such motion shall be out of order after the committee has passed to other business.

PART SIX—COMMITTEES—AMENDMENTS

2.39—Amendments, proposed committee substitutes, and proposed committee bills; form, deadlines, notice, manner of consideration; germanity

(1) No amendment or proposed committee substitute to any measure, or no proposed committee bill on any committee agenda shall be considered by that committee unless the amendment, proposed committee substitute, or proposed committee bill was prepared in proper form as prescribed by the Secretary and filed with the committee administrative assistant at least twenty-four (24) hours prior to the noticed meeting time. For the purpose of this Rule, office hours are the weekdays of Monday through Friday, 8:00 a.m.–5:00 p.m. Copies of such amendment, proposed committee substitute, or proposed committee bill shall be made reasonably available by the committee administrative assistant before the meeting to the members of the committee and to the public.

- (a) After distribution of all timely filed amendments, amendments to amendments or substitute amendments may be filed to any measure to which an amendment was timely filed. Such amendments must be filed with the committee administrative assistant at least two (2) hours prior to the noticed meeting time.
- (b) After distribution of all timely filed proposed committee substitutes and proposed committee bills, amendments, amendments to amendments, or substitute amendments to any proposed committee substitute or proposed committee bill must be filed with the committee administrative assistant at least two (2) hours prior to the noticed meeting time.
- (c) Amendments to late-filed amendments, proposed committee substitutes, or proposed committee bills shall be considered timely filed if filed at least two (2) hours prior to the noticed meeting time.
- (d) After day fifty (50) of a regular session, an amendment, proposed committee bill, or proposed committee substitute to any measure prepared prior to a committee meeting at which it is offered shall be filed with the committee administrative assistant at least two (2) hours prior to the noticed meeting time.
- (e) The consideration of any amendment, proposed committee bill, or proposed committee substitute not timely filed in accordance with this Rule, including any filed during a committee meeting in which it is to be offered, requires a **two-thirds (2/3) vote** of those committee members present, if any member requests that such a vote be taken. These time requirements do not apply to a committee's recommendation during a meeting to make a committee substitute which is merely a combination of the noticed bill and amendment.

(2) An amendment shall be considered only after its sponsor, who is a member of the committee or the introducer of the pending bill, gains recognition from the chair to move its adoption. The first- or second-named co-introducer may move and explain an amendment sponsored by the introducer. Amendments shall be filed on forms prescribed by the Secretary.

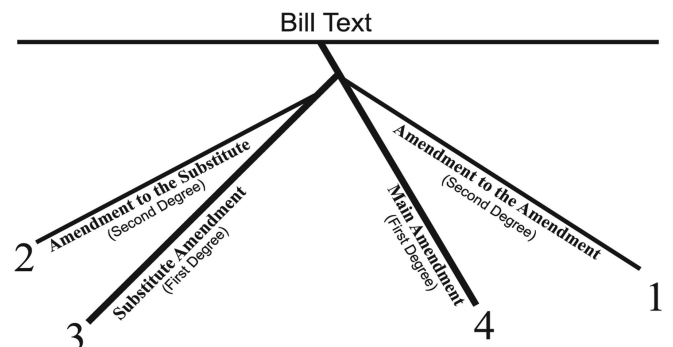
~~(a) An amendment shall be considered only after its sponsor, who is a member of the committee or the introducer of the pending bill, gains recognition from the chair to move its adoption. The first- or second-named co-introducer may move and explain an amendment sponsored by the introducer.~~

(3)(b) An amendment shall be deemed pending only after its sponsor has been recognized by the chair and has moved its adoption. Amendments that have been filed but have not been formally moved for adoption shall not be deemed to be pending.

~~(4)(g) No proposition on a subject different from that under consideration shall be admitted in the form of an amendment.~~

2.40—Sequence of amendments to amendments

(1) An amendment to a pending amendment may be received, but until it is disposed of, no other motion to amend will be in order, except a substitute amendment or an amendment to the substitute. Such amendments are to be disposed of in the following order:



- (a) Amendments to the amendment are acted on before the substitute is taken up.
 - (b) Amendments to the substitute are next voted on.
 - (c) The substitute then is voted on.
- (2) If a substitute amendment is adopted, it supersedes the main amendment and shall be treated as an amendment to the bill itself.
- (3) The following third (3rd) degree amendments are out of order:
- (a) A substitute amendment for an amendment to the amendment.
 - (b) A substitute amendment for an amendment to the substitute.
 - (c) An amendment to an amendment to the amendment.
 - (d) An amendment to an amendment to the substitute amendment.

See Rule 7.3—Sequence of amendments to amendments.

2.41—Deleting everything after enacting clause

A proposal to delete everything after the enacting clause of a bill, or the resolving clause of a resolution, and insert new language of the same or related subject as stated in the original title shall be deemed proper and germane and shall be treated as an amendment.

2.42—Amendment by section

The adoption of an amendment to a section shall not preclude further amendment of that section. If a bill is being considered section by section or item by item, only amendments to the section or item under consideration shall be in order. The chair, in recognizing members for the purpose of moving the adoption of amendments, shall endeavor to cause all amendments to section 1 to be considered first, then all those in section 2, and so on. After all sections have been considered separately, the entire bill shall be open for amendment.

2.43—Senate amendments to House bills

A House bill may be amended in the same manner as a Senate bill except that it may not be reported as a committee substitute.

2.44—Amendments by previous committees

Amendments recommended by all committees of reference shall accompany a bill when filed with the Secretary. No committee shall remove an amendment by another committee but may recommend an amendment to an amendment, or a substitute for an amendment, by another committee. Any accompanying amendment shall be included in a subsequent committee substitute unless altered or negated by committee action. Amendments adopted by a committee to be incorporated in a committee substitute need not be filed with the Secretary as part of the reports required in Rules 2.15 and 2.16.

PART SEVEN—COMMITTEES—DECORUM AND DEBATE

2.45—Decorum and debate; proper forms of address

When a member desires to speak or present a matter to the committee, the member shall address himself or herself to “Mr. or Madam Chair” and, on being recognized, may address the committee and shall confine any remarks to the question under debate, avoiding personality. A member shall not address or refer to another member by his or her first name. A member shall use the appellation of “Senator” or such appellation and the surname of the member referred to or addressed.

2.46—Chair’s power to recognize

When two (2) or more members request to speak at once, the chair shall recognize the member who is to speak first.

2.47—Interruptions; when allowed

- (1) No member shall be interrupted by another without the consent of the member who has the floor, except by:
- (a) Rising to a question of privilege;
 - (b) Rising to a point of order requiring an immediate ruling;

- (c) Rising to appeal a decision of the chair concerning a point of order (provided the appeal is made immediately following the decision);
- (d) Rising to make a parliamentary inquiry requiring an immediate reply; or
- (e) Rising to question the existence of a quorum.

- (2) The chair shall strictly enforce this Rule.

2.48—Speaking rights

(1) When a member is speaking and another member interrupts to request recognition, the chair may permit the person rising to state why he or she desires recognition. If the question the member desires to raise is entitled to precedence, the member originally speaking shall relinquish the floor until the question having precedence is disposed of. The member is then entitled to resume the floor.

(2) The member making a debatable motion or the introducer of a bill, whether or not a member of the committee, shall have **five (5) minutes** in order to close debate.

2.49—Time allowed for debate

No Senator shall speak longer than **ten (10) minutes** without yielding the floor, except by consent of a **majority** of those committee members present.

2.50—Limitation on debate; vote at a time certain

When a matter is under debate by the committee, a member may move to limit debate or vote at a time certain, and the motion shall be decided without debate. If time permits, the introducer of the pending matter on which debate would be limited shall have **five (5) minutes** to discuss the motion, and the introducer may divide such time with, or waive it in favor of, another member. If the question is decided in the affirmative by a **two-thirds (2/3) vote** of those committee members present, the debate shall be limited accordingly. The time allotted by such limitation shall be apportioned by the chair. Once limited, debate may be extended beyond the original debate time limit by a **majority vote** of the committee members present.

See Rule 8.6—Limitation on debate.

2.51—Priority of business; debate thereon

All questions relating to the priority of business shall be acted on and shall be decided without debate.

RULE THREE

BILLS, RESOLUTIONS, AND MEMORIALS

3.1—Form of bills

(1) All bills shall contain a proper title, as required by defined in Article III, Section 6 of the *State Constitution*, and the enacting clause, “Be It Enacted by the Legislature of the State of Florida:.” The title of each bill shall be prefaced by the words, “A bill to be entitled An act.” Standard rules of capitalization shall apply.

See FLA. CONST. art. III, s. 6 Laws.

(2) The original must be approved by the introducer and backed in a folder-jacket. On these jackets shall be inscribed the name and district number of the introducer and any co-introducers or the introducing committee and its chair, and enough of the title for identification.

See Rule 2.11—Presentation of bills introduced by Senators before committees; staff presentation of committee bills.

See Rule 11.6—General; definitions.

(3) Bills that propose to amend existing provisions of the *Florida Statutes* (as described in Article III, Section 6 of the *State Constitution*) or the *Laws of Florida* shall contain the full text of the section, subsection, or paragraph to be amended. Joint resolutions that propose to amend the *State Constitution* shall contain the full text of the section to be amended.

See FLA. CONST. art. III, s. 6 Laws.

(4) In general bills and joint resolutions that propose to create or amend existing provisions of the *Florida Statutes, Laws of Florida*, or the *State Constitution*, new words shall be inserted underlined, and words to be deleted shall be lined through with hyphens, except that the text of the General Appropriations Act shall not be underlined.

(5) When the change in language is so general that the use of these procedures would hinder, rather than assist, the understanding of the amendment, it shall not be necessary to use the coded indicators of words added or deleted but, in lieu thereof, a notation similar to the following shall be inserted immediately preceding the text of the provision being amended: "Substantial rewording of section. See s. [number], F.S., for present text." When such notation is used, the notation as well as the substantially reworded text shall be underlined.

(6) The words to be deleted and the above-described indicators of such words and of new material are for information and guidance and shall not be considered to constitute a part of the bill under consideration.

(7) Section catchlines of existing text shall not be typed with underlining.

3.2—Bills for introduction

A bill may not be introduced until properly filed with the Secretary.

See Rule 1.15—The Secretary examines legal form of bills for introduction.

See Rule 3.7—Bill filing deadline during regular session; bill filing between regular sessions; exceptions.

See Rule 13.4—Delivery for introduction.

3.3—Form of local bills

As required by Article III, Section 10 of the *State Constitution*, all local bills must either embody provision for ratifying referenda (stated in the title as well as in the text of the bill) or be accompanied by an affidavit of proper advertisement. A form of affidavit may be found in section 11.03, *Florida Statutes*. All local bills that require publication shall, when introduced, have proof of publication securely attached to the original copy of the bill and the words "Proof of Publication Attached" clearly typed or stamped on the Senate side of the bill jacket or cover, or the same shall be rejected by the Secretary.

See FLA. CONST. art. III, s. 10 Special laws.

3.4—Form of joint resolutions

Joint resolutions shall contain a proper title, as ~~required by defined in~~ Article III, Section 6 of the *State Constitution*. Standard rules of capitalization shall apply. They shall contain the resolving clause, "Be It Resolved by the Legislature of the State of Florida." Each joint resolution shall be prefaced by the words: "A joint resolution."

See FLA. CONST. art. III, s. 6 Laws.

3.5—Form of memorials

Memorials shall contain a proper title, as ~~required by defined in~~ Article III, Section 6 of the *State Constitution*. Standard rules of capitalization shall apply. They shall contain the resolving clause, "Be It Resolved by the Legislature of the State of Florida."

3.6—Form of resolutions; Senate and concurrent

(1) Senate resolutions and all concurrent resolutions shall contain a proper title, as defined in Article III, Section 6 of the *State Constitution*. Standard rules of capitalization shall apply. Senate resolutions shall contain the resolving clause: "Be It Resolved by the Senate of the State of Florida." Concurrent resolutions shall contain the resolving clause: "Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring."

(2) Only the Secretary shall prepare copies of Senate resolutions that are to be furnished to any person after the resolution's adoption.

3.7—Bill filing deadline during regular session; bill filing between regular sessions; exceptions

(1) All bills shall be filed for introduction with the Secretary no later than 12:00 noon of the first (1st) day of the regular session except:

- (a) general appropriations bills,
- (b) appropriations implementing bills,
- (c) appropriations conforming bills,
- (d) local bills,
- (e) Senate resolutions,
- (f) concurrent resolutions pertaining to a legislative joint session, a session extension, joint rules, procedure, organization, recalling a bill from the Governor, or setting an effective date for a bill passed over the Governor's veto,
- (g) committee bills,
- (h) trust fund bills, and
- (i) public-record exemptions that are linked to timely filed general bills.

(2) Claim bills shall be filed in accordance with the requirements of Rule 4.81(2).

(3) A motion to waive this Rule shall be referred to the Rules Committee for a hearing and its advisory recommendation as to the existence of an emergency reasonably compelling consideration of a bill notwithstanding this Rule and a recommendation shall be reported back to the Senate. The Secretary shall number each bill to provide identity and control until a permanent number can be affixed.

See Rule 1.15—The Secretary examines legal form of bills for introduction.

(4) Between regular sessions of the Legislature, bills may be filed by delivery to the Secretary.

3.8—Filed bills; consideration between regular sessions

(1) A filed bill complying with these Rules shall, in anticipation of the next regular session, be serially numbered in accordance with the permanent system required by these Rules.

(2) The Secretary shall provide each such numbered bill to the President for reference to a committee or committees pursuant to these Rules. The Secretary shall promptly forward each referenced bill to the first (1st) or only committee of reference. The Secretary shall make all filed bills available to each Senator, including the referencing data for each bill, and a calendar of all committee hearings, including the bills noticed for hearing by each.

(3) Each bill considered by a committee and reported to the Secretary during the interim shall be introduced and read on the first (1st) day of the regular session, pursuant to the *State Constitution, Laws of Florida*, and these Rules. The Journal shall show the committee reference and the report of the committee.

(4) Prior to the introduction of a bill on the first (1st) day of the regular session, a Senator may give written notification to the Secretary to withdraw his or her bill from further consideration of the Senate.

3.9—Copies of bills

When filed, bills (including committee bills and committee substitute bills) shall be published by the Secretary for the information of the Senate and the public. The absence of a published copy shall not delay the progress of a measure at any stage of the legislative process. Sufficient copies of the general appropriations bill proposed to be introduced by the Appropriations Committee shall be made available to the members and, upon request, to the public, at the Office of the Secretary and at the committee's office, no less than two (2) hours prior to the time the Appropriations Committee meets to consider the proposed committee bill.

3.10—Identification of bills

Bills and other measures requiring legislative action shall be introduced in the order they are received by the Secretary. They shall be serially numbered with even numbers as introduced, without differentiation in number as to type. The Secretary shall mark the original

copy of each measure to ensure its identification, and each page thereof, as the item introduced in order to prevent unauthorized or improper substitutions. This identification may be made by any device to accomplish the purpose of this Rule. Such device shall be in the custody of the Secretary, and its use by any person not authorized by this Rule is prohibited.

3.11—Companion measures; defined; substitution of House bills for Senate bills

(1) A companion measure shall be substantially the same and identical as to specific intent and purpose as the measure for which it is being substituted.

(2) When a Senate bill is reached on the calendar of the Senate for consideration, either on second (2nd) or third (3rd) reading, and there is also pending on the calendar of the Senate a companion measure already passed by the House, it shall be in order to move that the House companion measure be substituted and considered in lieu of the Senate measure.

- (a) Before a vote is taken on a substitution motion, the mover shall explain the differences between the Senate bill and the House bill.
- (b) A substitution motion may be adopted by a **majority vote** of those Senators present if the House measure is on the same reading; otherwise, the motion shall be to waive the Rules by a **two-thirds (2/3) vote** of those Senators present and read such House measure.

(3) A House bill residing in a Senate committee that is a companion of a bill under consideration in the Senate may be withdrawn from the committees of reference without motion, unless any a Senator requests a vote on such withdrawal action. A withdrawal action shall require a two-thirds (2/3) vote of those Senators present for adoption.

(4) At the moment the Senate passes a House companion measure, the original Senate measure shall be regarded as automatically tabled. Recommitment of a Senate bill shall automatically carry with it any House companion measure then on the calendar.

3.12—Introducers of bills; co-introducers; introducers no longer Senators

(1) Bills shall be approved for introduction by a Senator whose name is affixed to the original, or by any committee with the name of the committee and the name of the chair of the committee affixed to the original.

(2) A bill may be co-introduced by any Senator whose name is affixed to the original.

(3) A Senator who is not seeking or is ineligible for reelection and, therefore, will not be a Senator at the next regular session of the Legislature may not file a bill for that session. Once a Senator is no longer in office, any bill filed by that Senator for a current or future session of the Legislature shall be deemed withdrawn from further consideration of the Senate unless the bill has a co-introducer who, within seven (7) days, agrees to become the introducer of the bill.

3.13—Fiscal notes

(1) Upon being favorably reported by a committee, all general bills or joint resolutions affecting revenues, expenditures, or fiscal liabilities of state or local governments shall be accompanied by a fiscal note. Fiscal notes shall reflect the estimated increase or decrease in revenues or expenditures. The estimated economic impact, which calculates the present and future fiscal effects of the bill or joint resolution, must be considered. The fiscal note shall not express opinion relative to the merits of the measure, but may identify technical defects.

(2) Fiscal notes on bills affecting any state retirement system shall be prepared after consultation with an actuary who is a member of the Society of Actuaries, and the cooperation of appropriate state agencies for necessary data shall be solicited.

(3) Fiscal notes shall be regarded as memoranda of factual information and shall be made available to Senators.

(4) If a bill or joint resolution is reported favorably by a committee without a fiscal note or economic impact statement, as defined in this Rule, a Senator may at any time prior to final passage raise a point of order, and the President shall order return of the bill or joint resolution to the committee. A fiscal note prepared for a Senate bill or joint resolution shall be presumed as prepared also for its House companion for the purposes of point of order.

RULE FOUR

ORDER OF BUSINESS AND CALENDAR

4.1—Sittings of the Senate

The Senate shall convene pursuant to a schedule provided by the President or at the hour established by the Senate at its last sitting. This schedule shall set forth hours to convene and adjourn and may contain a schedule for the Special Order Calendars submitted by the Rules Chair, Majority Leader, and Minority Leader. The Senate shall not convene before 7:00 a.m. nor meet or continue to meet after 6:00 p.m. However, a sitting may be extended beyond these hours or the scheduled or previously agreed to time of adjournment by a **majority vote**.

See Rule 1.2—The President calls the Senate to order; informal recess.

4.2—Quorum

A **majority** of the Senate shall constitute a quorum, but a smaller number may adjourn from day to day and compel the attendance of absent members, in such manner and under such penalties as it may prescribe. A Senator at any time may question the existence of a quorum.

See FLA. CONST. art. III, s. 4 Quorum and procedure.

4.3—Daily Order of Business

(1) The Daily Order of Business shall be as follows:

- (a) Roll Call
- (b) Prayer
- (c) Pledge of Allegiance to the Flag of the United States of America
- (d) Reports of Committees
- (e) Motions Relating to Committee Reference
- (f) Messages from the Governor and Other Executive Communications
- (g) Messages from the House of Representatives
- (h) Matters on Reconsideration
- (i) Consideration of Bills on Third (3rd) Reading
- (j) Special Order Calendars
- (k) Consideration of Bills on Second (2nd) Reading
- (l) Correction and Approval of Journal
- (m) Unfinished Business

(2) The Secretary shall prepare and distribute, on each session weekday, a calendar corresponding to the Daily Order of Business; and within each order of business, matters shall be considered in the order in which they appear on such daily calendar. Local bills may be omitted from the formal calendar and may be distributed to Senators by the Secretary separately. Weekend calendars may be prepared when necessary to provide notice of meetings on Saturday or Sunday.

See Rule 4.16—Consideration out of regular order.

(3) Certain messages from the House of Representatives may be withheld from the Daily Order of Business pursuant to Rule 1.18 or on order of the President. Notwithstanding Rule 4.3(1), the Senate may, at the direction of the President, take up messages from the House at any time.

See Rule 1.18—The Secretary receives and delivers for reading messages from the House of Representatives; summaries of House amendments to Senate bills.

(4) Unless read during a sitting, first (1st) reading of a bill shall be accomplished by publication of the title thereof in the Journal pursuant to Article III, Section 7 of the *State Constitution*.

See FLA. CONST. art. III, s. 7 Passage of bills.

4.31—Unanimous consent required

Except by unanimous consent of those Senators present at a sitting, no bill shall be considered by the Senate if the bill or a companion measure has not been first reported favorably by at least one (1) Senate committee.

See Rule 4.6(6)—Reference generally; reference of local bills.

4.5—Conference committee report

(1) The report of a conference committee shall be read to the Senate after which the vote shall be:

- (a) on adoption or rejection of the conference report and, if adopted, the vote shall then be
- (b) on final passage of the measure as amended by the conference report.

Copies of conference committee reports shall be available to the membership twelve (12) hours prior to the time such report is scheduled to be taken up on the Senate floor.

(2) The report must be acted on as a whole, being adopted or rejected.

(3) Each report shall include a statement sufficiently explicit to inform the Senate of the effect of the report on the measure to which it relates.

(4) Except when the Senate is voting on a proposition, reports of conference committees shall always be in order.

4.6—Reference generally; reference of local bills

(1) All bills, including those that are strictly local in nature, shall be referred by the President to appropriate committees and standing subcommittees. General appropriations bills, appropriations implementing bills, trust fund bills, and appropriations conforming bills introduced by the Appropriations Committee may be placed on the calendar without reference.

~~(2) The sequence of the President's reference actions shall indicate which standing committee will receive the report of a standing subcommittee.~~

~~(2)(3)~~ Bills received by the President during a regular session and within three (3) weeks next preceding the convening of a regular session shall be referred within seven (7) days. Upon failure of the President to reference such bills within this limitation, they shall be referred to committees recommended by the introducer. In the event of extended absence of the President or the President's disability or incapacity, the President Pro Tempore shall assume the duty of referring bills.

~~(3)(4)~~ When the Legislature is not in session, the President may change or correct a bill reference by notice to the Secretary and the bill introducer.

~~(4)(5)~~ The review of a bill that appears to be local in nature shall be performed by the Secretary to determine whether such measure is local in nature for reference purposes and whether it responds to the legal requirements of a local bill.

~~(5)(6)~~ A bill is local in nature for referencing purposes if it does not substantially alter a law of general application throughout the state and it either affects no more than one (1) county or relates to a special district that is located wholly within no more than two (2) counties.

~~(6)(7)~~ When the Secretary, through staff review, has determined that the bill is not local in nature for referencing purposes, the Secretary shall report such determination to the President, who shall refer such bill to an appropriate standing committee for hearing. Such report shall be made within fifteen (15) days from date of receipt by the Secretary. When the Secretary, through staff review, has determined that a bill is local in nature for referencing purposes and that it responds to the legal requirements of a local bill, the bill shall be available for the calendar on local bills notwithstanding Rule 4.31 ~~4-3(5)~~.

4.7—Reference to more than one committee; effect

(1) When a bill receives more than one (1) reference, it shall be considered by each committee separately in the order in which the references are made. However, if any committee to which the bill is referred makes an unfavorable report on said bill, that report shall be filed with the Senate and no further consideration given by other committees except by a **two-thirds (2/3) vote** of those Senators present while sitting.

(2) If a committee reports a bill favorably with committee substitute or with any amendment ~~that which~~ substantially amends the bill, the President may change or correct the reference of the reported bill within seven (7) days after the filing of the report. Notice of a reference change shall be given to the Secretary and the introducer of the bill.

4.8—Review and reference of bills affecting appropriations, revenue, retirement, or county or municipal spending

(1) All bills authorizing or substantially affecting appropriations or tax revenue shall be referred to the appropriate revenue or appropriations committee.

(2) All bills substantially affecting a state-funded or state-administered retirement system shall be referred to the Governmental Oversight and Accountability Committee.

(3) A bill containing a local mandate as described in Article VII, Section 18 of the *State Constitution* shall be referred to the Community Affairs Committee.

(4) A bill that is amended to substantially affect appropriations or tax revenue, a state retirement program, or expenditures or revenues as set forth in Article VII, Section 18 of the *State Constitution* may, before being placed before the Senate for final passage, be referred by the President along with all amendments to the appropriate revenue or appropriations committee.

4.81—Claim bills

(1) Claim bills are of two (2) types: excess judgment claims filed pursuant to section 768.28(5), *Florida Statutes*, and equitable claims filed without an underlying excess judgment.

~~(2) A claim bill filed by a current serving Senator must be filed by August 1 to be considered by the Senate during the next regular session. A claim bill filed by a newly elected Senator must be filed within thirty (30) days after election or before the first scheduled interim committee meeting, whichever is later. The deadline for newly elected Senators to file claim bills for the 2019 Regular Session shall be thirty (30) days from adoption of these Rules. Thereafter, claim bills must be filed as provided above. A claim bill that is filed after the deadline may not be considered by the Senate without approval of the Rules Committee. All claim bills shall be filed with the Secretary on or before August 1 in order to be considered by the Senate during the next regular session, except that Senators elected to the Senate during a general election or a special general election may have sixty two (62) days from the date of that election to file a claim bill. Senators currently serving who are re-elected during a general election are not subject to the immediately preceding provision relating to sixty two (62) days. A motion to introduce a claim bill notwithstanding the claim bill filing deadline shall be referred to the Rules Committee for a hearing and a determination as to the existence of an emergency reasonably compelling consideration of a claim bill notwithstanding the claim bill filing deadline. A House claim bill that which does not have a Senate companion claim bill timely filed under this Rule shall not be considered by the Senate. Any motion to consider a House claim bill that which does not have a timely filed Senate companion bill shall be referred to the Rules Committee for a hearing and a determination as to the existence of an emergency reasonably compelling consideration of a claim bill notwithstanding the claim bill filing deadline. The determination by the Rules Committee shall be reported back to the Senate. Upon a determination by the committee that an emergency does exist, the motion may be considered by the Senate and must be adopted by a **two-thirds (2/3) vote** of those Senators present.~~

(3) If the President determines that a ~~de novo~~ hearing is necessary to determine liability, proximate cause, and damages, a special master shall conduct a de novo ~~such~~ hearing pursuant to reasonable notice.

In order to carry out the special master's duties, a special master may request the President to issue subpoenas, subpoenas duces tecum, and other necessary process to compel the attendance of witnesses and the production of any books, letters, or other documentary evidence which the special master deems relevant to the evaluation of a claim. The President may issue said process at the request of the special master.

The special master shall administer an oath to all witnesses, accept relevant documentary and tangible evidence properly offered, record the proceedings, and prepare a final report containing findings of fact, conclusions of law, and recommendations. The report shall be signed by the special master who shall be available, in person, to explain his or her report to the committees and to the Senate.

(4) All claim bills shall be referred by the President to one (1) or more committees for review. The Secretary shall deliver each claim bill and the special master's report and recommendations, if any, to the committees of reference when the bill is placed on an agenda. ~~On receipt of the special master's report and recommendations, if any, the Secretary shall, upon the President's reference, deliver each claim bill with the report attached to the committee or committees of reference.~~

(5) Stipulations entered into by the parties are not binding on the special master, the Senate, or its committees.

(6) The hearing and consideration of a claim bill shall be held in abeyance until all available administrative and judicial remedies have been exhausted; except that the hearing and consideration of a claim that is still within the judicial or administrative systems may proceed where the parties have executed a written settlement agreement. This subsection does not apply to a bill which relates to a claim of wrongful incarceration.

(7) All materials provided by litigants and others in connection with claim bills shall be submitted in a digital form prescribed by the Secretary.

See Rule 3.12—Introducers of bills; co-introducers; introducers no longer Senators.

4.9—Reference of resolutions

(1) Substantive resolutions shall be referred by the President to a standing committee.

(2) Resolutions that may be considered without reference to a committee include those addressing:

- (a) Senate organization,
- (b) condolence and commemoration that are of a statewide nonpolitical significance, and
- (c) concurrent resolutions pertaining to a legislative joint session, a session extension, joint rules, procedure, organization, recalling a bill from the Governor, or setting an effective date for a bill passed over the Governor's veto.

The resolutions listed in subsection (2) may be considered and read twice on the same day on motion and adopted at time of introduction without reference, except that resolutions of condolence or commemoration that are of a statewide nonpolitical significance may be shown as introduced, read, and adopted by publication in full in the Journal.

4.10—Reference of a bill to different committee or removal from committee

(1) After the President has referred a bill, the Rules Chair may move for reference to a different committee or for removal from any committee after the introducer of the bill has filed a request with the Rules Chair signed by the chair of the affected committee, the Rules Chair, and the President. This motion may be adopted by a **two-thirds (2/3) vote** of those Senators present.

(2) Notwithstanding these Rules, a Senator may, during the day of introduction of filed bills, but no later than under the Order of Business

of "Motions Relating to Committee Reference" on the second (2nd) day on which the Senate sits, move for reference to a different committee or for removal from a committee. This motion may be adopted by a **two-thirds (2/3) vote** of those Senators present.

4.11—Papers of miscellaneous nature; spreading remarks on the Journal

(1) Papers of a miscellaneous nature addressed to the Senate may, at the discretion of the President, be read, noted in the Journal, or filed with an appropriate committee. When there is a demand to read a paper other than one on which the Senate is called to give a final vote and the same is objected to by any Senator, it shall be determined by a **majority vote** of those Senators present.

(2) A **two-thirds (2/3) vote** shall be required to spread remarks upon the Journal.

4.12—Reading of bills and joint resolutions

Each bill or joint resolution shall be read on three (3) separate days before a vote on final passage unless decided otherwise by a **two-thirds (2/3) vote** of those Senators present as provided in Article III, Section 7 of the *State Constitution*.

See FLA. CONST. art. III, s. 7 Passage of bills.
See FLA. CONST. art. XI, s. 1 Proposal by legislature.

4.13—Reading of concurrent resolutions and memorials

(1) Each concurrent resolution or memorial shall be read by title on two (2) separate days before a voice vote on adoption, unless decided otherwise by a **two-thirds (2/3) vote** of those Senators present.

(2) Concurrent resolutions pertaining to a joint legislative session, a session extension, joint rules, procedure, organization, recalling a bill from the Governor, or setting an effective date for a bill passed over the Governor's veto may be read a first (1st) and second (2nd) time, and adopted on the same day.

4.14—Reading of Senate resolutions

Unless referred to a standing committee, on introduction, each Senate resolution shall be read two (2) times on the same day by title only before the question is put on adoption by voice vote.

4.15—Referral or postponement on third (3rd) reading

After its third (3rd) reading, a bill or joint resolution shall not be referred or committed (except as provided under Rule 4.8) or amended (except a corrective or title amendment) except by a **two-thirds (2/3) vote** of those Senators present, nor shall the vote on passage be postponed to a day certain without the consent of a **majority** of those Senators present.

See Rule 6.2—Motions; precedence.

4.16—Consideration out of regular order

A bill shall be considered out of regular order on the calendar on unanimous consent of those Senators present obtained in the following manner: prior to the consideration of the motion, the Senator moving for unanimous consent of those Senators present shall orally give the membership not fewer than **fifteen (15) minutes** notice of his or her intention to move and shall specify the number of the bill and its position on the calendar. On entertainment of the motion, the moving Senator shall be allowed **one (1) minute** to explain his or her purpose, and unanimous consent of those Senators present shall be given or refused without further debate.

See Rule 4.3(2)—Daily Order of Business.

4.17—Procedure to establish Special Order Calendars and Consent Calendars

(1) Commencing fifteen (15) days prior to a regular session and continuing through any extension thereof, the Rules Chair, Majority Leader, and Minority Leader shall together submit a Special Order Calendar determining the list of bills for consideration by the Senate.

The President shall determine the order in which such bills appear on the published Special Order Calendar.

(2) A Special Order Calendar submitted for the first (1st) day, second (2nd) day, or last fourteen (14) days of a regular session shall be published in one (1) daily calendar and may be considered on the day of publication. A Special Order Calendar for any other day during a regular session shall be published in two (2) daily calendars and may be considered on the second (2nd) day of publication.

- (a) Bills that had been scheduled for a Special Order Calendar for a previous sitting may be included in the next Special Order Calendar.
- (b) A bill appearing on a Special Order Calendar may be stricken by a **two-thirds (2/3) vote** of those Senators present.
- (c) A bill appearing on the calendar of bills on second (2nd) reading may be added to the end of the Special Order Calendar by a **two-thirds (2/3) vote** of Senators present.
- (d) All bills set as Special Orders for consideration at the same hour shall take precedence in the order in which they were given preference.
- (e) A Special Order Calendar may not be submitted by the Rules Chair, Majority Leader, and Minority Leader and considered by the Senate on the same day.

(3) A **two-thirds (2/3) vote** of those Senators present shall be required to establish a Special Order except as provided in this Rule.

(4) Notice of date, time, and place for the establishment of the Special Order Calendars shall be published in at least one (1) Senate calendar or by announcement from the floor.

(5) With the approval of the President, the Rules Chair may submit a Consent Calendar to be presented in conjunction with the Special Order Calendars.

- (a) When such a day is designated, all bills appearing on the Consent Calendar shall be considered in their order of appearance.
- (b) Amendments shall be limited to accompanying committee amendments, noncontroversial and technical amendments, and amendments required to conform a House companion bill to the Senate bill.
- (c) When a Senator objects to consideration of a bill on a Consent Calendar, the bill shall be removed from the Consent Calendar but retain its order on the Second (2nd) Reading Calendar.
- (d) All Consent Calendar bills must have appeared in at least one (1) daily calendar.

4.18—Local Bill Calendar

Local bills shall be disposed of according to the calendar of bills of a local nature and shall be considered only at such time as determined by the Rules Chair and approved by the President. Any Senator from the delegation for the local area affected by a bill on the Local Bill Calendar may object to consideration of the bill and the bill shall be removed from such calendar.

4.19—Order after second (2nd) reading

(1) After a Senate bill has been read a second (2nd) time and amended and all questions relative to it have been disposed of, it shall be referred to the engrossing clerk to be immediately engrossed. It shall then be placed on the calendar of bills on third (3rd) reading to be considered during the next Senate sitting.

(2) Amendments filed with the Secretary, but not formally moved, shall not be construed as pending and shall not deter advancement of a bill to third (3rd) reading.

(3) A bill shall be available for its third (3rd) reading when it has been read a second (2nd) time on a previous day and no motion left pending.

(4) Bills calendared for second (2nd) or third (3rd) reading shall not be considered on such reading until reached in the proper order and read by title as directed by the President.

4.20—Enrolling

The Secretary shall be responsible for the enrolling of Senate bills. After enrollment, all bills shall be signed by the President and the Secretary and the enrolling report shall be published in the Journal.

See FLA. CONST. art. III, s. 7 Passage of bills.

4.21—Veto messages

Veto messages shall be referred to the Rules Committee.

See FLA. CONST. art. III, s. 8 Executive approval and veto.

RULE FIVE

VOTING

5.1—Taking the yeas and nays; objection to voting conflicts

(1) The President shall declare all votes, but, if five (5) Senators immediately question the declared result of a voice vote by a show of hands, the President shall take the vote by yeas and nays or electronic roll call. When taking yeas and nays on any question, the electronic roll call system may be used and shall have the force and effect of a roll call taken as provided in these Rules. This system may also be used to determine the presence of a quorum. When the Senate is ready to vote on a question requiring roll call and the vote is by electronic roll call, the President shall state: "The Secretary will unlock the board and Senators prepare to vote." When sufficient time has elapsed for each Senator to vote, the President shall say: "Have all Senators voted?" And, after a short pause, shall state: "The Secretary will now lock the board and record the vote." When the vote is completely recorded, the President shall announce the result to the Senate; and the Secretary shall enter the result in the Journal. When the Senate is equally divided, the question shall be lost.

(2) A point of order questioning the decision of a Senator not to abstain from voting on account of a conflict of interest may be raised after the vote has been recorded and before the result is announced.

See Rule 1.20—Attendance, voting, and disclosure of conflicts.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

5.2—Change of vote; votes after a roll call; vote verification

(1) After the result of the vote has been announced by the President, a Senator with unanimous consent of those Senators present may change his or her vote or cast a late vote on the matter.

(2) Records of vote change and after the roll call requests shall be available at the Secretary's desk throughout the day's sitting.

(3) An original roll call shall not be altered, but, if no objection is raised before the close of business that day, timely filed changes of votes and votes after the roll call shall be accepted and recorded under the original roll call in the Journal.

(4) No such change of vote or vote after the roll call request shall be accepted if such vote would alter the result of the vote on final passage of the matter until the matter shall first have been returned to the desk and reconsidered.

(5) On request of a Senator before considering other business, the President shall order a verification of a vote.

5.3—Casting vote for another

(1) No Senator shall cast a vote for another Senator unless the Senator is present in the Chamber area and requests the casting of said vote, nor shall a person not a Senator cast a vote for a Senator.

(2) A Senator who shall, without such authorization, vote or attempt to vote for another Senator may be punished as the Senate may deem proper.

(3) A person not a Senator who votes in the place of a Senator shall be excluded from the Chamber for the remainder of the session.

5.5—Explanation of vote

No Senator shall be permitted to explain his or her vote during a roll call but may submit a brief explanation in writing to the Secretary, who shall enter it in the Journal.

See Rule 2.31—Explanation of vote; deferring a vote prohibited.

5.6—Election by ballot

In all cases of ballot, a **majority** of the votes cast shall be necessary to an election. If, however, no one is elected on the first three (3) ballots, the names after the top two (2) in number of votes received on the third (3rd) tally shall be dropped, and the Senate shall ballot on the two (2) names remaining.

RULE SIX

MOTIONS AND PRECEDENCE

6.1—Motions; how made, withdrawn

(1) Procedural motions may be made orally. On request of the President, a Senator shall submit his or her motion in writing. After a motion has been stated or read by the President, it shall be deemed to be in possession of the Senate and, without a second, shall be disposed of by vote of the Senate.

(2) The mover may withdraw a motion, except a motion to reconsider, as hereinafter provided, at any time before the same has been amended or before the vote shall have commenced.

6.2—Motions; precedence

(1) When a question is under debate, the President shall receive no motion except:

- (a) To reconsider and leave pending a main question
See Rule 6.4—Reconsideration generally.
- (b) To adjourn
 1. At a time certain
 2. Instantly
See FLA. CONST. art. III, s. 3(e) Sessions of the legislature.
- (c) To recess
See Rule 1.2—The President calls the Senate to order; informal recess.
- (d) Questions of privilege
See Rule 8.11—Questions of privilege.
- (e) To proceed to the consideration of executive business
- (f) To reconsider
See Rule 6.4—Reconsideration generally.
- (g) To limit debate
See Rule 8.6—Limitation on debate.
- (h) To temporarily postpone
See Rule 6.11—Temporarily postpone.
- (i) To postpone to a day certain
- (j) To commit to a standing committee
See Rule 4.15—Referral or postponement on third (3rd) reading.
- (k) To commit to a select committee
See Rule 4.15—Referral or postponement on third (3rd) reading.
- (l) To amend
See Rule 7—Amendments.
- (m) To postpone indefinitely
See Rule 6.9—Motion to indefinitely postpone.

which shall have precedence in the descending order given.

(2) The President shall present all questions in the order in which they are moved unless the subsequent motion is of a higher precedence.

(3) Motions for the previous question and to lay on the table shall not be entertained.

(4) When a motion is under consideration, but prior to the commencement of the vote, a substitute motion shall be in order. Only one (1) substitute shall be considered concurrently and the substitute shall be in the same order of precedence.

(5) A motion to discharge Senate conferees and to appoint or instruct said conferees as set forth in Rule 2.19 is a motion of the highest privilege and this motion shall have precedence over all other questions except motions to adjourn or recess and questions of privilege.

6.3—Division of question

(1) A Senator may move for a division of a question when the sense will admit of it, which shall be decided by a **majority vote**.

(2) A motion to delete and insert shall be deemed indivisible; a motion to delete, being lost, shall neither preclude amendment nor a motion to delete and insert.

6.4—Reconsideration generally

(1) When a main question (the vote on passage of a measure, including a vote on a veto message, confirmation of executive appointments, removal or suspension from office) has been decided by the Senate, a Senator voting with the prevailing side may move for reconsideration of the question on the day the matter was decided or on the next day on which the Senate sits.

- (a) If the question has been decided by voice vote, any Senator may move for reconsideration thereof.
- (b) When a **majority** of those Senators present vote in the affirmative on the question but the proposition is lost because it is one in which the concurrence of more than a **majority** of those Senators present is necessary for adoption or passage, any Senator may move for reconsideration.

(2) Such motion to reconsider may be made prior to or pending a motion to recess or adjourn.

(3) Consideration of a motion to reconsider shall be a special and continuing order of business for the Senate at its next sitting and, unless taken up under the proper order of business on that day by motion of any Senator, shall be deemed abandoned. If the Senate shall refuse to reconsider or, on reconsideration, shall confirm its first decision, no further motion to reconsider shall be in order except on unanimous consent of those Senators present.

(4) During the last fourteen (14) days of a regular session, a motion to reconsider shall be considered when made.

6.5—Reconsideration; vote required

The affirmative votes of a **majority** of those Senators present shall be required to adopt a motion to reconsider.

6.6—Reconsideration; debate; time limits

Debate shall be allowed on a motion to reconsider only when the question which it is proposed to reconsider is debatable. When the question is debatable, no Senator shall speak thereon more than once or longer than **five (5) minutes**.

6.7—Reconsideration; collateral matters and procedural motions

A motion to reconsider a collateral matter must be disposed of during the course of the consideration of the main subject to which it is related, and such motion shall be out of order after the Senate has passed to other business. Reconsideration of a procedural motion shall be considered on the same day and at the same time it is made.

6.8—Reconsideration; Secretary to hold for period

The Secretary shall hold all bills for the period after passage during which reconsideration may be moved. The adoption of a motion to waive the Rules by a **two-thirds (2/3) vote** of those Senators present and immediately certify any bill to the House shall be construed as releasing

the measure from the Secretary's possession for the period of reconsideration and shall, thereafter, preclude reconsideration. Unless otherwise directed by the President, during the last fourteen (14) days of a regular session and during any extension thereof, or during a special session, bills shall be immediately transmitted to the House. Messages relating to Senate action on House amendments or to conference committee reports shall be transmitted by the Secretary forthwith.

See Rule 1.17—The Secretary transmits bills to the House of Representatives.

See Rule 6.4—Reconsideration generally.

6.9—Motion to indefinitely postpone

A motion to indefinitely postpone is debatable and, if approved, shall dispose of a measure for the duration of the legislative session and all extensions thereof. A motion to postpone consideration to a time beyond the last day allowed under the *State Constitution* for the current legislative session shall be construed as a motion to indefinitely postpone. Motions to indefinitely postpone shall not be applicable to collateral matters.

6.10—Committee substitute; withdrawn

Once a bill has been reported as a committee substitute, it may be withdrawn from further consideration only by motion of the introducer and unanimous consent of the Senators present.

6.11—Temporarily postpone

(1) The motion to temporarily postpone shall be decided without debate and shall cause a measure to be set aside but retained on the desk.

(2) If a main question has been temporarily postponed after having been debated or after motions have been applied and is not brought back up during the same sitting, it shall be placed under the order of unfinished business on the Senate calendar. If a main question is temporarily postponed before debate has commenced or motions have been applied, its reading shall be considered a nullity and the bill shall retain its original position on the order of business during that sitting; otherwise, the bill reverts to the status of bills on second (2nd) or third (3rd) reading, as applicable.

(3) The motion to return to consideration of a temporarily postponed main question shall be made under the proper order of business when no other matter is pending.

(4) If applied to a collateral matter, the motion to temporarily postpone shall not cause the main question to be carried with it. After having been temporarily postponed, if a collateral matter is not brought back before the Senate in the course of consideration of the adhering or main question, it shall be deemed abandoned.

RULE SEVEN

AMENDMENTS

7.1—General form; germanity requirement; notice; manner of consideration; filing deadlines

(1) No main amendment to a bill on any Senate calendar shall be considered by the Senate unless the amendment was prepared in proper form and filed with the Secretary no later than 2:00 5:00 p.m. the day before it is to be offered at a sitting.

(2) Substitutes for main amendments shall be filed by 4:00 p.m. and amendments to main amendments and amendments to substitute amendments by 5:00 p.m.

(3) No proposition on a subject different from that under consideration shall be admitted in the form of an amendment.

(4) Copies of such amendments shall be made reasonably available by the Secretary before the sitting, upon request, to the Senators and to the public.

~~(5)(8)~~ Consideration of all amendments not timely filed in accordance with this Rule requires a **two-thirds (2/3) vote** of those Senators present, if any Senator requests that such vote be taken.

~~(6)(4)~~ Amendments shall be filed with the Secretary on forms prescribed by the Secretary but shall be considered only after sponsors gain recognition from the President to move their adoption, except that the chair of the committee (or, in the chair's absence, the vice chair or any member thereof) reporting the measure under consideration shall have preference for the presentation of committee amendments.

~~(7)(5)~~ An amendment shall be deemed pending only after its sponsor has been recognized by the President and has moved its adoption. Amendments that have been filed with the Secretary but have not been formally moved for adoption shall not be deemed to be pending.

~~(6) No proposition on a subject different from that under consideration shall be admitted in the form of an amendment.~~

~~(8)(7)~~ The following bills are out of order and shall not be admitted or considered in the form of an amendment to a bill on the calendar and under consideration by the Senate:

- (a) Bills that have received an unfavorable committee report.
- (b) Bills that have been withdrawn from further consideration by the introducer.
- (c) Bills the substance of which have not been reported favorably by all committees of reference.
- (d) Bills that have not been published in at least one (1) daily calendar under Bills on Second (2nd) Reading.

Amendments covered by this Rule shall be substantially the same and identical as to specific intent and purpose as the measures described in paragraphs (a), (b), (c), or (d).

~~(9)(8)~~ Reviser's bills may be amended only by making deletions.

7.2—Adoption

(1) On second (2nd) reading, amendments may be adopted by a **majority vote** of those Senators present.

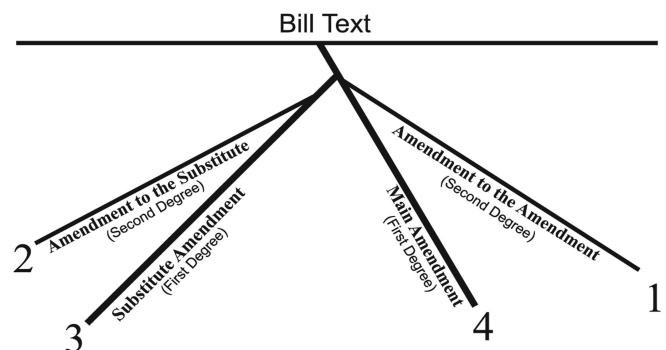
(2) On third (3rd) reading, amendments and amendments to amendments, including substitute amendments and amendments to a the substitute amendment, shall be adopted by a **two-thirds (2/3) vote** of those Senators present.

(3) On third (3rd) reading, amendments to the title or corrective amendments may be decided, without debate, by a **majority vote** of those Senators present.

See Rule 4.15—Referral or postponement on third (3rd) reading.

7.3—Sequence of amendments to amendments

(1) An amendment to a pending amendment may be received, but until it is disposed of, no other motion to amend will be in order, except a substitute amendment or an amendment to the substitute. Such amendments are to be disposed of in the following order:



- (a) Amendments to the amendment are acted on before the substitute is taken up. Only one (1) amendment to the amendment may be pending.

- (b) Amendments to the substitute are next voted on.
- (c) The substitute then is voted on.

(2) If a substitute amendment is adopted in place of an original main amendment, it shall be treated as an amendment to the bill itself.

(3) The following third (3rd) degree amendments are out of order:

- (a) A substitute amendment for an amendment to the amendment.
- (b) A substitute amendment for an amendment to the substitute.
- (c) An amendment to an amendment to the amendment.
- (d) An amendment to an amendment to the substitute amendment.

7.4—Deleting everything after enacting clause

An amendment deleting everything after the enacting clause of a bill, or the resolving clause of a resolution, and inserting new language of the same or related subject as stated in the original title shall be deemed proper and germane.

7.5—Amendment by section

Adoption of an amendment to a section shall not preclude further amendment of that section. If a bill is being considered section by section or item by item, only amendments to the section or item under consideration shall be in order. The President, in recognizing Senators for the purpose of moving the adoption of amendments, shall endeavor to cause all amendments to section 1 to be considered first, then all those in section 2, and so on. After all sections have been considered separately, the entire bill shall be open for amendment.

7.6—Printing in Journal

All amendments taken up by the Senate unless withdrawn shall be printed in the Journal, except that an amendment to the general appropriations bill constituting an entirely new bill shall not be printed until the filing of the conference committee report. All item amendments to the general appropriations bill shall be printed.

7.7—Senate amendments to House bills

A House bill may be amended in the same manner as a Senate bill. If a House bill is amended, this action shall be noted by the Secretary on the jacket before it is transmitted to the House.

7.8—House amendments to Senate bills

(1) After the reading of a House amendment to a Senate bill, the Senate may consider the following motions in order of their precedence:

- (a) Amend the House amendment,
- (b) Concur in the House amendment,
- (c) Refuse to concur in the House amendment and ask the House to recede, or
- (d) Request a conference committee.

(2) The adoption of any of the foregoing motions shall be by **majority vote** of those Senators present.

7.9—House refusal to concur in Senate amendment

(1) If the House shall refuse to concur in a Senate amendment to a House bill, the Senate may consider the following motions in order of their precedence:

- (a) Recede,
- (b) Insist that the House concur and request a conference committee, or
- (c) Insist that the House concur.

(2) The adoption of any of the foregoing motions shall be by **majority vote** of those Senators present.

RULE EIGHT

DECORUM AND DEBATE

8.1—Decorum and debate

(1) When a Senator desires to speak or present a matter to the Senate, the Senator shall rise at his or her seat and address himself or herself to “Mr. or Madam President” and, on being recognized, may address the Senate from his or her desk or from the well of the Senate and shall confine any remarks to the question under debate, avoiding personality.

(2) A Senator shall not address or refer to another Senator by his or her first name. A Senator shall use the appellation of “Senator” or such appellation and the district number of the Senator being addressed, or a Senator may also use such appellation and the surname of the Senator referred to or addressed.

8.2—Presiding officer’s power of recognition

When two (2) or more Senators rise at once, the presiding officer shall recognize the Senator who is to speak first.

8.3—Interruptions; when allowed

(1) No Senator shall be interrupted by another without the consent of the Senator who has the floor, except by:

- (a) Rising to a question of privilege;
- (b) Rising to a point of order requiring an immediate ruling;
- (c) Rising to appeal a decision of the presiding officer concerning a point of order (if the appeal is made immediately following the decision);
- (d) Rising to make a parliamentary inquiry requiring an immediate reply; or
- (e) Rising to question the existence of a quorum.

(2) The presiding officer shall strictly enforce this Rule.

8.4—Senator speaking, rights

(1) When a Senator is speaking and another Senator interrupts to request recognition, the presiding officer may ask the person rising to state why he or she desires the floor. If the question the Senator desires to raise is of higher precedence than the pending question, the Senator originally speaking shall relinquish the floor until the question having precedence is disposed of. The Senator then is entitled to resume the floor.

(2) The Senator making a debatable motion or the introducer of a bill shall have **five (5) minutes** in order to close debate.

8.5—Limit on speaking

No Senator shall speak longer than **thirty (30) minutes** without yielding the floor, except by consent of a **majority** of those Senators present.

8.6—Limitation on debate

When a matter is under debate by the Senate, a Senator may move to limit debate, and such motion shall be decided without debate, except the introducer of the matter on which debate would be limited shall have **five (5) minutes** to discuss said motion. If, by a **two-thirds (2/3) vote** of those Senators present, the question is decided in the affirmative, debate shall be limited accordingly. Debate may be further extended by a **majority vote**.

8.7—Points of order, parliamentary inquiry, definitions

(1) A “point of order” is the parliamentary device used to require a deliberative body to observe its own rules and to follow established parliamentary practice.

(2) A “parliamentary inquiry” is a request for information from the presiding officer:

- (a) About business pending or soon to be pending before the Senate; or

- (b) A device for obtaining a predetermination of a rule or a clarification thereof which may be presented in hypothetical form.

8.8—Repealed

8.9—Appeals

The ruling of a presiding officer may be appealed. The appeal of a decision of the presiding officer must be made promptly before debate has concluded or other business has intervened. A point of order on any other question is not in order while an appeal is pending, but a point of order relating to the appeal may be raised; and, if the determination of the appeal is dependent on this point, it may be decided by the presiding officer. This second (2nd) decision is also subject to appeal.

8.10—Appeals debatable

An appeal of a decision of the presiding officer on a point of order is debatable even though the question from which it arose was not debatable.

8.11—Questions of privilege

- (1) Questions of privilege have two (2) forms:
- Privilege of the Senate—Those affecting the rights of the Senate collectively, its safety, dignity, and the integrity of its proceedings; and
 - Privilege of a Senator—The rights, reputation, and conduct of Senators individually, in their representative capacity only.
- (2) These shall have precedence over all other questions except motions to adjourn or recess. A question of privilege affecting the Senate either house collectively takes precedence over a question of privilege affecting an individual Senator.

RULE NINE

LOBBYING

9.1—Those required to register

All persons (except those specifically exempted) who seek to encourage the passage, defeat, or modification of legislation in the Senate or before its committees shall, before engaging in such activity, register as prescribed by law and the Joint Rules of the Florida Legislature.

9.2—Obligations of lobbyist

- A lobbyist shall supply facts, information, and opinions of principals to legislators from the point of view from which he or she openly declares. A lobbyist shall not offer or propose anything to improperly influence the official act, decision, or vote of a legislator.
- A lobbyist, by personal example and admonition to colleagues, shall uphold the honor of the legislative process by the integrity of his or her relationship with legislators.
- A lobbyist shall not knowingly and willfully falsify a material fact or make any false, fictitious, or fraudulent statement or representation or make or use any writing or document knowing the same contains any false, fictitious, or fraudulent statements or entry.

(4) A lobbyist may not make any expenditure prohibited by section 11.045(4)(a), Florida Statutes, or by law.

9.3—Lobbyists' requirements

A lobbyist shall adhere to the statutory requirements for lobbyists provided by law and the Joint Rules.

9.35—Contributions during sessions

During a regular legislative session, and during an extended or special session as further provided for in Rule 1.361(2), a lobbyist may not directly or indirectly contribute to a Senator's own campaign, or to any

organization that is registered, or should have been registered, with the Rules Committee pursuant to Rule 1.361(3).

9.4—Advisory opinions

(1) A lobbyist, when in doubt about the applicability and interpretation of Rule Nine in a particular context, may submit in writing a statement of the facts involved to the Rules Committee and may appear in person before said committee.

(2) The Rules Committee may render advisory opinions to any lobbyist who seeks advice as to whether or not the facts in a particular case will constitute a violation of these Rules. All opinions shall delete names and be numbered, dated, and published in the Journal.

9.5—Compilation of opinions

The Secretary shall compile all advisory opinions of the Rules Committee.

9.6—Violations; investigations, penalties

(1) Any person may file a sworn complaint with the Rules Chair alleging a violation of the Rules regulating the conduct and ethics of lobbyists. The complainant shall also file a copy of the sworn complaint with the Senate General Counsel.

The complaint shall be based on personal knowledge, shall state detailed facts, shall specify the actions of the named lobbyist which form the basis for the complaint, shall attach all documentation on which the complaint is based, and shall identify the specific Rule alleged by the complainant to have been violated by the lobbyist.

- Upon a determination by the Rules Chair that the complaint states facts supporting a finding of probable cause, the complaint shall be referred to a special master. Upon a determination by the Rules Chair that the complaint fails to state facts supporting a finding of a violation of the Senate Rules probable cause, the complaint shall be dismissed.
- Upon a determination by the Rules Chair that the complaint states facts that, if true, would be a violation of the Senate Rules, the complaint shall be referred to a special master or select committee to determine probable cause. If a select committee is appointed, it shall be comprised of an odd number of members.

- The special master or select committee shall give reasonable notice to the lobbyist who is alleged to have violated the Rules, shall conduct an investigation, shall give reasonable notice to the lobbyist who is alleged to have violated the Rules, and shall grant the lobbyist an opportunity to be heard unless the investigation fails to reveal facts supporting a finding of probable cause. A report and recommendation shall then be prepared.
- The A special master's report and recommendation is advisory only and shall be presented to the Rules Chair and the President as soon as practicable after the close of the investigation.
- If the special master's report and recommendation conclude that the facts do not support a finding of probable cause, the complaint shall be dismissed by the Rules Chair.
- If the complaint is not dismissed, another select the Rules committee will be appointed and shall consider the special master's report and recommendation, shall grant the lobbyist an opportunity to be heard, and shall develop its own recommendation.
- If the select Rules committee votes to dismiss the complaint, the Rules chair shall dismiss the complaint.
- Otherwise, the special master's report and recommendation and the recommendation of the Rules select committee shall be presented to the President.
- The President shall present the committee's recommendation, along with the special master's report and recommendation, to the Senate for final action.

(2) The Rules Chair shall act within thirty (30) days of receipt of a complaint, unless a concurrent jurisdiction is conducting an investigation, in which case a decision may be deferred until such investigation is complete.

(3) Nothing in this Rule prohibits a Rules Chair from allowing a lobbyist to correct or prevent an inadvertent, technical, or otherwise *de minimis* violation by informal means.

(4) Nothing in this Rule prohibits the Rules Chair or a select committee appointed pursuant to this Rule from recommending a consent decree if agreed to by the lobbyist. The decree shall state findings of fact and set forth an appropriate penalty. If the Senate accepts the consent decree, the complaint shall be deemed resolved.

(5)(2) Separately from any prosecutions or penalties otherwise provided by law, any person determined to have violated the requirements of Rule Nine shall be admonished, censured, reprimanded, placed on probation, or prohibited from lobbying for the duration of the session and from appearing before any Senate committee. Such determination shall be made by a majority vote of the Senate, on recommendation of the Rules Committee.

9.7—Committees to be diligent

Committees shall be diligent to ascertain whether those who appear before them, in other than an obviously individual capacity, have conformed to the requirements of Rule Nine, the Joint Rules, and any other applicable law, and shall report violations. No committee member shall knowingly permit an unregistered lobbyist to be heard.

9.8—Lobbyist expenditures and compensation

See Senate Rules Appendix A for lobbyist expenditures and compensation requirements. The appendix is hereby incorporated by reference as a Rule. Chapter 2005 359, *Laws of Florida*, amends existing provisions of the law relating to legislative lobbying at the state level in Florida and adds new and substantial obligations, prohibitions, and requirements.

This Rule provides assistance to persons seeking to comply with the letter and spirit of the new law as it applies in the legislative context by refining the law and providing Interim Lobbying Guidelines and answers to 25 Frequently Asked Questions. It also is intended to provide guidance to the legislative committees that will participate in enforcing the new law.

Part One of the Guidelines refines and applies the new prohibition, with ten clearly stated exceptions, so that Senators and Senate employees can no longer directly or indirectly take any “expenditure” from a lobbyist or principal in either the public or private sector.

Part Two of the Guidelines refines and applies the underlying core requirement that “lobbying firms” must publicly disclose the compensation they receive for lobbying activities, and does so in a way that is narrowly tailored, furthers the state’s compelling governmental interest in regulating legislative lobbying at the state level, and employs the least intrusive means available to do so.

This Rule sets out general principles. Outcomes depend heavily on underlying fact patterns that can vary greatly from case to case. Full disclosure of the operative facts must be provided and considered before a proper and correct answer can be derived.

A Senator may request an informal advisory opinion from the Senate General Counsel regarding the application of the new law and this Rule to a specific situation, on which the legislator may reasonably rely.

The houses of the Legislature are responsible for the administration and enforcement of the legislative lobbying portions of the new law. The legislative lobbying expenditure prohibitions are not part of the Florida Code of Ethics for Public Officers and Employees. Neither the Florida Commission on Ethics nor the Florida courts have jurisdiction to interpret these internal matters of the Legislature.

Part One—Expenditures

(1)—General Guidelines

a)—The Expenditure Prohibition

~~The new law contains a prohibition against lobbyists and principals making direct or indirect lobbying expenditures for legislators and legislative employees. It provides:~~

~~[N]o lobbyist or principal shall make, directly or indirectly, and no member or employee of the Legislature shall knowingly accept, directly or indirectly, any expenditure.... (emphasis added).~~

~~The new expenditure prohibition applies only to expenditures made by lobbyists and principals. It applies whether or not the lobbyist, principal, legislator, or legislative employee is in Florida. Florida’s gift law, section 112.3148, *Florida Statutes*, continues to apply to gifts to legislators and legislative employees from others.~~

~~**Example:** A legislator may accept a subscription to a newspaper or periodical that is neither published by, nor paid for, nor provided by a lobbyist or a principal.~~

~~**Example:** A legislator may not accept a free health screening or other personal service provided on behalf of an association that is a principal.~~

~~**Example:** A legislator may, as either a member or an invited guest, participate in meetings of, and partake of the food and beverage provided by a civic organization if the organization is not a principal.~~

~~The practical effect of this law is to prohibit expenditures for attempting to obtain the goodwill of a member or employee of the Legislature, and it is not designed to prohibit expenditures made in attempting to influence legislative action or non-action through oral or written communication.~~

b)—Definitions

~~“Expenditure” is defined, essentially, as anything of value made by a lobbyist or principal for the purpose of lobbying.~~

~~“Lobbying,” in turn, means: (1) influencing or attempting to influence legislative action through oral or written communication (“active lobbying”); or, (2) attempting to obtain the goodwill of a member or employee of the Legislature (“goodwill”).~~

~~“Goodwill expenditure” is a gift, an entertainment, any food or beverage, lodging, travel, or any other item or service of personal benefit to a legislator or legislative employee.~~

~~Goodwill expenditures include contributions or donations from a lobbyist or a principal to a charitable organization that is, directly or indirectly, established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof.~~

~~A “lobbyist” is a person who is employed and receives payment, or who contracts for economic consideration, for the purpose of lobbying, or a person who is principally employed for governmental affairs by another person or governmental entity to lobby on behalf of that other person or governmental entity.~~

~~“Personal benefit” means a profit or gain pertaining to, directed toward, or affecting a person.~~

~~A “principal” means the person, firm, corporation, or other entity that has employed or retained a lobbyist. When an association has employed or retained a lobbyist, the association is the principal; the individual members of the association are not principals merely because of their membership in the association.~~

e)—Honorarium related Expenses

~~It is no longer permissible to accept from a lobbyist or principal, directly or indirectly, payment or reimbursement of expenses for travel, food, lodging, or beverage, related to speaking engagements or other honorarium type events.~~

d)—Indirect Expenditures

~~An indirect expenditure is an expenditure that is not made directly to a legislator or legislative employee, but is made to another with the~~

purpose that the expenditure be used for the personal benefit of a legislator or legislative employee.

The new expenditure prohibition *expressly* prohibits any lobbyist or principal from directing prohibited lobbying expenditures through a surrogate or through any person who by his or her actions or activities is obligated to register as a lobbyist but has failed to do so. Third party intermediaries, such as employees, members of associations and others, cannot be used to make prohibited expenditures.

Where an item or service (anything of value) is provided to a person *other* than a legislator or legislative employee by a lobbyist or principal and the item or service or the benefit attributable to the item or service ultimately is received by the legislator or employee, and where the item or service is provided with the intent to benefit the legislator or employee, such item or service constitutes a prohibited indirect expenditure to the legislator or employee.

Factors to be considered in determining whether a prohibited indirect expenditure has been made are set out on the following page in the joint functionality test:

TEST FOR DETERMINING LEGALITY OF AN INDIRECT EXPENDITURE

(1) The existence or nonexistence of communications by the lobbyist or principal indicating the lobbyist's or principal's intent to make or convey the item or service, or a personal benefit attributable to the item or service, to a legislator or employee rather than to the intervening third person;

(2) The existence or nonexistence of communications by the intervening third person indicating the intent to make or convey the lobbyist's or principal's item or service, or a personal benefit attributable to the item or service, to a legislator or employee rather than to the third person;

(3) The existence or nonexistence of any relationship between the lobbyist or principal and the third person, independent of the relationship between the lobbyist or principal and a legislator or employee, that would motivate the transfer to the third person;

(4) The existence or nonexistence of any relationship between the third person and a legislator or employee that would motivate the transfer;

(5) Whether the same or similar items or services have been or are being provided to other persons having the same relationship to the lobbyist or principal as the third person;

(6) Whether, under the circumstances, the third person had full and independent decision-making authority to determine whether a legislator or employee, or another, would receive the items or services, or a personal benefit attributable to the items or services;

(7) Whether the third person was acting with the knowledge or consent of, or under the direction of, the lobbyist or principal;

(8) Whether there were payments or the intention for any payments or bookkeeping transactions between the third person and the lobbyist or principal, reimbursing the third person for the items or services;

(9) The degree of ownership or control the lobbyist or principal had over the third person; and

(10) Whether a lobbyist or principal knew, or should have known, that an item or service provided to a third party would be used to provide a personal benefit to a legislator or employee, such as for the funding of a legislative reception or an event to be attended by legislators or employees.

The following examples illustrate some of the applications of the foregoing indirect expenditure criteria:

Example 1: A law firm which lobbies the Legislature invites all of its attorneys to attend a weekend retreat. The attorneys are encouraged to bring their spouses or significant others at the firm's expense. Legislator C is married to an attorney in the firm and has been asked by her spouse to attend the retreat. The lodging provided to Legislator C for

the retreat, food and drink, firm t-shirts, and the like would be considered a gift to her from her spouse and thus not a prohibited indirect expenditure, because the firm's invitation was extended to Legislator C's spouse by virtue of his employment with the firm.

Example 2: Legislator D hosts a fox hunt attended by legislators and lobbyists. Lobbyists give money to a third person, who is not a legislator or a legislative employee, to pay for the food and beverages which will be served at the fox hunt. The third party orders and prepares the food and beverages. The money provided to the third person by the lobbyists would be a prohibited indirect expenditure to Legislator D because it was given with the intent of benefiting him and his guests at the fox hunt.

Example 3: Legislator N and spouse have arranged to take a vacation trip together. A legislative lobbyist meets with Legislator N's spouse and offers to pay for the spouse's travel expenses. The lobbyist and Legislator N's spouse know each other only through the lobbyist's involvement with the legislator. This would constitute a prohibited indirect expenditure to Legislator N under the new law.

e) Equal or Greater Compensation

An expenditure is not prohibited when equal or greater value is given contemporaneously by the recipient to the donor.

Therefore, it is not an expenditure if:

1. The fair market value of the event, meeting, or other activity, including any food, beverage, transportation, lodging, or any other thing of value, can readily be determined, and

2. The legislator or legislative employee pays his or her pro rata share of the total fair market value to the person or organization hosting the event contemporaneously with the time of attending or participating in the event.

Thus, if a lobbyist or principal provides \$35 worth of goods or services to a legislator or legislative employee but the legislator or legislative employee *contemporaneously* provides *equal or greater consideration*, the lobbyist or principal has not provided *anything of value*, thus, there is no "expenditure."

f) Valuation

The law is silent as to the *valuation* of goods and services. *Fair market value* is the proper and applicable standard of valuation.

The retail price of an item or service is presumed to be its fair market value so long as it is reasonable in relation to the value of the item or service and the amount is not subsidized by a lobbyist or principal.

In valuing an expenditure, you may exclude the amount of additional expenses that are regularly required as a condition precedent to the donor's eligibility to make the expenditure if the amount expended for the condition precedent is primarily intended to be for a purpose other than lobbying, and is either primarily for the benefit of the donor or is paid to a charitable organization. Initiation fees and membership fees are examples of additional expenses that are regularly required as conditions precedent for eligibility to make an expenditure. Transportation expenses incurred to bring a member to an out-of-town event are not.

Entrance fees, admission fees, or tickets are normally valued on the face value or on a daily or per event basis. The portion of a ticket attributable to a charitable contribution is not included in the value. Conversely, if the ticket is subsidized by contributions of lobbyists or principals, the pro rata subsidized amount must be attributed to the face value.

A person providing transportation in a private automobile shall be considered to be making an expenditure at the then-current statutory reimbursement rate, which is currently 29 cents per mile. The value of transportation provided in other private conveyances must be calculated on its fair market value.

g) Exceptions

1. Relatives

A relative is an individual who is related to the member or employee as 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, grandparent, grandchild, great grandchild, step grandparent, step great grandparent, step grandchild, or step great grandchild; any person who is engaged to be married to the member or employee or who otherwise holds himself or herself out as or is generally known as the person whom the member or employee intends to marry or with whom the member or employee intends to form a household; or any other natural person having the same legal residence as the member or employee.

This definition of “relative” is taken from former Joint Rule 1.4(4)(b), and has operated historically as an exception to the presumption that things of value given to a legislator or employee by a lobbyist or principal are intended for the purpose of engendering goodwill.

Example: A legislator is permitted to accept a Christmas gift from an aunt, even if she is a lobbyist. The gift is not deemed an expenditure made for the purpose of lobbying because of the family relationship between the donor and the donee.

2.—Employment related Compensation and Benefits

Salary, benefits, services, fees, commissions, gifts, or expenses associated primarily with the recipient’s employment, business, or service as an officer or director of a corporation or organization are not prohibited expenditures so long as they are given in an amount commensurate with other similarly situated employees, officers, or directors.

These sorts of expenditures are currently also excepted from the definition of a gift in section 112.312(12)(b), *Florida Statutes*, and are a necessary exception in order for many legislators to continue their employment or continue their service on boards and continue to serve in Florida’s citizen Legislature.

Example: A legislator who is on the board of directors of an organization that has a lobbyist is nevertheless permitted to partake of food and beverage provided to the board members by the organization at its board meetings.

3.—Political Organizations and Entities

An expenditure does not include contributions or expenditures reported pursuant to chapter 106, *Florida Statutes*, or its federal law counterpart, campaign related personal services provided without compensation by individuals volunteering their time; any other contribution or expenditure made by a chapter 106 entity such as a candidate campaign, political committee, organization making electorating communications, political party, or committee of continuous existence; or an entity qualified under section 501(c)(4) or section 527 of the Internal Revenue Code.

Members are cautioned that these organizations or entities may not be used as a vehicle for skirting the new lobbying expenditure law. To the extent that funds come from lobbyists or principals, one should exercise great care that the expenditures are legal and appropriate for that particular organization or entity.

4.—Communications Expenses

The expenditure prohibitions in the new law do not reach expenditures made by a lobbyist or principal for items such as “media advertising,” “publications,” “communications,” and “research.”

Expenditures for researching, gathering, collating, organizing, providing, or disseminating information for the exclusive purpose of “active lobbying” (influencing or attempting to influence legislative action through oral or written communication) are necessary for Floridians to be able to “instruct their representatives.”

5.—Office and Personal Expenses of Lobbyists and Principals

“Office expenses” and personal expenses of the lobbyist or principal for “travel,” “lodging,” and “food and beverages” as those items were defined in former Joint Rule 1.4(4)(c) are exempt from the prohibition on lobbying expenditures. This category does not include any expenses

for legislators, legislative employees, or persons whose expenses would be attributed to them.

6.—Government to Government Expenditures

Real property or a facility owned or operated by a state or local public agency or entity that is a lobbying principal and transportation to, from, and at the location provided by that agency or entity may, with the prior approval of the respective state legislative presiding officer or his or her designee, be used without payment, by a member, committee, or staff of the Legislature for a public legislative purpose. Such purposes include publicly noticed legislative committee meetings and site visits to operations conducted by the public agency or entity. Allowable free uses also specifically include legislative district offices and sub offices and the normally attendant utilities, parking, janitorial services, building maintenance, and telecommunications equipment and services common to a government building in which the office is located. Allowable free use does not extend to sports or entertainment venues; does not include food, beverages, or entertainment; and does not include free parking privileges at any location other than a district office or sub office.

7.—Free and Open Public Events

Expenditures directly associated with events that are held within the Capitol complex, out of doors or under temporary shelter, open to the general public, widely and publicly noticed, free to all, not ticketed, and for which equal and totally unobstructed access to the general public is provided, are not prohibited expenditures made by lobbyists or principals, or when accepted by legislators or legislative employees.

Example: Atlas County, Florida, is holding Atlas Day in the plaza between the Capitol and the Historic Capitol. Lunch is served to all comers. The event was widely publicized and access to the event and the food and beverage is totally unobstructed. Legislators may partake as well.

8.—Regional and National Legislative Organizations

The prohibition does not apply to expenditures made directly or indirectly by a state, regional, or national organization that promotes the exchange of ideas between, or the professional development of, governmental officials or employees, and whose membership is primarily composed of elected or appointed public officials or staff to members of that organization or to officials or staff of the Legislature. This exception does not include extracurricular activities, entertainments, or items or services provided at conferences that are paid for or provided by a lobbyist or principal.

9.—Monetary Value Impossible to Ascertain

The value of some items is *truly impossible* to quantify at the time of the expenditure. Expenditures for which a monetary value is not ascertainable at the time of the expenditure are not prohibited. Examples are: appearing on a news show or having a feature article about a legislator in a trade magazine or other medium, applause received by a legislator at an event, obtaining priority seating in a crowded restaurant or priority for obtaining services where there is an established queue, or the pro-rata portion of a host’s monthly or annual membership in an exclusive supper club.

10.—Plaques and Certificates

The prohibition does not apply to personalized wall plaques, personalized photographs, or personalized certificates that have no substantial inherent value other than recognizing the donee’s public, civic, charitable, or professional service.

h) —Effect of Other Laws and Rules

To the extent that an expenditure is excluded or exempt from the new lobbying prohibition in section 11.045, *Florida Statutes*, it is still subject to the restrictions and requirements in other statutes: most notably, the gift law (section 112.3148, *Florida Statutes*) and the campaign finance law (chapter 106, *Florida Statutes*).

(2) —Frequently Asked Questions

LEGISLATIVE EVENTS/RECEPTIONS

1. *Question: Can a county legislative delegation or delegation office sponsor an annual event in Tallahassee on public grounds or in quarters belonging to either the Senate or the House of Representatives (i.e., "Flavors of Hillsborough")?*

ANSWER: A county legislative delegation may host an annual event in Tallahassee provided that no free food, beverages, or other personal benefits to a legislator or legislative employee are paid for or provided by a lobbyist or principal, either directly or indirectly.

Legislators and legislative staff may pay an amount established and published by the delegation as the per person cost of the event, or they may "pop in" and not partake of any food, beverage, or other personal benefit at the event. Alternatively, the delegation may make the event a free, open public event as described in Paragraph (1)g)7. above.

2. *Question: Can a legislator or legislative employee go up to the 22nd floor of the Capitol and partake of free food and drink provided by an organization hosting a luncheon or event at the Capitol?*

ANSWER: It depends. Yes, provided the organization hosting the event is not a principal and none of the food and beverages are paid for or provided by a lobbyist or principal. Otherwise, the legislator or legislative employee could attend the event but could not partake of the free food or beverages or they can pay the fair market value of what they consume.

3. *Question: Can "legislative days" that provide food, beverages, entertainment, and other personal benefits to legislators or legislative employees during the session and are hosted by counties, cities, universities, and others that employ a lobbyist continue?*

ANSWER: "Legislative days" and other legislative events funded by lobbyist or principal dollars may continue provided no free food, drink, entertainment, or other personal benefit is provided to a legislator or legislative employee, either directly or indirectly. Any such benefit would be a prohibited goodwill expenditure.

Legislators and legislative staff may pay an amount established and published by the sponsor as the per person cost of the event, or they may "pop in" and not partake of any food, beverage, or other personal benefit at the event. Alternatively, the sponsor may make the event a free, open public event as described in Paragraph (1)g)7. above.

4. *Question: Can a not-for-profit organization host receptions and events for legislators that provide food, beverages, entertainment, and other personal benefits to legislators or legislative employees through contributions solicited from lobbyists or principals who sponsor the reception or event?*

ANSWER: The charity may host a reception or event for legislators and legislative employees provided that no free food, beverages, entertainment, or other personal benefit is provided to a legislator or legislative employee from the funds of lobbyists or principals.

Legislators and legislative employees may pay an amount established and published by the sponsor as the per person cost of the event, or they may "pop in" and not partake of any food, beverage, or other personal benefit at the event. Alternatively, the sponsor may make the event a free, open public event as described in Paragraph (1)g)7. above.

5. *Question: Can a lobbyist or principal host an event with food, beverages, entertainment, or other personal benefit for legislators or legislative employees and collect from each legislator or legislative employee, a flat, per person entrance fee based on the total cost to plan, produce, stage, and clean up after the event, divided by the number of persons reasonably expected to attend?*

ANSWER: Yes.

6. *Question: Each year, a few associations host legislative receptions/BBQs and invite their members as well as legislators. They usually pass out campaign funds at these events to those who support their industry. Would it now be legal to host this event if it were called a "fundraiser?" Could legislators then accept free food and beverages at the event?*

ANSWER: Senate Rule 1.361 precludes a senator, and House Rule 15.3 precludes a representative, from accepting a campaign contribu-

tion during a regular or special session, in addition to prohibiting them from accepting contributions on behalf of a section 527 or section 501(c)(4) organization, a political committee, a committee of continuous existence, a political party, or the campaign of any other senatorial candidate or candidate for representative, respectively. Thus, any fundraiser held during a regular or special session would violate the rules of each house.

Fundraisers not held during a regular or special session are outside the purview of the expenditure prohibitions in the new law. A goodwill lobbying expenditure does not include contributions or expenditures reported pursuant to chapter 106, *Florida Statutes*. However, if the facts and circumstances demonstrate that calling the event a "fundraiser" is merely an artifice for lobbyists or principals to provide free gifts, food, beverages, and other items or services of personal benefit to a legislator, not associated with influencing the results of an election, then the fundraiser would violate the expenditure prohibition of the new law. Note, also, that fundraisers remain subject to the contribution restrictions and requirements of Florida's campaign finance law (chapter 106, *Florida Statutes*).

HONORARIA EXPENSES

7. *Question: Can a lobbyist or principal continue to pay or reimburse a legislator's or legislative employee's expenses for such items as food and beverages, travel, and lodging associated with an honorarium event?*

ANSWER: No.

GIFTS TO LEGISLATORS

8. *Question: Can a school child give a legislator a painting that he or she has made?*

ANSWER: Yes. The prohibition against lobbying expenditures only applies to lobbyists and principals, and those acting on their behalf.

9. *Question: Can a school student whose parent is a lobbyist or principal give a scarf that was purchased by the child's parent to a legislator as a gift?*

ANSWER: It depends. The lobbying expenditure prohibition applies to all gifts from lobbyists or principals to legislators, directly or indirectly. A lobbyist or principal cannot use a third-party intermediary to circumvent the lobbying expenditure prohibition. Thus, if the facts and circumstances demonstrate that the scarf is an indirect gift from the lobbyist or principal to the legislator, it would be prohibited.

10. *Question: Can a legislator accept rent free office space and associated building services from a city, county, or community college in his or her district that employs or retains a lobbyist?*

ANSWER: Yes. See Paragraph (1)g)6. above for explanation and limitations.

11. *Question: Can a legislator or legislative staff accept transportation services from another governmental entity?*

ANSWER: Yes. See Paragraph (1)g)6. above for explanation and limitations.

12. *Question: Are there any value limitations on the exceptions in the new law for "floral arrangements or other celebratory items given to legislators and displayed in chambers on the opening day of a regular session"?*

ANSWER: Yes. All opening day flowers and floral arrangements are subject to the limitations and requirements of the gift law (section 112.3148, *Florida Statutes*). No other celebratory items will be allowed in either chamber on opening day of the regular session.

FOOD AND BEVERAGES/GIFTS

13. *Question: Can a legislator or legislative employee and his or her spouse have dinner with a lobbyist friend the legislator or legislative employee has known for 30 years at the lobbyist's home, whether or not active lobbying occurs?*

ANSWER: Yes, provided the legislator or legislative employee contemporaneously provides the lobbyist with the pro rata share of the total fair market value of the cost of the food and beverages provided to the legislator or legislative employee and his or her spouse, either in cash or barter (i.e., bottle of wine, flowers). Otherwise, the expenditure for food and beverages would constitute a prohibited goodwill expenditure, irrespective of the extent of the legislator's and lobbyist's friendship.

14. Question: Can a lobbyist or principal and legislator or legislative employee have dinner at a public restaurant?

ANSWER: Yes, provided the dinner is "Dutch treat."

15. Question: Can a lobbyist or principal and a legislator or legislative employee have dinner "Dutch treat" at the Governor's Club?

ANSWER: Yes, provided the legislator or legislative employee pays the total cost of all food and beverage that he or she was served or consumed, or that was served to or consumed by a person whose expenditures are attributed to the legislator or legislative employee.

16. Question: Can a lobbyist's business partner, employee, spouse, or child, who is not a registered lobbyist, accompany the lobbyist and legislator or legislative employee to dinner and pay for all the food and beverages if the partner, employee, spouse, or child does not actively lobby?

ANSWER: No. The lobbying expenditure prohibition applies to all food and beverages provided by lobbyists or principals to legislators or legislative employees, directly or indirectly. A lobbyist or principal cannot utilize a third party intermediary to channel gifts to legislators to circumvent the lobbying expenditure prohibition.

17. Question: If someone offers a legislator or legislative employee a drink at a bar, or any other gift or personal benefit, does the legislator or legislative employee have a duty to inquire if the donor is a lobbyist or principal?

ANSWER: Yes. A legislator or legislative employee is liable for knowingly accepting an expenditure from a lobbyist or principal, or someone acting on behalf of a lobbyist or principal. "Knowingly" has many statutory definitions, including that a person: (1) has actual knowledge of the information; (2) acts in deliberate ignorance of the truth or falsity of the information; or, (3) acts in reckless disregard of the truth or falsity of the information. Therefore, prudence dictates that the legislator or legislative employee, at a minimum, make reasonable inquiry as to the source of the proposed expenditure to determine whether it is prohibited. Reasonableness will turn on the facts and circumstances of each individual situation.

For example, a legislator receiving an invitation to an event to be held the next week, from an organization he or she is not familiar with would likely require that the legislator, at a minimum, consult the online directory of legislative principals and lobbyists, and perhaps make further inquiry if facts or circumstances come to light indicating that the organization might be making the expenditure on behalf of a lobbyist or principal. Similarly, a legislator offered a drink from someone he or she doesn't know in a Tallahassee bar or restaurant generally known to be frequented by lobbyists would probably be required, at a minimum, to ask whether the person is a lobbyist or principal or affiliated with a lobbyist or principal. On the other hand, a Miami legislator on personal holiday with his or her spouse at Buseh Gardens in Tampa, who strikes up a friendship with a couple they don't know visiting from Colorado and who subsequently offers to pay for the legislator's and spouse's dinner probably has less of a duty to inquire whether either member of the couple is a Florida lobbyist or principal.

CHARITIES

18. Question: Can a legislator or legislative employee raise funds from lobbyists or principals for charitable causes?

ANSWER: Yes, provided the charity for which funds are sought is not directly or indirectly established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof. Otherwise, such a contribution or donation would constitute a prohibited goodwill expenditure.

19. Question: Can a legislator or legislative employee establish or operate a charitable foundation that relies on lobbyist or principal support?

ANSWER: No. A legislator or legislative employee may establish or operate a charitable organization but none of the money contributed or donated to the charity may be from lobbyists or principals. Such a contribution or donation would constitute a prohibited goodwill expenditure.

20. Question: Can a legislator or legislative employee sit on the board of a charitable organization that is not established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof? Can he or she accept free food and beverages provided by the charity and be reimbursed by the charity for expenses associated with the work of the charity (i.e., travel, lodging)?

ANSWER: Yes. A legislator or legislative employee may sit on the board of a charitable organization that receives donations and contributions from lobbyists, and may partake of free food, beverages, and other personal benefits provided by the charity to board members in connection with their service, including reimbursement of personal expenses incurred by board members in furtherance of the charity's work. A goodwill expenditure does not include salary, benefits, services, fees, commissions, gifts, or expenses associated primarily with a legislator's or legislative employee's employment, business, or service as an officer or director of a corporation or organization. However, any such salary, benefit, services, fees, commissions, gifts, or expenses cannot be from funds earmarked by lobbyists or principals to the charity for such purpose and must be received only for the legislator's or legislative employee's service as a member of the board.

21. Question: Can a legislative caucus that is established as a non-profit group raise funds from lobbyists for its charitable causes?

ANSWER: It depends. If the legislative caucus or the nonprofit group is directly or indirectly established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof, then the answer is no.

If the legislative caucus or the nonprofit group is not directly or indirectly established by, organized by, or operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof, then the answer is yes.

22. Question: Can a legislative caucus that is established as a non-profit group host its own charity golf tournament funded by lobbyist or principal "sponsors" at a private club, where the cost of sponsorship buys an opportunity to play golf with a member of the caucus, and to make a presentation to the caucus before and after the event?

ANSWER: Yes, provided the legislative caucus or the nonprofit group is not directly or indirectly established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof, and the legislators and legislative employees pay their own golf fees and the per person cost for food and beverage.

OTHER

23. Question: What happens when a legislator is married to, related to, or living with a lobbyist? Can the lobbyist pay for meals, lodging, etc.?

ANSWER: Yes, provided the lobbyist does not use the expenditure to actively lobby the legislator. Expenditures by "relatives" of a legislator for food, lodging, travel, and the like are specifically exempt from the definition of a goodwill expenditure.

24. Question: Can a legislator be employed by a lobbyist or principal? Can a legislator go to the employer's retreat and partake of food and beverages?

ANSWER: Yes. A goodwill expenditure does not include salary, benefits, services, fees, commissions, gifts, or expenses associated primarily with a legislator's or legislative employee's employment, business, or service as an officer or director of a corporation or organization.

25. Question: Where a lobbyist or principal leaves a gift, such as a box of chocolates, in a legislator's office, what should the legislator do with the item?

~~ANSWER: When a legislator or legislative employee receives an item that they believe violates the prohibition against accepting an expenditure from a lobbyist or principal, the item must either be sent back to the donor or delivered to the Sergeant at Arms for disposal.~~

Part Two—Compensation

(1)—General Guidelines

~~Chapter 2005 359, *Laws of Florida*, for the first time, requires the reporting of compensation received by lobbying firms for each calendar quarter, both in the aggregate and for each individual principal. Much of the reporting is done in dollar categories; however, if compensation from a single principal is \$50,000 or more in a calendar quarter, the lobbying firm must report the specific dollar amount of the compensation, rounded to the nearest \$1,000.~~

~~A “lobbying firm” is any business entity with a lobbyist, or an individual contract lobbyist, who gets paid to lobby for a principal. It is the lobbying firm that must report, not the individual lobbyists in the firm (except in the case of an individual contract lobbyist, where the lobbyist also comprises the entire lobbying firm).~~

~~Reports are due no later than 45 days after the end of each calendar quarter. Compensation reports must be filed electronically using the online filing system of the Office of Legislative Services.~~

~~The new law requires the senior partner, officer, or owner of the lobbying firm to certify to the veracity and completeness of each compensation report. This requirement is designed to discourage the mischaracterization and thus omission of reportable compensation through designations such as “media fees,” “consulting services,” “professional services,” “governmental services,” and other such artifices.~~

~~For example, if a law firm were paid a lump sum for rendering multiple types of services to a client, only one of which is lobbying, then the person certifying the report is responsible for properly and reasonably allocating the portion of the total fee received for lobbying activities and for activities other than lobbying. Only the compensation received for lobbying activities is to be reported on the compensation form.~~

~~The Legislature will use random audits supplemented by the lobbyist disciplinary process to hold the person certifying the compensation report and the lobbying firm accountable for making a true, complete, properly allocated report as required by law. In addition, the certification brings every compensation report filer within the scope of potential criminal penalties in section 837.06, *Florida Statutes*, for culpable violations.~~

(2)—Frequently Asked Questions

~~1.—Question: Is an in house, salaried lobbyist for an association, a governmental entity, or a corporation that does not derive income from principals for lobbying required to report compensation?~~

~~ANSWER: No. An association, a governmental entity, a corporation or other business entity that does not derive income from principals for lobbying, and its employee lobbyists, are not a “lobbying firm” as defined in section 11.045(1)(g), *Florida Statutes*. Only “lobbying firms” must report compensation as provided in section 11.045(3)(a), *Florida Statutes*.~~

~~2.—Question: Does the prohibition against providing compensation to an individual or business entity that is not a lobbying firm mean that in house lobbyists must either become a lobbying firm or cease lobbying?~~

~~ANSWER: No. The provision in question merely clarifies that reportable “compensation” under the law must be provided to a “lobbying firm,” and not contracted or subcontracted through some “straw man” to circumvent compensation reporting requirements. The provision in question clarifies and emphasizes the statutory definition of “compensation” in section 11.045(1)(b), *Florida Statutes*, as “anything of value provided or owed to a lobbying firm.”~~

RULE TEN

CHAMBER OF THE SENATE

10.1—Persons entitled to admission

(1) No person shall be admitted to the main floor of the Senate Chamber while the Senate is sitting except present members of the Senate, all officers and employees of the Senate in the performance of their duties, and persons charged with messages or papers to the Senate. Also entitled to admission are the Governor or one (1) representative designated by the Governor, the Lieutenant Governor, Cabinet officers, former Governors, present and former United States Senators, present and former members of the House of Representatives of the United States and of this State, Justices of the Supreme Court, former State Senators of Florida, and persons by invitation of the President.

(2) A special section of the gallery shall be reserved for members of the families of Senators.

10.2—Exception to chamber admission Rule

Except at the discretion of the President, no person entitled to admission shall be admitted if registered pursuant to Rule Nine. During a sitting, no person admitted under this Rule shall engage in any lobbying activity involving a measure pending before the Legislature during the legislative session.

10.3—Admission of media by President

Members of the media, in performance of their duties, shall be assigned to a section specifically set aside for them, and shall not be allowed on the Senate floor while the Senate is sitting, except with the approval of the President.

10.4—Attire

All persons on the main floor of the Senate Chamber and in the gallery (with the exception of visitors in that portion of the gallery set aside for the general public) shall wear appropriate business attire at all times while the Senate is sitting.

10.5—Gallery

No food or beverages shall be allowed in the gallery at any time.

RULE ELEVEN

CONSTRUCTION AND WAIVER OF RULES

11.1—Interpretation of Rules

It shall be the duty of the President, or the temporary presiding officer, to interpret all Rules.

11.2—Waiver and suspension of Rules

(1) These Rules shall not be waived or suspended except by a **two-thirds (2/3) vote** of those Senators present. The motion, when made, shall be decided without debate.

(2) A motion to waive a Rule requiring unanimous consent of the Senate shall require unanimous consent of those Senators present for approval.

11.3—Changes in Rules

(1) All proposed revisions of the Senate Rules shall be first referred to the Rules Committee, which shall report as soon thereafter as practicable. Consideration of such a report shall always be in order.

(2) The Rules Committee may originate reports and resolutions dealing with the Senate Rules and the Order of Business which may be approved by a **two-thirds (2/3) vote**, and such power shall be exclusive, provided, however, that any report made pursuant to this Rule may be amended by a **two-thirds (2/3) vote** of those Senators present.

11.4—Majority action

Unless otherwise indicated by the Senate Rules or the *State Constitution*, all action by the Senate or any of its committees or subcommittees, including references to “members present” or “Senators present,” shall be by **majority vote** of those Senators present and voting.

See FLA. CONST. art. X, s. 12(e) Rules of construction.

11.5—Uniform construction

When in the Senate Rules reference is made to a ~~“two-thirds (2/3) of those present,” “two-thirds (2/3) vote,” “two-thirds (2/3) of the Senate,” “two-thirds (2/3) of those voting,” etc.,~~ these shall all be construed to mean two-thirds (2/3) of those Senators present and voting; except that two-thirds (2/3) of the entire membership of the Senate shall be required when so indicated, to consider additional proposed legislation in any extended session in accordance with Article III, Section 3 of the State Constitution.

11.6—General; definitions

When used in the Senate Rules, the following words shall, unless the text otherwise indicates, have the following respective meaning:

- (1) The singular always includes the plural.
- (2) Except where specifically provided or where the context indicates otherwise, the use of the word “bill,” “measure,” “question,” or “matter” means a bill, joint resolution, concurrent resolution, resolution, or memorial.
- (3) In addition to the definition in subsection (2), “matter” also means an amendment, an appointment, or a suspension.
- (4) “Introducer” shall mean the first-named Senator on a bill. In the case of a bill originally introduced by a committee, the committee shall be the introducer.

11.7—Sources of procedural authority

The latest edition of *Mason’s Manual of Legislative Procedure*, *Jefferson’s Manual*, or other manuals of comparable legislative application may be consulted, but shall not be binding, when a question of parliamentary procedure is not addressed by the *State Constitution*, these Rules, Joint Rules, or prior rulings of the presidents.

RULE TWELVE**EXECUTIVE SESSIONS, APPOINTMENTS,
SUSPENSIONS, AND REMOVALS****PART ONE—EXECUTIVE SESSIONS****12.1—Executive session; authority**

The business of the Senate shall be transacted openly and not in executive session except under conditions pursuant to Article III, Section 4(b) of the *State Constitution*.

12.2—Executive session; purpose

Pursuant to Article III, Section 4(b) of the *State Constitution*, the Senate may resolve itself into executive session for the sole purpose of considering appointment, removal, or suspension. No one shall be in attendance except Senators, the Secretary, and staff as approved by the President, who shall be sworn not to disclose any executive business without consent of the Senate.

12.3—Executive session; vote required

When the Senate agrees, by a **majority** of those Senators present, that specified appointments, removals, or suspensions shall be considered in executive session, such shall be calendared for formal consideration by the Senate.

12.4—Executive session; work product confidentiality

All information and remarks including committee work product concerning the character and qualification, together with the vote on each appointment, removal, or suspension considered in executive session shall be kept confidential except information on which the bans of confidentiality were lifted by the Senate while in executive session.

12.5—Executive session; separate Journal

A separate Journal shall be kept of executive proceedings of the Senate, and no information regarding same shall be made public except by order of the Senate or by order of a court of competent jurisdiction.

12.6—Violation of Rule

Violation of the above Rules as to the confidentiality of the proceedings of executive sessions shall be considered by the Senate as sufficient grounds for unseating the offending Senator.

**PART TWO—APPOINTMENTS, SUSPENSIONS, AND
REMOVALS****12.7—Procedure; generally**

Except as otherwise herein provided, on receipt by the Senate of appointments or suspensions on which action by the Senate is required, the President shall refer each to the Ethics and Elections Committee, other appropriate committee or committees, or a special master appointed by the President. Any such committee, subcommittee, or special master shall make inquiry or investigation and hold hearings, as appropriate, and advise the President and the Senate with a recommendation and the necessity for deliberating the subject in executive session. Reports and findings of the committee, subcommittee, or special master appointed pursuant hereto are advisory only and shall be made to the President. The report of the committee, subcommittee, or special master may be privileged and confidential. The President may order the report presented to the Senate in either open or executive session, or the President may refer it to the Rules Committee for its consideration and report. When the report is presented to the Senate during an open sitting or received by the Rules Committee, the report shall lose its privileged and confidential character.

12.8—Procedure on executive appointments

(1) Upon receipt of a request from the Governor or other appointing official or authority for the return of the documentation of an appointment, which appointment has not been acted upon by the Senate, the Secretary, upon consultation with the President, shall return the appointment documentation and the return shall be noted in the Journal. The appointee whose appointment was returned continues in office until the end of the next ensuing regular session of the Legislature or until the Senate confirms a successor, whichever occurs first.

(2) If the appointment returned was made by the Governor, official or authority’s predecessor, the appointee shall not be subject to the provisions of section 114.05(1)(e) or (f), *Florida Statutes*, during the period of withdrawal.

(3) If the appointment returned was made by the Governor, official or authority requesting the return, for purposes of section 114.05(1)(e) and (f), *Florida Statutes*, the returned appointment shall be treated as if the Senate failed to consider the appointment.

12.9—Procedure upon receipt of an executive suspension

(1) Unless suspension proceedings are held in abeyance, the committee, subcommittee, or special master shall institute action by transmitting a notice of hearing for a prehearing conference or a hearing on the merits within three (3) months after the Secretary of the Senate receives the suspension order. The Governor and the suspended official shall be given reasonable notice in writing of any hearing or prehearing conference before the committee, subcommittee, or special master. If the Governor files an amended suspension order, the attention of the Senate, committee, subcommittee, or special master shall be directed at the amended suspension order.

(2) An executive suspension of a public official who has pending against him or her criminal charges, or an executive suspension of a public official that is challenged in a court shall be referred to the Ethics and Elections Committee, other appropriate committee, or special master; however, all inquiry or investigation or hearings thereon shall be held in abeyance and the matter shall not be considered by the Senate, committee, subcommittee, or special master until the pending charges have been dismissed, or until final determination of the criminal charges at the trial court level, or until the final determination of a court challenge, if any, and the exhaustion of all appellate remedies for any of the above. The committee, subcommittee, or special master shall institute action within three (3) months after the conclusion of any pending proceedings. ~~Notwithstanding an abeyance, in a suspension case in which the criminal charge is a misdemeanor,~~ the committee, subcommittee, or special master and the Senate may proceed if the written consent of counsel for the Governor and of the suspended official is obtained. Nothing in this Rule shall be interpreted as preventing the Senate from proceeding if the Senate President determines due process so requires.

(3) The committee, subcommittee, or special master may provide for a prehearing conference with counsel for the Governor and the suspended official to narrow the issues involved in the suspension. At such conference, both the Governor and the suspended official shall set forth the names and addresses of all the witnesses they intend to call, the nature of their testimony, photocopies of all documentary evidence, and a description of all physical evidence that will be relied on by the parties at the hearing. Each shall state briefly what each expects to prove by such testimony and evidence. The suspended official may file with the Secretary, no later than ten (10) days prior to the first (1st) prehearing conference, or no later than the date set by the committee, subcommittee, or special master if no prehearing conference is held, all written defenses or matters in avoidance of the charges contained in the suspension order.

(4) When it is advisable, the committee, subcommittee, or special master may request that the Governor file a bill of particulars containing a statement of further facts and circumstances supporting the suspension order. Within twenty (20) days after receipt of the Governor's bill of particulars, the suspended officer shall file a response with the committee, subcommittee, or special master. Such response shall specifically admit or deny the facts or circumstances set forth in the Governor's bill of particulars, and may further make such representation of fact and circumstances or assert such further defenses as are responsive to the bill of particulars or as may bear on the matter of the suspension.

(5) The Senate may act on the recommendations of the committee, subcommittee, or special master at any time it is sitting but shall do so no later than the end of the next regular session of the Legislature.

(6) Within sixty (60) days after the Senate has completed final action on the recommendation of the committee, subcommittee, or special master, any party to the suspension matter may request the return, at that party's expense, of any exhibit, document, or other evidence introduced by that party. After the expiration of sixty (60) days from the date the Senate has completed final action, the committee, subcommittee, or special master may dispose of such exhibits or other evidence.

See FLA. CONST. art. IV, s. 7(b) Suspensions; filling office during suspensions.

12.10—Adjudication of guilt not required to remove suspended officer

For the purposes of Article IV, Section 7(b) of the *State Constitution*, the Senate may find that the suspended official has committed a felony notwithstanding that a court may have withheld adjudication of guilt upon which the suspension order is based in whole or in part.

12.11—Special master; appointment

The President may appoint and contract for the services of a special master to perform such duties and make such reports in relation to suspensions and removals as he or she shall prescribe.

12.12—Special master; floor privilege

With consent of the President, the special master may have the privilege of the Senate floor to present and explain the report and answer questions as to the law and facts involved.

12.13—Issuance of subpoenas and process

The committee, subcommittee, and special master shall each have the authority to request the issuance of subpoenas, subpoenas *duces tecum*, and other necessary process under Rule 2.2. The committee chair, subcommittee chair, and special master may each administer all oaths and affirmations in the manner prescribed by law to witnesses who shall appear to testify on matters pending before the committee, subcommittee, or special master.

12.14—Rule takes precedence

In any situation where there is a direct conflict between the provisions of Rule Twelve and part V of chapter 112, *Florida Statutes*, Rule Twelve, derived from Article III, Section 4(a) of the *State Constitution*, shall take precedence.

RULE THIRTEEN

SPECIAL SESSION

13.1—Applicability of Senate Rules

All Senate Rules shall apply and govern during special sessions except to the extent expressly modified or specified herein.

13.2—Sittings of the Senate

(1) The Senate shall convene pursuant to a schedule provided by the President or at the hour established by the Senate at its last sitting.

(2) A calendar may be published before a special session convenes.

13.3—Committee meetings; schedule, notice, amendment deadline

(1) Committee meetings shall be scheduled by the President.

(a) Meetings of committees may be held after notice is published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda for two (2) hours in advance of the meeting. If possible, such notice shall appear in the daily calendar.

(b) A committee may meet less than two (2) hours after the convening of a special session if a notice is filed with the Secretary at least two (2) hours before the scheduled meeting time.

(2) The notice shall include the date, time, and place of the meeting together with the name of the introducer, subject, number of each bill or proposed committee bill to be considered, and the amendment deadline for the meeting as provided herein. All other provisions for publication of notice of committee meetings are suspended.

(3) Main amendments shall be filed no later than one (1) hour before the scheduled convening of a committee meeting. Amendments adhering to main amendments shall be filed not later than **thirty (30) minutes** thereafter.

13.4—Delivery for introduction

Bills for introduction may be delivered to the Secretary at any time.

13.5—Committee reports

(1) Standing committee reports shall be filed with the Secretary's office as soon as practicable, but not later than 4:30 p.m. on the day after the meeting that is not a weekend or state holiday, except a committee drafting and recommending a committee substitute shall file such committee report no later than 4:30 p.m. on the second (2nd) such weekday. These reports must be accompanied by the original bill. Each report by a committee must set forth the identifying number of the bill. If amendments are proposed by the committee, the words "with

amendments” shall follow the identifying number. Committee amendments shall be identified by barcode in the report. All bills reported unfavorably shall be laid on the table.

(2) Bills referred to a standing subcommittee shall be reported to the standing committee ~~to which the bills were referred at a time specified by the chair of the standing committee which shall not be beyond the time allowed herein.~~

13.6—Conference committee reports

(1) The report of a conference committee shall be read to the Senate. Upon completion of the reading and subsequent debate, the vote shall first be:

- (a) on adoption or rejection of the conference report and, if adopted, the vote shall then be
- (b) on final passage of the measure as amended by the conference report.

Copies of conference committee reports shall be available to the membership two (2) hours prior to the time such report is scheduled to be taken up on the Senate floor.

(2) The report must be acted on as a whole, being adopted or rejected.

(3) Each report shall include a statement sufficiently explicit to inform the Senate of the effect of the report on the measure to which it relates.

(4) Conference committees, other than a conference committee on a general or special appropriations bill and its related legislation, shall consider and report only on the differences existing between the Senate and the House, and no substance foreign to the bills before the conferees shall be included in the report or considered by the Senate.

(5) A conference committee may only report by recommending the adoption of a series of amendments to the House or Senate bill that was the subject of the conference, or it may offer an amendment deleting everything after the enacting clause of any such bill referred to the committee. In any event, the conference committee may recommend, as part of its report, the adoption or rejection of any or all of the amendments theretofore adopted by either house. Conference committee reports must be approved and signed by a **majority** of the conferees on the part of each house. All final actions taken in a conference committee shall be by motion.

(6) When conferees on the part of the Senate report an inability to agree, any action of the Senate taken prior to such reference to a conference committee shall not preclude further action on said measure as the Senate may determine.

(7) After Senate conferees have been appointed for thirty-six (36) hours and have failed to make a report, it is a motion of the highest privilege to move to discharge said Senate conferees and to appoint new conferees, or to instruct said Senate conferees.

13.7—Reconsideration

A motion to reconsider shall be considered when made.

13.8—Procedure to establish Special Order Calendars

(1) The Rules Chair, Majority Leader, and Minority Leader shall meet and submit a Special Order Calendar determining the list of bills for consideration by the Senate. The President shall determine the order in which such bills appear on the published Special Order Calendar.

See Rule 4.16—Consideration out of regular order.

(2) Such Special Order Calendar shall be published in one (1) daily calendar and may be considered on the day published. The amendment deadline for bills on the Special Order Calendar shall be 5:00 p.m. or two (2) hours after the Special Order Calendar is announced, or as provided in the Special Order Calendar, whichever occurs later.

(3) Notice of the date, time, and place for the establishment of the Special Order Calendar shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda two (2) hours in advance of the meeting. If possible, such notice shall appear in the daily calendar.

RULE FOURTEEN

SEAL AND INSIGNIA

14.1—Seal and insignia

(1) There shall be an official seal of the Senate. The seal shall be the size of a circle of two and one-half inches diameter having in the center thereof the current Florida state flag and the current United States flag above a disc containing the words: “In God We Trust” arched above a gavel, quill, and scroll. At the top of the field of flags shall be the word: “Seal.” At the bottom shall be the date: “1838.” The perimeter of the seal shall contain the words: “Senate” and “State of Florida.”

(2) There shall be an official coat of arms for the Senate. The coat of arms shall contain the current Florida state flag and the current United States flag above the Great Seal of Florida. At the base of the coat of arms shall be the words: “The Florida Senate.”

(3) All versions of the Senate Seal, the Senate Coat of Arms, official Senate stationery, calling cards, and facsimiles thereof may be used only in connection with official Senate business.

Senate Rules Appendix A

[Language in this appendix is from Senate Rule 9.8 of the 2016-2018 Senate Rules. Coded text indicates changes to the original language.]

~~Chapter 2005-359, Laws of Florida, amends existing provisions of the law relating to legislative lobbying at the state level in Florida and adds new and substantial obligations, prohibitions, and requirements.~~

~~This document may be consulted by Rule provides assistance to persons seeking to comply with the lobbyist expenditure ban set forth in section 11.045(4)(a), Florida Statutes, letter and spirit of the new law as it applies in the legislative context by refining the law and providing Interim Lobbying Guidelines and answers to 25 Frequently Asked Questions. It also is intended to provide guidance to the legislative committees that will participate in enforcing the new law.~~

Part One of the Guidelines refines and applies the ~~new~~ prohibition, with ten clearly stated exceptions, so that Senators and Senate employees ~~cannot~~ ~~can no longer~~ directly or indirectly take any “expenditure” from a lobbyist or principal in either the public or private sector.

Part Two of the Guidelines refines and applies the underlying core requirement that “lobbying firms” must publicly disclose the compensation they receive for lobbying activities, and does so in a way that is narrowly tailored, furthers the state’s compelling governmental interest in regulating legislative lobbying at the state level, and employs the least intrusive means available to do so.

This ~~document~~ ~~Rule~~ sets out general principles. Outcomes depend heavily on underlying fact patterns that can vary greatly from case to case. Full disclosure of the operative facts must be provided and considered before a proper and correct answer can be derived.

A Senator may request an informal advisory opinion from the Senate General Counsel regarding the application of the ~~new~~ law and ~~this~~ Rule to a specific situation, on which the legislator may reasonably rely.

The houses of the Legislature are responsible for the administration and enforcement of the legislative lobbying portions of the ~~new~~ law. The legislative lobbying expenditure prohibitions are not part of the Florida Code of Ethics for Public Officers and Employees. Neither the Florida Commission on Ethics nor the Florida courts have jurisdiction to interpret these internal matters of the Legislature.

Part One—Expenditures

(1) General Guidelines

a) The Expenditure Prohibition

The ~~new~~ law contains a prohibition against lobbyists and principals making direct or *indirect* lobbying expenditures for legislators and legislative employees. It provides:

[N]o lobbyist or principal shall make, directly or indirectly, and no member or employee of the Legislature shall knowingly accept, directly or indirectly, any *expenditure*.... (emphasis added).

The ~~new~~ expenditure prohibition applies only to expenditures made by lobbyists and principals. It applies whether or not the lobbyist, principal, legislator, or legislative employee is in Florida. Florida's gift law, section 112.3148, *Florida Statutes*, continues to apply to gifts to legislators and legislative employees from others.

Example: A legislator may accept a subscription to a newspaper or periodical that is neither published by, nor paid for, nor provided by a lobbyist or a principal.

Example: A legislator may not accept a free health screening or other personal service provided on behalf of an association that is a principal.

Example: A legislator may, as either a member or an invited guest, participate in meetings of, and partake of the food and beverage provided by a civic organization if the organization is not a principal.

The practical effect of this law is to prohibit expenditures for attempting to obtain the goodwill of a member or employee of the Legislature, and it is not designed to prohibit expenditures made in attempting to influence legislative action or non-action through oral or written communication.

b) Definitions

"*Expenditure*" is defined, essentially, as anything of value made by a lobbyist or principal *for the purpose of lobbying*.

"*Lobbying*," in turn, means: (1) influencing or attempting to influence legislative action through oral or written communication ("active lobbying"); or, (2) attempting to obtain the *goodwill* of a member or employee of the Legislature ("goodwill").

"*Goodwill expenditure*" is a gift, an entertainment, any food or beverage, lodging, travel, or any other item or service of personal benefit to a legislator or legislative employee.

Goodwill expenditures include contributions or donations from a lobbyist or a principal to a charitable organization that is, directly or indirectly, established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof.

A "*lobbyist*" is a person who is employed and receives payment, or who contracts for economic consideration, for the purpose of lobbying, or a person who is principally employed for governmental affairs by another person or governmental entity to lobby on behalf of that other person or governmental entity.

"*Personal benefit*" means a profit or gain pertaining to, directed toward, or affecting a person.

A "*principal*" means the person, firm, corporation, or other entity that has employed or retained a lobbyist. When an association has employed or retained a lobbyist, the association is the principal; *the individual members of the association are not principals merely because of their membership in the association*.

c) Honorarium-related Expenditures

It is ~~not no longer~~ permissible to accept from a lobbyist or principal, directly or indirectly, payment or reimbursement of expenses for travel, food, lodging, or beverage, related to speaking engagements or other honorarium-type events.

d) Indirect Expenditures

An indirect expenditure is an expenditure that is not made directly to a legislator or legislative employee, but is made to another with the purpose that the expenditure be used for the personal benefit of a legislator or legislative employee.

The ~~new~~ expenditure prohibition *expressly* prohibits any lobbyist or principal from directing prohibited lobbying expenditures through a surrogate or through any person who by his or her actions or activities is obligated to register as a lobbyist but has failed to do so. Third-party intermediaries, such as employees, members of associations and others, cannot be used to make prohibited expenditures.

Where an item or service (anything of value) is provided to a person *other* than a legislator or legislative employee by a lobbyist or principal and the item or service or the benefit attributable to the item or service ultimately is received by the legislator or employee, and where the item or service is provided with the intent to benefit the legislator or employee, such item or service constitutes a prohibited indirect expenditure to the legislator or employee.

Factors to be considered in determining whether a prohibited indirect expenditure has been made are set out on the following page in the joint functionality test:

TEST FOR DETERMINING LEGALITY OF AN INDIRECT EXPENDITURE

(1) The existence or nonexistence of communications by the lobbyist or principal indicating the lobbyist's or principal's intent to make or convey the item or service, or a personal benefit attributable to the item or service, to a legislator or employee rather than to the intervening third person;

(2) The existence or nonexistence of communications by the intervening third person indicating the intent to make or convey the lobbyist's or principal's item or service, or a personal benefit attributable to the item or service, to a legislator or employee rather than to the third person;

(3) The existence or nonexistence of any relationship between the lobbyist or principal and the third person, independent of the relationship between the lobbyist or principal and a legislator or employee, that would motivate the transfer to the third person;

(4) The existence or nonexistence of any relationship between the third person and a legislator or employee that would motivate the transfer;

(5) Whether the same or similar items or services have been or are being provided to other persons having the same relationship to the lobbyist or principal as the third person;

(6) Whether, under the circumstances, the third person had full and independent decision-making authority to determine whether a legislator or employee, or another, would receive the items or services, or a personal benefit attributable to the items or services;

(7) Whether the third person was acting with the knowledge or consent of, or under the direction of, the lobbyist or principal;

(8) Whether there were payments or the intention for any payments or bookkeeping transactions between the third person and the lobbyist or principal, reimbursing the third person for the items or services;

(9) The degree of ownership or control the lobbyist or principal had over the third person; and

(10) Whether a lobbyist or principal knew, or should have known, that an item or service provided to a third party would be used to provide a personal benefit to a legislator or employee, such as for the funding of a legislative reception or an event to be attended by legislators or employees.

The following examples illustrate some of the applications of the foregoing indirect expenditure criteria:

Example 1: A law firm which lobbies the Legislature invites all of its attorneys to attend a weekend retreat. The attorneys are encouraged to bring their spouses or significant others at the firm's expense. Legislator C is married to an attorney in the firm and has been asked by her spouse to attend the retreat. The lodging provided to Legislator C for the retreat, food and drink, firm t-shirts, and the like would be considered a gift to her from her spouse and thus not a prohibited indirect expenditure, because the firm's invitation was extended to Legislator C's spouse by virtue of his employment with the firm.

Example 2: Legislator D hosts a fox hunt attended by legislators and lobbyists. Lobbyists give money to a third person, who is not a legislator or a legislative employee, to pay for the food and beverages which will be served at the fox hunt. The third party orders and prepares the food and beverages. The money provided to the third person by the lobbyists would be a prohibited indirect expenditure to Legislator D because it was given with the intent of benefiting him and his guests at the fox hunt.

Example 3: Legislator N and spouse have arranged to take a vacation trip together. A legislative lobbyist meets with Legislator N's spouse and offers to pay for the spouse's travel expenses. The lobbyist and Legislator N's spouse know each other only through the lobbyist's involvement with the legislator. This would constitute a prohibited indirect expenditure to Legislator N ~~under the new law.~~

e) Equal or Greater Compensation

An expenditure is not prohibited when equal or greater value is given contemporaneously by the recipient to the donor.

Therefore, it is not an expenditure if:

1. The fair market value of the event, meeting, or other activity, including any food, beverage, transportation, lodging, or any other thing of value, can readily be determined, and
2. The legislator or legislative employee pays his or her pro rata share of the total fair market value to the person or organization hosting the event contemporaneously with the time of attending or participating in the event.

Thus, if a lobbyist or principal provides \$35 worth of goods or services to a legislator or legislative employee but the legislator or legislative employee *contemporaneously* provides *equal or greater consideration*, the lobbyist or principal has not provided *anything of value*, thus, there is no "expenditure."

f) Valuation

The law is silent as to the *valuation* of goods and services. *Fair market value* is the proper and applicable standard of valuation.

The retail price of an item or service is presumed to be its fair market value so long as it is reasonable in relation to the value of the item or service and the amount is not subsidized by a lobbyist or principal.

In valuing an expenditure, you may exclude the amount of additional expenses that are regularly required as a condition precedent to the donor's eligibility to make the expenditure if the amount expended for the condition precedent is primarily intended to be for a purpose other than lobbying, and is either primarily for the benefit of the donor or is paid to a charitable organization. Initiation fees and membership fees are examples of additional expenses that are regularly required as conditions precedent for eligibility to make an expenditure. Transportation expenses incurred to bring a member to an out-of-town event are not.

Entrance fees, admission fees, or tickets are normally valued on the face value or on a daily or per event basis. The portion of a ticket attributable to a charitable contribution is not included in the value. Conversely, if the ticket is subsidized by contributions of lobbyists or principals, the pro rata subsidized amount must be attributed to the face value.

A person providing transportation in a private automobile shall be considered to be making an expenditure at the then-current statutory reimbursement rate, ~~which is currently 29 cents per mile.~~ The value of

transportation provided in other private conveyances must be calculated on its fair market value.

g) Exceptions

1. Relatives

A relative is an individual who is related to the member or employee as 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, grandparent, grandchild, great grandparent, great grandchild, step grandparent, step great grandparent, step grandchild, or step great grandchild; any person who is engaged to be married to the member or employee or who otherwise holds himself or herself out as or is generally known as the person whom the member or employee intends to marry or with whom the member or employee intends to form a household; or any other natural person having the same legal residence as the member or employee.

This definition of "relative" is taken from former Joint Rule 1.4(4)(b), and has operated historically as an exception to the presumption that things of value given to a legislator or employee by a lobbyist or principal are intended for the purpose of engendering goodwill.

Example: A legislator is permitted to accept a Christmas gift from an aunt, even if she is a lobbyist. The gift is not deemed an expenditure made for the purpose of lobbying because of the family relationship between the donor and the donee.

2. Employment-related Compensation and Benefits

Salary, benefits, services, fees, commissions, gifts, or expenses associated primarily with the recipient's employment, business, or service as an officer or director of a corporation or organization are not prohibited expenditures so long as they are given in an amount commensurate with other similarly situated employees, officers, or directors.

These sorts of expenditures are currently also excepted from the definition of a gift in section 112.312(12)(b), *Florida Statutes*, and are a necessary exception in order for many legislators to continue their employment or continue their service on boards and continue to serve in Florida's citizen Legislature.

Example: A legislator who is on the board of directors of an organization that has a lobbyist is nevertheless permitted to partake of food and beverage provided to the board members by the organization at its board meetings.

3. Political Organizations and Entities

An expenditure does not include contributions or expenditures reported pursuant to chapter 106, *Florida Statutes*, or its federal law counterpart; campaign-related personal services provided without compensation by individuals volunteering their time; any other contribution or expenditure made by a chapter 106 entity such as a candidate campaign, political committee, organization making electioneering communications, political party, ~~or committee of continuous existence~~; or an entity qualified under section 501(c)(4) or section 527 of the Internal Revenue Code.

Members are cautioned that these organizations or entities may not be used as a vehicle for skirting the ~~new~~ lobbying expenditure law. To the extent that funds come from lobbyists or principals, one should exercise great care that the expenditures are legal and appropriate for that particular organization or entity.

4. Communications Expenses

The expenditure prohibitions in the ~~new~~ law do not reach expenditures made by a lobbyist or principal for items such as "media advertising," "publications," "communications," and "research."

Expenditures for researching, gathering, collating, organizing, providing, or disseminating information for the *exclusive* purpose of "active lobbying" (influencing or attempting to influence legislative action through oral or written communication) are necessary for Floridians to be able to "instruct their representatives."

5. Office and Personal Expenses of Lobbyists and Principals

“Office expenses” and personal expenses of the lobbyist or principal for “travel,” “lodging,” and “food and beverages” as those items were defined in former Joint Rule 1.4(4)(c) are exempt from the prohibition on lobbying expenditures. This category does not include any expenses for legislators, legislative employees, or persons whose expenses would be attributed to them.

6. Government to Government Expenditures

Real property or a facility owned or operated by a state or local public agency or entity that is a lobbying principal and transportation to, from, and at the location provided by that agency or entity may, with the prior approval of the respective state legislative presiding officer or his or her designee, be used without payment, by a member, committee, or staff of the Legislature for a public legislative purpose. Such purposes include publicly noticed legislative committee meetings and site visits to operations conducted by the public agency or entity. Allowable free uses also specifically include legislative district offices and sub-offices and the normally attendant utilities, parking, janitorial services, building maintenance, and telecommunications equipment and services common to a government building in which the office is located. Allowable free use does not extend to sports or entertainment venues; does not include food, beverages, or entertainment; and does not include free parking privileges at any location other than a district office or sub-office.

7. Free and Open Public Events

Expenditures directly associated with events that are held within the Capitol complex, out-of-doors or under temporary shelter, open to the general public, widely and publicly noticed, free to all, not ticketed, and for which equal and totally unobstructed access to the general public is provided, are not prohibited expenditures made by lobbyists or principals, or when accepted by legislators or legislative employees.

Example: Atlas County, Florida, is holding Atlas Day in the plaza between the Capitol and the Historic Capitol. Lunch is served to all comers. The event was widely publicized and access to the event and the food and beverage is totally unobstructed. Legislators may partake as well.

8. Regional and National Legislative Organizations

The prohibition does not apply to expenditures made directly or indirectly by a state, regional, or national organization that promotes the exchange of ideas between, or the professional development of, governmental officials or employees, and whose membership is primarily composed of elected or appointed public officials or staff to members of that organization or to officials or staff of the Legislature. This exception does not include extracurricular activities, entertainments, or items or services provided at conferences that are paid for or provided by a lobbyist or principal.

9. Monetary Value Impossible to Ascertain

The value of some items is *truly impossible* to quantify at the time of the expenditure. Expenditures for which a monetary value is not ascertainable at the time of the expenditure are not prohibited. Examples are: appearing on a news show or having a feature article about a legislator in a trade magazine or other medium, applause received by a legislator at an event, obtaining priority seating in a crowded restaurant or priority for obtaining services where there is an established queue, or the pro-rata portion of a host’s monthly or annual membership in an exclusive supper club.

10. Plaques and Certificates

The prohibition does not apply to personalized wall plaques, personalized photographs, or personalized certificates that have no substantial inherent value other than recognizing the donee’s public, civic, charitable, or professional service.

h) Effect of Other Laws and Rules

To the extent that an expenditure is excluded or exempt from the new lobbying prohibition in section 11.045, *Florida Statutes*, it is still subject to the restrictions and requirements in other statutes: most notably, the

gift law (section 112.3148, Florida Statutes) and the campaign finance law (chapter 106, Florida Statutes).

(2) Frequently Asked Questions

LEGISLATIVE EVENTS/RECEPTIONS

1. *Question: Can a county legislative delegation or delegation office sponsor an annual event in Tallahassee on public grounds or in quarters belonging to either the Senate or the House of Representatives (i.e., “Flavors of Hillsborough”)?*

ANSWER: A county legislative delegation may host an annual event in Tallahassee *provided* that no free food, beverages, or other personal benefits to a legislator or legislative employee are paid for or provided by a lobbyist or principal, either directly or indirectly.

Legislators and legislative staff may pay an amount established and published by the delegation as the per-person cost of the event, or they may “pop in” and not partake of any food, beverage, or other personal benefit at the event. Alternatively, the delegation may make the event a free, open public event as described in Paragraph (1g)7. above.

2. *Question: Can a legislator or legislative employee go up to the 22nd floor of the Capitol and partake of free food and drink provided by an organization hosting a luncheon or event at the Capitol?*

ANSWER: It depends. Yes, provided the organization hosting the event is not a principal *and* none of the food and beverages are paid for or provided by a lobbyist or principal. Otherwise, the legislator or legislative employee could attend the event but could not partake of the free food or beverages or they can pay the fair market value of what they consume.

3. *Question: Can “legislative days” that provide food, beverages, entertainment, and other personal benefits to legislators or legislative employees during the session and are hosted by counties, cities, universities, and others that employ a lobbyist continue?*

ANSWER: “Legislative days” and other legislative events funded by lobbyist or principal dollars may continue *provided* no free food, drink, entertainment, or other personal benefit is provided to a legislator or legislative employee, either directly or indirectly. Any such benefit would be a prohibited goodwill expenditure.

Legislators and legislative staff may pay an amount established and published by the sponsor as the per-person cost of the event, or they may “pop in” and not partake of any food, beverage, or other personal benefit at the event. Alternatively, the sponsor may make the event a free, open public event as described in Paragraph (1g)7. above.

4. *Question: Can a not-for-profit organization host receptions and events for legislators that provide food, beverages, entertainment, and other personal benefits to legislators or legislative employees through contributions solicited from lobbyists or principals who sponsor the reception or event?*

ANSWER: The charity may host a reception or event for legislators and legislative employees *provided* that no free food, beverages, entertainment, or other personal benefit is provided to a legislator or legislative employee from the funds of lobbyists or principals.

Legislators and legislative employees may pay an amount established and published by the sponsor as the per-person cost of the event, or they may “pop in” and not partake of any food, beverage, or other personal benefit at the event. Alternatively, the sponsor may make the event a free, open public event as described in Paragraph (1g)7. above.

5. *Question: Can a lobbyist or principal host an event with food, beverages, entertainment, or other personal benefit for legislators or legislative employees and collect from each legislator or legislative employee, a flat, per-person entrance fee based on the total cost to plan, produce, stage, and clean up after the event, divided by the number of persons reasonably expected to attend?*

ANSWER: Yes.

6. *Question: Each year, a few associations host legislative receptions/BBQs and invite their members as well as legislators. They usually pass out campaign funds at these events to those who support their industry. Would it now be legal to host this event if it were called a*

“fundraiser?” Could legislators then accept free food and beverages at the event?

ANSWER: Senate Rule 1.361 precludes a senator, and House Rule 15.3 precludes a representative, from accepting a campaign contribution during a regular or special session, in addition to prohibiting them from accepting contributions on behalf of a section 527 or section 501(c)(4) organization, a political committee, ~~a committee of continuous existence~~, a political party, or the campaign of any other senatorial candidate or candidate for representative, respectively. Thus, any fundraiser held during a regular or special session would violate the rules of each house.

Fundraisers not held during a regular or special session are outside the purview of the expenditure prohibitions in the ~~new~~ law. A goodwill lobbying expenditure does not include contributions or expenditures reported pursuant to chapter 106, *Florida Statutes*. However, if the facts and circumstances demonstrate that calling the event a “fundraiser” is merely an artifice for lobbyists or principals to provide free gifts, food, beverages, and other items or services of personal benefit to a legislator, not associated with influencing the results of an election, then the fundraiser would violate the expenditure prohibition of the new law. Note, also, that fundraisers remain subject to the contribution restrictions and requirements of Florida’s campaign finance law (chapter 106, *Florida Statutes*).

HONORARIA EXPENSES

7. *Question: Can a lobbyist or principal continue to pay or reimburse a legislator’s or legislative employee’s expenses for such items as food and beverages, travel, and lodging associated with an honorarium event?*

ANSWER: No.

GIFTS TO LEGISLATORS

8. *Question: Can a school child give a legislator a painting that he or she has made?*

ANSWER: Yes. The prohibition against lobbying expenditures only applies to lobbyists and principals, and those acting on their behalf.

9. *Question: Can a school student whose parent is a lobbyist or principal give a scarf that was purchased by the child’s parent to a legislator as a gift?*

ANSWER: It depends. The lobbying expenditure prohibition applies to all gifts from lobbyists or principals to legislators, directly or *indirectly*. A lobbyist or principal cannot use a third-party intermediary to circumvent the lobbying expenditure prohibition. Thus, if the facts and circumstances demonstrate that the scarf is an indirect gift from the lobbyist or principal to the legislator, it would be prohibited.

10. *Question: Can a legislator accept rent-free office space and associated building services from a city, county, or community college in his or her district that employs or retains a lobbyist?*

ANSWER: Yes. See Paragraph (1)g)6. above for explanation and limitations.

11. *Question: Can a legislator or legislative staff accept transportation services from another governmental entity?*

ANSWER: Yes. See Paragraph (1)g)6. above for explanation and limitations.

12. *Question: Are there any value limitations on the exceptions in the ~~new~~ law for “floral arrangements or other celebratory items given to legislators and displayed in chambers on the opening day of a regular session”?*

ANSWER: Yes. All opening day flowers and floral arrangements are subject to the limitations and requirements of the gift law (section 112.3148, *Florida Statutes*). No other celebratory items will be allowed in either chamber on opening day of the regular session.

FOOD AND BEVERAGES/GIFTS

13. *Question: Can a legislator or legislative employee and his or her spouse have dinner with a lobbyist friend the legislator or legislative employee has known for 30 years at the lobbyist’s home, whether or not active lobbying occurs?*

ANSWER: Yes, *provided* the legislator or legislative employee contemporaneously provides the lobbyist with the pro rata share of the total fair market value of the cost of the food and beverages provided to the legislator or legislative employee and his or her spouse, either in cash or barter (i.e., bottle of wine, flowers). Otherwise, the expenditure for food and beverages would constitute a prohibited goodwill expenditure, irrespective of the extent of the legislator’s and lobbyist’s friendship.

14. *Question: Can a lobbyist or principal and legislator or legislative employee have dinner at a public restaurant?*

ANSWER: Yes, *provided* the dinner is “Dutch treat.”

15. *Question: Can a lobbyist or principal and a legislator or legislative employee have dinner “Dutch treat” at the Governor’s Club?*

ANSWER: Yes, *provided* the legislator or legislative employee pays the total cost of all food and beverage that he or she was served or consumed, or that was served to or consumed by a person whose expenditures are attributed to the legislator or legislative employee.

16. *Question: Can a lobbyist’s business partner, employee, spouse, or child, who is not a registered lobbyist, accompany the lobbyist and legislator or legislative employee to dinner and pay for all the food and beverages if the partner, employee, spouse, or child does not actively lobby?*

ANSWER: No. The lobbying expenditure prohibition applies to all food and beverages provided by lobbyists or principals to legislators or legislative employees, directly or *indirectly*. A lobbyist or principal cannot utilize a third-party intermediary to channel gifts to legislators to circumvent the lobbying expenditure prohibition.

17. *Question: If someone offers a legislator or legislative employee a drink at a bar, or any other gift or personal benefit, does the legislator or legislative employee have a duty to inquire if the donor is a lobbyist or principal?*

ANSWER: Yes. A legislator or legislative employee is liable for *knowingly* accepting an expenditure from a lobbyist or principal, or someone acting on behalf of a lobbyist or principal. “Knowingly” has many statutory definitions, including that a person: (1) has *actual knowledge* of the information; (2) acts in *deliberate ignorance* of the truth or falsity of the information; or, (3) acts in *reckless disregard* of the truth or falsity of the information. Therefore, prudence dictates that the legislator or legislative employee, at a minimum, make *reasonable inquiry* as to the source of the proposed expenditure to determine whether it is prohibited. *Reasonableness* will turn on the facts and circumstances of each individual situation.

For example, a legislator receiving an invitation to an event to be held the next week, from an organization he or she is not familiar with would likely require that the legislator, *at a minimum*, consult the online directory of legislative principals and lobbyists, and perhaps make further inquiry if facts or circumstances come to light indicating that the organization might be making the expenditure on behalf of a lobbyist or principal. Similarly, a legislator offered a drink from someone he or she doesn’t know in a Tallahassee bar or restaurant generally known to be frequented by lobbyists would probably be required, *at a minimum*, to ask whether the person is a lobbyist or principal or affiliated with a lobbyist or principal. On the other hand, a Miami legislator on personal holiday with his or her spouse at Busch Gardens in Tampa, who strikes up a friendship with a couple they don’t know visiting from Colorado and who subsequently offers to pay for the legislator’s and spouse’s dinner probably has less of a duty to inquire whether either member of the couple is a Florida lobbyist or principal.

CHARITIES

18. *Question: Can a legislator or legislative employee raise funds from lobbyists or principals for charitable causes?*

ANSWER: Yes, *provided* the charity for which funds are sought is not directly or indirectly established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof. Otherwise, such a contribution or donation would constitute a prohibited goodwill expenditure.

19. *Question: Can a legislator or legislative employee establish or operate a charitable foundation that relies on lobbyist or principal support?*

ANSWER: No. A legislator or legislative employee may establish or operate a charitable organization but none of the money contributed or donated to the charity may be from lobbyists or principals. Such a contribution or donation would constitute a prohibited goodwill expenditure.

20. *Question: Can a legislator or legislative employee sit on the board of a charitable organization that is not established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof? Can he or she accept free food and beverages provided by the charity and be reimbursed by the charity for expenses associated with the work of the charity (i.e., travel, lodging)?*

ANSWER: Yes. A legislator or legislative employee may sit on the board of a charitable organization that receives donations and contributions from lobbyists, and may partake of free food, beverages, and other personal benefits provided by the charity to board members in connection with their service, including reimbursement of personal expenses incurred by board members in furtherance of the charity's work. A goodwill expenditure does not include salary, benefits, services, fees, commissions, gifts, or expenses associated primarily with a legislator's or legislative employee's employment, business, or service as an officer or director of a corporation or organization. *However*, any such salary, benefit, services, fees, commissions, gifts, or expenses cannot be from funds earmarked by lobbyists or principals to the charity for such purpose and must be received only for the legislator's or legislative employee's service as a member of the board.

21. *Question: Can a legislative caucus that is established as a nonprofit group raise funds from lobbyists for its charitable causes?*

ANSWER: It depends. If the legislative caucus or the nonprofit group is directly or indirectly established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof, then the answer is no.

If the legislative caucus or the nonprofit group is not directly or indirectly established by, organized by, or operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof, then the answer is yes.

22. *Question: Can a legislative caucus that is established as a nonprofit group host its own charity golf tournament funded by lobbyist or principal "sponsors" at a private club, where the cost of sponsorship buys an opportunity to play golf with a member of the caucus, and to make a presentation to the caucus before and after the event?*

ANSWER: Yes, provided the legislative caucus or the nonprofit group is not directly or indirectly established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof, and the legislators and legislative employees pay their own golf fees and the per-person cost for food and beverage.

OTHER

23. *Question: What happens when a legislator is married to, related to, or living with a lobbyist? Can the lobbyist pay for meals, lodging, etc.?*

ANSWER: Yes, provided the lobbyist does not use the expenditure to actively lobby the legislator. Expenditures by "relatives" of a legislator for food, lodging, travel, and the like are specifically exempt from the definition of a goodwill expenditure.

24. *Question: Can a legislator be employed by a lobbyist or principal? Can a legislator go to the employer's retreat and partake of food and beverages?*

ANSWER: Yes. A goodwill expenditure does not include salary, benefits, services, fees, commissions, gifts, or expenses associated primarily with a legislator's or legislative employee's employment, business, or service as an officer or director of a corporation or organization.

25. *Question: Where a lobbyist or principal leaves a gift, such as a box of chocolates, in a legislator's office, what should the legislator do with the item?*

ANSWER: When a legislator or legislative employee receives an item that they believe violates the prohibition against accepting an expenditure from a lobbyist or principal, the item must either be sent back to the donor or delivered to the Sergeant at Arms for disposal.

Part Two—Compensation

(1) General Guidelines

~~The law Chapter 2005 359, Laws of Florida, for the first time,~~ requires the reporting of compensation received by lobbying firms for each calendar quarter, both in the aggregate and for each individual principal. Much of the reporting is done in dollar categories; however, if compensation from a single principal is \$50,000 or more in a calendar quarter, the lobbying firm must report the specific dollar amount of the compensation, rounded to the nearest \$1,000.

A "lobbying firm" is any business entity with a lobbyist, or an individual contract lobbyist, who gets paid to lobby for a principal. It is the lobbying firm that must report, *not the individual lobbyists in the firm* (except in the case of an individual contract lobbyist, where the lobbyist also comprises the entire lobbying firm).

Reports are due no later than 45 days after the end of each calendar quarter. Compensation reports must be filed electronically using the online filing system of the Office of Legislative Services.

The new law requires the senior partner, officer, or owner of the lobbying firm to certify to the veracity and completeness of each compensation report. This requirement is designed to discourage the mischaracterization and thus omission of reportable compensation through designations such as "media fees," "consulting services," "professional services," "governmental services," and other such artifices.

For example, if a law firm were paid a lump sum for rendering multiple types of services to a client, only one of which is lobbying, then the person certifying the report is responsible for properly and reasonably allocating the portion of the total fee received for lobbying activities and for activities other than lobbying. Only the compensation received for lobbying activities is to be reported on the compensation form.

The Legislature will use random audits supplemented by the lobbyist disciplinary process to hold the person certifying the compensation report and the lobbying firm accountable for making a true, complete, properly allocated report as required by law. In addition, the certification brings every compensation report filer within the scope of potential criminal penalties in section 837.06, *Florida Statutes*, for culpable violations.

(2) Frequently Asked Questions

1. *Question: Is an in-house, salaried lobbyist for an association, a governmental entity, or a corporation that does not derive income from principals for lobbying required to report compensation?*

ANSWER: No. An association, a governmental entity, a corporation or other business entity that does not derive income from principals for lobbying, and its employee lobbyists, are not a "lobbying firm" as defined in section 11.045(1)(f)(g), *Florida Statutes*. Only "lobbying firms" must report compensation as provided in section 11.045(3)(a), *Florida Statutes*.

2. *Question: Does the prohibition against providing compensation to an individual or business entity that is not a lobbying firm mean that in-house lobbyists must either become a lobbying firm or cease lobbying?*

ANSWER: No. The provision in question merely clarifies that reportable "compensation" under the law must be provided to a "lobbying firm," and not contracted or subcontracted through some "straw man" to circumvent compensation reporting requirements. The provision in question clarifies and emphasizes the statutory definition of "compensation" in section 11.045(1)(b), *Florida Statutes*, as "anything of value provided or owed to a lobbying firm."

On motion by Senator Benacquisto, by unanimous consent—

By Senator Benacquisto—

SCR 2-Orig.—A concurrent resolution establishing the Joint Rules of the Florida Legislature for the 2018-2020 term.

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

That the following joint rules shall govern the Florida Legislature for the 2018-2020 term:

JOINT RULES

Joint Rule One—Lobbyist Registration and Compensation Reporting

1.1—Those Required to Register; Exemptions; Committee Appearance Records

(1) All lobbyists before the Florida Legislature must register with the Lobbyist Registration Office in the Office of Legislative Services. Registration is required for each principal represented.

(2) As used in Joint Rule One, unless the context otherwise requires, the term:

(a) “Compensation” means payment, distribution, loan, advance, reimbursement, deposit, salary, fee, retainer, or anything of value provided or owed to a lobbying firm, directly or indirectly, by a principal for any lobbying activity.

(b) “Legislative action” means introduction, sponsorship, testimony, debate, voting, or any other official action on any measure, resolution, amendment, nomination, appointment, or report of, or any matter that may be the subject of action by, either house of the Legislature or any committee thereof.

(c) “Lobby” or “lobbying” means influencing or attempting to influence legislative action or nonaction through oral or written communication or through an attempt to obtain the goodwill of a member or employee of the Legislature.

(d) “Lobbying firm” means any business entity, including an individual contract lobbyist, that receives or becomes entitled to receive any compensation for the purpose of lobbying and where any partner, owner, officer, or employee of the business entity is a lobbyist. “Lobbying firm” does not include an entity that has employees who are lobbyists if the entity does not derive compensation from principals for lobbying or if such compensation is received exclusively from a subsidiary or affiliate corporation of the employer. As used in this paragraph, an affiliate corporation is a corporation that directly or indirectly shares the same ultimate parent corporation as the employer and does not receive compensation for lobbying from any unaffiliated entity.

(e) “Lobbyist” means a person who is employed and receives payment, or who contracts for economic consideration, for the purpose of lobbying or a person who is principally employed for governmental affairs by another person or governmental entity to lobby on behalf of that other person or governmental entity. An employee of the principal is not a lobbyist unless the employee is principally employed for governmental affairs. The term “principally employed for governmental affairs” means that one of the principal or most significant responsibilities of the employee to the employer is overseeing the employer’s various relationships with government or representing the employer in its contacts with government. Any person employed by the Governor, the Executive Office of the Governor, or any executive or judicial department of the state or any community college of the state who seeks to encourage the passage, defeat, or modification of any legislation by personal appearance or attendance before the House of Representatives or the Senate, or any member or committee thereof, is a lobbyist.

(f) “Lobbyist Registration and Compensation Reporting System (LRCRS)” means the online application that serves as the system of record for the Lobbyist Registration Office in the Office of Legislative Services and consists of the electronic registration system and the electronic filing system.

(g) “LRO” means the Lobbyist Registration Office in the Office of Legislative Services.

(h) “Office” means the Office of Legislative Services.

(i) “Payment” or “salary” means wages or any other consideration provided in exchange for services but does not include reimbursement for expenses.

(j) “Principal” means the person, firm, corporation, or other entity that has employed or retained a lobbyist. When an association has employed or retained a lobbyist, the association is the principal; the individual members of the association are not principals merely because of their membership in the association.

(k) “Unusual circumstances,” with respect to any failure of a person to satisfy a filing requirement, means uncommon, rare, or sudden events over which the person has no control and which directly result in the failure to satisfy the filing requirement.

(3) For purposes of Joint Rule One, the terms “lobby” and “lobbying” do not include any of the following:

(a) A response to an inquiry for information made by any member, committee, or staff of the Legislature.

(b) An appearance in response to a legislative subpoena.

(c) Advice or services that arise out of a contractual obligation with the Legislature, a member, a committee, any staff, or any legislative entity to render the advice or services where such obligation is fulfilled through the use of public funds.

(d) Representation of a client before the House of Representatives or the Senate, or any member or committee thereof, when the client is subject to disciplinary action by the House of Representatives or the Senate, or any member or committee thereof.

(4) For purposes of registration and reporting, the term “lobbyist” does not include any of the following:

(a) A member of the Legislature.

(b) A person who is employed by the Legislature.

(c) A judge who is acting in that judge’s official capacity.

(d) A person who is a state officer holding elective office or an officer of a political subdivision of the state holding elective office and who is acting in that officer’s official capacity.

(e) A person who appears as a witness or for the purpose of providing information at the written request of the chair of a committee, subcommittee, or legislative delegation.

(f) A person employed by any executive or judicial department of the state or any community college of the state who makes a personal appearance or attendance before the House of Representatives or the Senate, or any member or committee thereof, while that person is on approved leave or outside normal working hours and who does not otherwise meet the definition of a lobbyist.

(5) When a person, regardless of whether the person is registered as a lobbyist, appears before a committee of the Legislature, that person must submit a Committee Appearance Record as required by the respective house.

(6) The responsibilities of the Office and of the LRO under Joint Rule One may be assigned to another entity by agreement of the President of the Senate and the Speaker of the House of Representatives for a contract period not to extend beyond December 1 following the Organization Session of the next biennium, provided that the powers and duties of the President, the Speaker, the General Counsel of the Office of Legislative Services, and any legislative committee referenced in Joint Rule One may not be delegated.

1.2—Method of Registration

(1) Each person required to register with the LRO must register through the LRCRS and attest to that person's full legal name, business address, e-mail address, and telephone number; the name, business address, e-mail address, and telephone number of each principal that person represents; and the extent of any direct business association or partnership that person has with any member of the Legislature. If the lobbyist is, or belongs to, a lobbying firm, the lobbyist must state the name, address, and telephone number of the lobbying firm and the e-mail address of the person responsible for the submission of compensation reports. All lobbyists associated with the same firm must register using the identical name, address, and e-mail address of the firm in the LRCRS. Registration is not complete until the LRCRS receives authorization from the principal's representative and the registration fee. Lobbyists may not authorize themselves on behalf of the principal representative. Any changes to the information existing in the LRCRS must be updated online in the LRCRS within 15 days from the effective date of the change.

(2) Any person required to register must do so with respect to each principal prior to commencement of lobbying on behalf of that principal. The LRCRS will request authorization from the principal with the principal's name, business address, e-mail address, and telephone number to confirm that the registrant is authorized to represent the principal. The principal or principal's representative shall also identify and designate the principal's main business pursuant to a classification system approved by the Office, which shall be the North American Industry Classification System (NAICS) six-digit numerical code that most accurately describes the principal's main business.

(3) Any person required to register must renew the registration annually for each calendar year through the LRCRS.

(4) A lobbyist shall promptly cancel the registration for a principal upon termination of the lobbyist's representation of that principal. A cancellation takes effect the day it is received by the LRCRS. Notwithstanding this requirement, the LRO may remove the name of a lobbyist from the list of registered lobbyists if the principal notifies the LRO in writing that the lobbyist is no longer authorized to represent that principal.

(5) Should a registered lobbyist identify a scrivener's error in their own registration in the LRCRS after submission, they may make a written request to the LRO to correct such error. The request must clearly identify and describe the error. Each request will be reviewed by the Office before any changes will be made.

(6) The LRO shall retain registration information submitted under this rule.

(7) A person required to register under Joint Rule One shall be considered a lobbyist of the Legislature for the purposes of ss. 11.045, 112.3148, and 112.3149, Florida Statutes.

1.3—Registration Costs; Exemptions

(1) To cover the costs incurred for the administration of Joint Rule One, each person who registers under Joint Rule 1.1 must pay an annual registration fee to the LRO. The annual period runs from January 1 to December 31. These fees must be paid at the time of registration.

(2) The following persons are exempt from paying the fee, provided they are designated in writing by the agency head or person designated in this subsection:

- (a) Two employees of each department of the executive branch created under chapter 20, Florida Statutes.
- (b) Two employees of the Fish and Wildlife Conservation Commission.
- (c) Two employees of the Executive Office of the Governor.
- (d) Two employees of the Commission on Ethics.

(e) Two employees of the Florida Public Service Commission.

(f) Two employees of the judicial branch designated in writing by the Chief Justice of the Florida Supreme Court.

(3) The annual fee is up to \$50 per legislative entity for a person to register to represent one principal and up to an additional \$10 per legislative entity for each additional principal that the person registers to represent. The amount of each fee shall be established annually by the President of the Senate and the Speaker of the House of Representatives. The fees set must be adequate to ensure operation of the lobbyists' registration, compensation, and reporting functions. The fees collected by the LRO under this rule shall be deposited into the State Treasury and credited to the Legislative Lobbyist Registration Trust Fund specifically to cover the costs incurred in administering Joint Rule One.

1.4—Reporting of Lobbying Firm Compensation

(1)(a) Each lobbying firm shall file a compensation report with the LRO through the LRCRS for each calendar quarter during any portion of which one or more of the firm's lobbyists were registered to represent a principal. The report must include the:

1. Full name, business address, and telephone number of the lobbying firm;
2. Registration name of each of the firm's lobbyists; and
3. Total compensation provided or owed to the lobbying firm from all principals for the reporting period, reported in one of the following categories: \$0; \$1 to \$49,999; \$50,000 to \$99,999; \$100,000 to \$249,999; \$250,000 to \$499,999; \$500,000 to \$999,999; or \$1 million or more.

(b) For each principal represented by one or more of the firm's lobbyists, the lobbying firm's compensation report must also include the:

1. Full name, business address, and telephone number of the principal; and
2. Total compensation provided or owed to the lobbying firm for the reporting period, reported in one of the following categories: \$0; \$1 to \$9,999; \$10,000 to \$19,999; \$20,000 to \$29,999; \$30,000 to \$39,999; \$40,000 to \$49,999; or \$50,000 or more. If the category "\$50,000 or more" is selected, the specific dollar amount of compensation must be reported, rounded up or down to the nearest \$1,000.

(c) Compensation shall be reported using the accrual basis of accounting.

(d) Compensation reports should reflect compensation received for lobbying the legislative branch only.

(e) If the lobbying firm subcontracts work from another lobbying firm and not from the original principal:

1. The lobbying firm providing the work to be subcontracted shall be treated as the reporting lobbying firm's principal for reporting purposes under this paragraph; and
2. The reporting lobbying firm shall, for each lobbying firm identified as the reporting lobbying firm's principal under paragraph (b), identify the name, business address, and telephone number of the principal originating the lobbying work.

(f) The senior partner, officer, or owner of the lobbying firm shall certify to the veracity and completeness of the information submitted pursuant to this rule; certify that no compensation has been omitted from this report by deeming such compensation as "consulting services," "media services," "professional services," or anything other than compensation; and certify that no officer or employee of the firm has made an expenditure in violation of s. 11.045, Florida Statutes.

(2) For each principal represented by more than one lobbying firm, the Office shall aggregate the reporting-period and calendar-year compen-

sation reported as provided or owed by the principal. Compensation reported within a category shall be aggregated as follows:

Category (dollars)	Dollar amount to use aggregating
0	0
1-9,999	5,000
10,000-19,999	15,000
20,000-29,999	25,000
30,000-39,999	35,000
40,000-49,999	45,000
50,000 or more	Actual amount reported

(3) The compensation reports shall be filed no later than 45 days after the end of each reporting period. The four reporting periods are from January 1 through March 31, April 1 through June 30, July 1 through September 30, and October 1 through December 31, respectively. The reports shall be rendered in the identical form provided by the respective houses and shall be open to public inspection.

(4) A report filed pursuant to this rule must be completed and filed through the LRCRS not later than 11:59 p.m. of the day designated in subsection (3). A report not filed by 11:59 p.m. of the day designated is a late-filed report and is subject to the penalties under Joint Rule 1.5(1).

(5) Each person given secure sign-on credentials in the LRCRS is responsible for protecting the credentials from disclosure and is responsible for all filings made by use of such credentials, unless and until the Office is notified that the person's credentials have been compromised. Each report filed by electronic means pursuant to this rule shall be deemed certified in accordance with paragraph (1)(f) by the person given the secure sign-on credentials and, as such, subjects the person and the lobbying firm to the provisions of s. 11.045(8), Florida Statutes, as well as any discipline provided under the rules of the Senate or House of Representatives.

(6) If the President of the Senate and the Speaker of the House of Representatives jointly declare that the electronic system is not operable, the reports shall be filed in accordance with instructions on the LRCRS website which will be posted for a reasonable period of time.

1.5—Failure to File Timely Compensation Report; Notice and Assessment of Fines; Appeals

(1) Upon determining that the report is late, the LRCRS shall immediately notify the lobbying firm by e-mail as to the failure to timely file the report and that a fine is being assessed for each late day. The fine shall be \$50 per day per report for each late day, not to exceed \$5,000 per report.

(2) Upon submittal of the late-filed report by the lobbying firm, the LRCRS shall determine the amount of the fine based on the submittal date shown in the electronic receipt issued by the LRCRS.

(3) Such fine shall be paid within 30 days after the notice of payment due is transmitted by the LRCRS, unless an appeal is made to the LRO. The moneys shall be deposited into the Legislative Lobbyist Registration Trust Fund.

(4) A fine may not be assessed against a lobbying firm the first time the report for which the lobbying firm is responsible is not timely filed. However, to receive the one-time fine waiver, the report for which the lobbying firm is responsible must be filed within 30 days after the notice of failure to file is transmitted by the LRCRS. A fine shall be assessed for all subsequent late-filed reports.

(5) Any lobbying firm may appeal or dispute a fine, based upon unusual circumstances surrounding the failure to file on the designated due date, and may request and shall be entitled to a hearing before the General Counsel of the Office of Legislative Services, who shall recommend to the President of the Senate and the Speaker of the House of Representatives, or their respective designees, that the fine be waived

in whole or in part for good cause shown. The President of the Senate and the Speaker of the House of Representatives, or their respective designees, may, by joint agreement, concur in the recommendation and waive the fine in whole or in part. Any such request shall be made within 30 days after the notice of payment due is transmitted by the LRCRS. In such case, the lobbying firm shall, within the 30-day period, notify the LRO in writing of the firm's intention to request a hearing.

(6) A lobbying firm may request that the filing of a report be waived upon good cause shown, based on unusual circumstances. The request must be filed with the General Counsel of the Office of Legislative Services, who shall make a recommendation concerning the waiver request to the President of the Senate and the Speaker of the House of Representatives. The President of the Senate and the Speaker of the House of Representatives may, by joint agreement, grant or deny the request.

(7)(a) All lobbyist registrations for lobbyists who are partners, owners, officers, or employees of a lobbying firm that fails to timely pay a fine are automatically suspended until the fine is paid or waived and all late reports have been filed or waived. The LRO shall promptly notify all affected principals, the President of the Senate, and the Speaker of the House of Representatives of any suspension or reinstatement. All lobbyists who are partners, owners, officers, or employees of a lobbying firm are jointly and severally liable for any outstanding fine owed by a lobbying firm.

(b) Such lobbyist may not be reinstated in any capacity representing any principal until the fine is paid and all late reports have been filed or waived or until the fine is waived as to that lobbyist and all late reports for that lobbyist have been filed or waived. A suspended lobbyist may request a waiver upon good cause shown, based on unusual circumstances. The request must be filed with the General Counsel of the Office of Legislative Services who shall, as soon as practicable, make a recommendation concerning the waiver request to the President of the Senate and the Speaker of the House of Representatives. The President of the Senate and the Speaker of the House of Representatives may, by joint agreement, grant or deny the request.

(8) The LRO shall notify the coordinator of the Office of the failure of a lobbying firm to file a report after notice or of the failure of a lobbying firm to pay the fine imposed.

1.6—Open Records; Internet Publication of Registrations and Compensation Reports

(1) All of the lobbyist registration forms and compensation reports received by the LRO shall be available for public inspection and for duplication at reasonable cost.

(2) The LRO shall make information filed pursuant to Joint Rules 1.2 and 1.4 reasonably available on the Internet in an easily understandable and accessible format through the LRCRS. The LRCRS must include, but not be limited to including, the names and business addresses of lobbyists, lobbying firms, and principals; the affiliations between lobbyists and principals; and the classification system designated and identified with respect to principals pursuant to Joint Rule 1.2.

1.7—Records Retention and Inspection and Complaint Procedure

(1) Each lobbying firm and each principal shall preserve for a period of 4 years all accounts, bills, receipts, computer records, books, papers, and other documents and records necessary to substantiate compensation reports and registration documentation.

(2) Upon receipt of a complaint based on the personal knowledge of the complainant made pursuant to the Senate Rules or the Rules of the House of Representatives, any such documents and records may be inspected when authorized by the President of the Senate or the Speaker of the House of Representatives, as applicable. The person authorized to perform the inspection shall be designated in writing and shall be a member of The Florida Bar or a certified public accountant licensed in Florida. Any information obtained by such an inspection may only be used for purposes authorized by law, Joint Rule One, the Senate Rules, or the Rules of the House of Representatives, which purposes may include the imposition of sanctions against a person subject to Joint Rule One, the Senate Rules, or the Rules of the House of Representatives. Any employee who uses that information for an un-

authorized purpose is subject to discipline. Any member who uses that information for an unauthorized purpose is subject to discipline under the applicable rules of each house.

(3) The right of inspection may be enforced by appropriate writ issued by any court of competent jurisdiction.

1.8—Questions Regarding Interpretation of Joint Rule One

(1) A person may request in writing an informal opinion from the General Counsel of the Office of Legislative Services as to the application of Joint Rule One to a specific situation involving that person's conduct. The General Counsel shall issue the opinion within 10 days after receiving the request. The informal opinion may be relied upon by the person who requested the informal opinion. A copy of each informal opinion that is issued shall be provided to the presiding officer of each house. A committee of either house designated pursuant to section 11.045(5), Florida Statutes, may revise any informal opinion rendered by the General Counsel through an advisory opinion to the person who requested the informal opinion. The advisory opinion shall supersede the informal opinion as of the date the advisory opinion is issued.

(2) A person in doubt about the applicability or interpretation of Joint Rule One with respect to that person's conduct may submit in writing the facts for an advisory opinion to the committee of either house designated pursuant to s. 11.045(5), Florida Statutes, and may appear in person before the committee in accordance with s. 11.045(5), Florida Statutes.

1.9—Effect of Readoption and Revision

All obligations existing under Joint Rule One as of the last day of the previous legislative biennium are hereby ratified, preserved, and re-imposed pursuant to the terms thereof as of that date. The provisions of Joint Rule One are imposed retroactively to the first day of the present legislative biennium except that provisions new to this revision are effective on the date of adoption or as otherwise expressly provided herein.

Joint Rule Two—General Appropriations Review Period and Budget Conference Committee Rules

2.1—General Appropriations and Related Bills; Review Periods

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

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

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

(4) A copy of the bill, a copy of the bill with amendments adopted by the nonoriginating house, or the conference committee report shall be furnished to each member of the Legislature, the Governor, the Chief Justice of the Supreme Court, and each member of the Cabinet. Copies for the Governor, Chief Justice, and members of the Cabinet shall be furnished to the official's office in the Capitol or Supreme Court Building.

(5)(a) Copies required to be furnished under subsection (4) shall be furnished to members of the Legislature as follows:

1. A printed copy may be placed on each member's desk in the appropriate chamber; or

2. An electronic copy may be furnished to each member. The Legislature hereby deems and determines that a copy shall have been furnished to the members of the Legislature when an electronic copy is made available to every member of the Legislature. An electronic copy is deemed to have been made available when it is accessible via the Internet or other information network consisting of systems ordinarily serving the members of the Senate or the House of Representatives.

(b) An official other than a member of the Legislature who is to be furnished a copy of a general appropriations bill under subsection (4) may officially request that an electronic copy of the bill be furnished in lieu of a printed copy, and, if practicable, the copy may be furnished to the official in the manner requested.

(6) The Secretary of the Senate shall be responsible for furnishing copies under this rule for Senate bills, House bills as amended by the Senate, and conference committee reports on Senate bills. The Clerk of the House shall be responsible for furnishing copies under this rule for House bills, Senate bills as amended by the House, and conference committee reports on House bills.

(7) The 72-hour public review period shall begin to run upon completion of the furnishing of copies required to be furnished under subsection (4). The Speaker of the House of Representatives and the President of the Senate, as appropriate, shall be informed of the completion time, and such time shall be announced on the floor prior to vote on final passage in each house and shall be entered in the journal of each house. Saturdays, Sundays, and holidays shall be included in the computation under this rule.

(8) An implementing or conforming bill recommended by a conference committee shall be subject to a 24-hour public review period before a vote is taken on the conference committee report by either house, if the conference committee submits its report after the furnishing of a general appropriations bill to which the 72-hour public review period applies.

(9) With respect to each bill that may be affected, a member of the Senate or the House of Representatives may not raise a point of order under this rule after a vote is taken on the bill. Except as may be required by the Florida Constitution, noncompliance with any requirement of this rule may be waived by a two-thirds vote of those members present and voting in each house.

2.2—General Appropriations and Related Bills; Definitions

As used in Joint Rule Two, the term:

(1) "Conforming bill" means a bill that amends the Florida Statutes to conform to a general appropriations bill.

(2) "General appropriations bill" means a bill that provides for the salaries of public officers and other current expenses of the state and contains no subject other than appropriations. A bill that contains appropriations that are incidental and necessary solely to implement a substantive law is not included within this term. For the purposes of Joint Rule Two and Section 19(d) of Article III of the Florida Constitution, the Legislature hereby determines that, after a general appropriations bill has been enacted and establishes governing law for a particular fiscal year, a bill considered in any subsequent session that makes net reductions in such enacted appropriations or that makes supplemental appropriations shall not be deemed to be a general appropriations bill unless such bill provides for the salaries of public officers and other current expenses of the state for a subsequent fiscal year.

(3) "Implementing bill" means a bill, effective for one fiscal year, implementing a general appropriations bill.

(4)(a) "Appropriations project" means a specific appropriation, proviso, or item on a conference committee spreadsheet agreed to by House and Senate conferees providing funding for:

1. A local government, private entity, or privately-operated program, wherein the specific appropriation, proviso, or item on a conference committee spreadsheet specifically names the local government, private entity, or privately-operated program or the appropriation, proviso, or item is written in such a manner as to describe a particular local government, private entity, or privately-operated program;

2. A specific transportation facility that was not part of the Department of Transportation's 5-year work program submitted pursuant to s. 339.135, Florida Statutes;

3. An education fixed capital outlay project that was not submitted pursuant to s. 1013.60 or s. 1013.64, Florida Statutes, unless funds for the specific project were appropriated by the Legislature in a prior year

and additional funds are needed to complete the project as originally proposed;

4. A specified program, research initiative, institute, center, or similar entity at a specific state college or university, unless recommended by the Board of Governors or the State Board of Education in their Legislative Budget Request; or

5. A local water project.

(b) The term does not include an appropriation that:

1. Is specifically authorized by statute;
2. Is part of a statewide distribution to local governments; or
3. Was recommended by a commission, council, or other similar entity created in statute to make annual funding recommendations, provided that such appropriation does not exceed the amount of funding recommended by the commission, council, or other similar entity.

2.3—Budget Conference Committee Rules

(1) For an appropriations project to be included in a conference committee report:

(a) The appropriations project must be included in a bill or an amendment placed into a budget conference; and

(b) Information required by subsections (2) and (3) relating to the appropriations project must have been in writing and published online prior to the passage by that chamber of the bill or amendment which was placed into a budget conference.

(2) The information collected must include:

- (a) A descriptive title of the appropriations project.
- (b) The date of the submission.
- (c) The name of the submitting member.
- (d) The most recent year in which the appropriations project received state funding, if applicable.
- (e) Whether the most recent funding for the project had been vetoed.
- (f) The amount of the nonrecurring request.
- (g) The amount of funding received in the prior year on a recurring or nonrecurring basis.
- (h) In what agency the project is best placed and whether the agency has been contacted.
- (i) The name of the organization or entity receiving the funds as well as a point of contact for the organization or entity.
- (j) The name of the registered lobbyist of the entity requesting the appropriations project.
- (k) Whether the organization to receive the funds is a for-profit entity, a not-for-profit entity, a local entity, a state university or college, or other type of organization.
- (l) The specific purpose or goal that will be achieved by the funds requested.

(m) The activities and services that will be provided to meet the intended purpose of these funds.

(n) Specific descriptions of how the funds will be expended, including a description and the amounts to be expended on: administrative costs, itemized to include the salary of the executive director or project head, other salaries and benefits, expenses, and consultants, contractors, or studies; operational costs, itemized to include salaries and benefits, expenses, and consultants, contractors, or studies; and fixed capital outlay, itemized to include land purchase, planning, engineering, construction, and renovation.

(o) The owner of the facility to receive, directly or indirectly, any fixed capital outlay funding, and the relationship between the owners of the facility and the entity.

(p) A description of the direct services to be provided to citizens by the appropriations project, if applicable.

(q) A description of the target population to be served and the number of individuals to be served by the appropriations project.

(r) A description of the specific benefit or outcome, including the methodology by which this outcome will be measured.

(s) The amount and percentage of federal, local, and state funds, excluding the funds requested for the appropriations project, or other matching funds available for the appropriations project.

(t) How much additional nonrecurring funding is anticipated to be requested in future years by amount per year.

(u) The suggested penalties that the contracting agency may consider in addition to its standard penalties for failing to meet deliverables or performance measures provided for in the contract.

(3) With respect to an appropriations project that is also a local water project, the information collected must also include:

(a) Whether alternative state funding such as the Waste Water Revolving Loan, Drinking Water Revolving Loan, Small Community Waste Water Drinking grant, or other funding has been requested.

(b) Whether the project is for a financially disadvantaged community, as defined in chapter 62-552, Florida Administrative Code; a financially disadvantaged municipality; a rural area of critical economic concern; or a rural area of opportunity, as defined in s. 288.0656, Florida Statutes.

(c) Whether the construction status is shovel-ready.

(d) The percentage of construction completed and the estimated completion date.

(4) Each chamber must collect the required information described in subsections (2) and (3) in the form and manner prescribed by that chamber.

(5) The portion of an appropriations project which was funded with recurring funds in the most recently enacted general appropriations act is exempt from subsections (1), (2) and (3).

(6) An appropriations project may only be funded with nonrecurring funds, except that the portion of an appropriations project which was funded with recurring funds as provided in subsection (5) may be continued with or without additional nonrecurring funds.

(7) The nonrecurring funding of an appropriations project in the conference committee report may be less than, equal to, or greater than the funding for the appropriations project as originally committed to the conference committee.

(8) An appropriations project that was not included in either chamber's bill in accordance with subsections (1), (2) and (3) may not be included in a conference report.

(9)(a) To be included in a conference committee report, all appropriations projects, except as otherwise provided in paragraph (b), must be clearly identified in the bill or amendment that will be considered by a conference committee and in any conference report.

(b) An appropriations project funded with recurring funds in the most recently enacted general appropriation act that is not appropriated any additional funds is exempt from the provisions of paragraph (a).

(10) The conference committee must allow for public testimony regarding appropriations projects at each noticed meeting.

(11) Nothing in this rule shall limit either chamber's ability to apply a stricter standard to its own bills prior to the commencement of conference proceedings. This Joint Rule applies to all conference committee reports related to the General Appropriations Act and supersedes either chamber's rules that are contrary to or inconsistent with the provisions of this Joint Rule.

Joint Rule Three—Joint Offices and Policies

3.1—Joint Legislative Offices

(1) The following offices of the Legislature are established:

- (a) Office of Economic and Demographic Research.
- (b) Office of Legislative Information Technology Services.
- (c) Office of Legislative Services.
- (d) Office of Program Policy Analysis and Government Accountability.

(2) Offices established under this rule shall provide support services to the Legislature that are determined by the President of the Senate and the Speaker of the House of Representatives to be necessary and that can be effectively provided jointly to both houses and other units of the Legislature. Each office shall be directed by a coordinator selected by and serving at the pleasure of the President of the Senate and the Speaker of the House of Representatives. Upon the initial adoption of these joint rules in a biennium, each coordinator position shall be deemed vacant until an appointment is made.

(3) Within the monetary limitations of the approved operating budget, the salaries and expenses of the coordinator and the staff of each office shall be governed by joint policies.

(4) The Office of Legislative Services shall provide legislative support services other than those prescribed in subsections (5)-(7).

(5) The Office of Legislative Information Technology Services shall provide support services to assist the Legislature in achieving its objectives through the application of cost-effective information technology.

(6) The Office of Economic and Demographic Research shall provide research support services, principally regarding forecasting economic and social trends that affect policymaking, revenues, and appropriations.

(7) The Office of Program Policy Analysis and Government Accountability shall:

(a) Perform independent examinations, program reviews, and other projects as provided by general law, as provided by concurrent resolution, as directed by the Legislative Auditing Committee, or as directed by the President of the Senate or the Speaker of the House and shall provide recommendations, training, or other services to assist the Legislature.

(b) Transmit to the President of the Senate and the Speaker of the House of Representatives, by December 1 of each year, a list of statutory and fiscal changes recommended by office reports. The recommendations shall be presented in two categories: one addressing substantive law and policy issues and the other addressing budget issues.

3.2—Joint Policies

(1) The President of the Senate and the Speaker of the House of Representatives shall jointly adopt policies they consider advisable to carry out the functions of the Legislature. Such policies shall be binding on all employees of joint offices and joint committees.

(2) The employees of all joint committees and joint legislative offices shall be under the exclusive control of the Legislature. No officer or agency in the executive or judicial branch shall exercise any manner of control over legislative employees with respect to the exercise of their duties or the terms and conditions of their employment.

Joint Rule Four—Joint Committees

4.1—Standing Joint Committees

(1) The following standing joint committees are established:

- (a) Administrative Procedures Committee.
- (b) Committee on Public Counsel Oversight.
- (c) Legislative Auditing Committee.

(2) No other joint committee shall exist except as agreed to by the presiding officers or by concurrent resolution approved by the Senate and the House of Representatives.

(3) Appointments to each standing joint committee shall be made or altered and vacancies shall be filled by the Senate and the House of Representatives in accordance with their respective rules. There shall be appointed to each standing joint committee no fewer than five and no more than seven members from each house.

(4)(a) The President of the Senate shall appoint a member of the Senate to serve as the chair, and the Speaker of the House of Representatives shall appoint a member of the House of Representatives to serve as the vice chair, for:

1. The Legislative Auditing Committee and the Committee on Public Counsel Oversight, for the period from the Organization Session until noon on August 1 of the calendar year following the general election.

2. The Administrative Procedures Committee for the period from noon on August 1 of the calendar year following the general election until the next general election.

(b) The Speaker of the House of Representatives shall appoint a member of the House of Representatives to serve as the chair, and the President of the Senate shall appoint a member of the Senate to serve as the vice chair, for:

1. The Legislative Auditing Committee and the Committee on Public Counsel Oversight, for the period from noon on August 1 of the calendar year following the general election until the next general election.

2. The Administrative Procedures Committee for the period from the Organization Session until noon on August 1 of the calendar year following the general election.

(c) A vacancy in an appointed chair or vice chair shall be filled in the same manner as the original appointment.

4.2—Procedures in Joint Committees

The following rules shall govern procedures in joint committees other than conference committees:

(1) A quorum for a joint committee shall be a majority of the appointees of each house. No business of any type may be conducted in the absence of a quorum.

(2)(a) Joint committees shall meet only within the dates, times, and locations authorized by both the President of the Senate and the Speaker of the House of Representatives.

(b) Joint committee meetings shall meet at the call of the chair. In the absence of the chair, the vice chair shall assume the duty to convene and preside over meetings and such other duties as provided by law or joint rule. During a meeting properly convened, the presiding chair may temporarily assign the duty to preside at that meeting to another joint committee member until the assignment is relinquished or revoked.

(c) Before any joint committee may hold a meeting, a notice of such meeting shall be provided to the Secretary of the Senate and the Clerk of the House of Representatives no later than 4:30 p.m. of the 7th day before the meeting. For purposes of effecting notice to members of the house to which the chair does not belong, notice to the Secretary of the

Senate shall be deemed notice to members of the Senate and notice to the Clerk of the House shall be deemed notice to members of the House of Representatives. Noticed meetings may be canceled by the chair with the approval of at least one presiding officer.

(d) If a majority of its members from each house agree, a joint committee may continue a properly noticed meeting after the expiration of the time called for the meeting. However, a joint committee may not meet beyond the time authorized by the presiding officers without special leave granted by both presiding officers.

(3) The presiding officers shall interpret, apply, and enforce rules governing joint committees by agreement when the rule at issue is a joint rule. Unless otherwise determined or overruled by an agreement of the presiding officers, the chair shall determine all questions of order arising in joint committee meetings, but such determinations may be appealed to the committee during the meeting.

(4) Each question, including any appeal of a ruling of the chair, shall be decided by a majority vote of the members of the joint committee of each house present and voting.

4.3—Powers of Joint Committees

(1) A joint committee may exercise the subpoena powers vested by law in a standing committee of the Legislature. A subpoena issued under this rule must be approved and signed by the President of the Senate and the Speaker of the House of Representatives and attested by the Secretary of the Senate and the Clerk of the House.

(2) A joint committee may adopt rules of procedure that do not conflict with the Florida Constitution or any law or joint rule, subject to the joint approval of the President of the Senate and the Speaker of the House of Representatives.

(3) A joint committee may not create subcommittees or workgroups unless authorized by both presiding officers.

4.4—Administration of Joint Committees

(1) Within the monetary limitations of the approved operating budget, the expenses of the members and the salaries and expenses of the staff of each joint committee shall be governed by joint policies adopted under Joint Rule 3.2.

(2) Subject to joint policies adopted under Joint Rule 3.2, the presiding officers shall appoint and remove the staff director and, if needed, a general counsel and any other staff necessary to assist each joint committee. All joint committee staff shall serve at the pleasure of the presiding officers. Upon the initial adoption of these joint rules in a biennium, each joint committee staff director position shall be deemed vacant until an appointment is made.

4.5—Special Powers and Duties of the Legislative Auditing Committee

(1) The Legislative Auditing Committee may direct the Auditor General or the Office of Program Policy Analysis and Government Accountability to conduct an audit, review, or examination of any entity or record described in s. 11.45(2) or (3), Florida Statutes.

(2) The Legislative Auditing Committee may receive requests for audits and reviews from legislators and any audit request, petition for audit, or other matter for investigation directed or referred to it pursuant to general law. The committee may make any appropriate disposition of such requests or referrals and shall, within a reasonable time, report to the requesting party the disposition of any audit request.

(3) The Legislative Auditing Committee may review the performance of the Auditor General and report thereon to the Senate and the House of Representatives.

4.6—Special Powers and Duties of the Administrative Procedures Committee

The Administrative Procedures Committee shall:

(1) Maintain a continuous review of the statutory authority on which each administrative rule is based and, whenever such authority is eliminated or significantly changed by repeal, amendment, holding by a court of last resort, or other factor, advise the agency concerned of the fact.

(2) Maintain a continuous review of administrative rules and identify and request an agency to repeal any rule or any provision of any rule that reiterates or paraphrases any statute or for which the statutory authority has been repealed.

(3) Review administrative rules and advise the agencies concerned of its findings.

(4) Exercise the duties prescribed by chapter 120, Florida Statutes, concerning the adoption and promulgation of rules.

(5) Generally review agency action pursuant to the operation of chapter 120, Florida Statutes, the Administrative Procedure Act.

(6) Report to the President of the Senate and the Speaker of the House of Representatives at least annually, no later than the first week of the regular session, and recommend needed legislation or other appropriate action. Such report shall include the number of objections voted by the committee, the number of suspensions recommended by the committee, the number of administrative determinations filed on the invalidity of a proposed or existing rule, the number of petitions for judicial review filed on the invalidity of a proposed or existing rule, and the outcomes of such actions. Such report shall also include any recommendations provided to the standing committees during the preceding year under subsection (11).

(7) Consult regularly with legislative standing committees that have jurisdiction over the subject areas addressed in agency proposed rules regarding legislative authority for the proposed rules and other matters relating to legislative authority for agency action.

(8) Subject to the approval of the President of the Senate and the Speaker of the House of Representatives, have standing to seek judicial review, on behalf of the Legislature or the citizens of this state, of the validity or invalidity of any administrative rule to which the committee has voted an objection and that has not been withdrawn, modified, repealed, or amended to meet the objection. Judicial review under this subsection may not be initiated until the Governor and the head of the agency making the rule to which the committee has objected have been notified of the committee's proposed action and have been given a reasonable opportunity, not to exceed 60 days, for consultation with the committee. The committee may expend public funds from its appropriation for the purpose of seeking judicial review.

(9) Maintain a continuous review of the administrative rulemaking process, including a review of agency procedure and of complaints based on such agency procedure.

(10) Establish measurement criteria to evaluate whether agencies are complying with the delegation of legislative authority in adopting and implementing rules.

(11) Maintain a continuous review of statutes that authorize agencies to adopt rules and shall make recommendations to the appropriate standing committees of the Senate and the House of Representatives as to the advisability of considering changes to the delegated legislative authority to adopt rules in specific circumstances.

4.7—Special Powers and Duties of the Committee on Public Counsel Oversight

(1) The Committee on Public Counsel Oversight shall appoint a Public Counsel.

(2) The Committee on Public Counsel Oversight may file a complaint with the Commission on Ethics alleging a violation of chapter 350, Florida Statutes, by a current or former public service commissioner, an employee of the Public Service Commission, or a member of the Public Service Commission Nominating Council.

(3) Notwithstanding Joint Rule 4.4(2), the Committee on Public Counsel Oversight shall not have any permanent staff but shall be served as needed by other legislative staff selected by the President of the Senate and the Speaker of the House of Representatives.

Joint Rule Five—Auditor General

5.1—Rulemaking Authority

The Auditor General shall make and enforce reasonable rules and regulations necessary to facilitate audits that he or she is authorized to perform.

5.2—Budget and Accounting

(1) The Auditor General shall prepare and submit annually to the President of the Senate and the Speaker of the House of Representatives for their joint approval a proposed budget for the ensuing fiscal year.

(2) Within the limitations of the approved operating budget, the salaries and expenses of the Auditor General and the staff of the Auditor General shall be paid from the appropriation for legislative expense or any other moneys appropriated by the Legislature for that purpose. The Auditor General shall approve all bills for salaries and expenses for his or her staff before the same shall be paid.

5.3—Audit Report Distribution

(1) A copy of each audit report shall be submitted to the Governor, to the Chief Financial Officer, and to the officer or person in charge of the state agency or political subdivision audited. One copy shall be filed as a permanent public record in the office of the Auditor General. In the case of county reports, one copy of the report of each county office, school district, or other district audited shall be submitted to the board of county commissioners of the county in which the audit was made and shall be filed in the office of the clerk of the circuit court of that county as a public record. When an audit is made of the records of the district school board, a copy of the audit report shall also be filed with the district school board, and thereupon such report shall become a part of the public records of such board.

(2) A copy of each audit report shall be made available to each member of the Legislative Auditing Committee.

(3) The Auditor General shall transmit a copy of each audit report to the appropriate substantive and fiscal committees of the Senate and House of Representatives.

(4) Other copies may be furnished to other persons who, in the opinion of the Auditor General, are directly interested in the audit or who have a duty to perform in connection therewith.

(5) The Auditor General shall transmit to the President of the Senate and the Speaker of the House of Representatives, by December 1 of each year, a list of statutory and fiscal changes recommended by audit reports. The recommendations shall be presented in two categories: one addressing substantive law and policy issues and the other addressing budget issues. The Auditor General may also transmit recommendations at other times of the year when the information would be timely and useful for the Legislature.

(6) A copy required to be provided under this rule may be provided in an electronic or other digital format if the Auditor General determines that the intended recipient has appropriate resources to review the copy. Copies to members, committees, and offices of the Legislature shall be provided in electronic format as may be provided in joint policies adopted under Joint Rule 3.2.

Joint Rule Six—Joint Legislative Budget Commission

6.1—General Responsibilities

(1) The commission, as provided in chapter 216, Florida Statutes, shall receive and review notices of budget and personnel actions taken or

proposed to be taken by the executive and judicial branches and shall approve or disapprove such actions.

(2) Through its chair, the commission shall advise the Governor and the Chief Justice of actions or proposed actions that exceed delegated authority or that are contrary to legislative policy and intent.

(3) To the extent possible, the commission shall inform members of the Legislature of budget amendments requested by the executive or judicial branches.

(4) The commission shall consult with the Chief Financial Officer and the Executive Office of the Governor on matters as required by chapter 216, Florida Statutes.

(5) The President of the Senate and the Speaker of the House of Representatives may jointly assign other responsibilities to the commission in addition to those assigned by law.

(6) The commission shall develop policies and procedures necessary to carry out its assigned responsibilities, subject to the joint approval of the President of the Senate and the Speaker of the House of Representatives.

(7) The commission, with the approval of the President of the Senate and the Speaker of the House of Representatives, may appoint subcommittees as necessary to facilitate its work.

6.2—Organizational Structure

(1) The commission is not subject to Joint Rule Four. The commission shall be composed of seven members of the Senate appointed by the President of the Senate and seven members of the House of Representatives appointed by the Speaker of the House of Representatives.

(2) The commission shall be jointly staffed by the appropriations committees of both houses. The Senate shall provide the lead staff when the chair of the commission is a member of the Senate. The House of Representatives shall provide the lead staff when the chair of the commission is a member of the House of Representatives.

6.3—Notice of Commission Meetings

Not less than 7 days prior to a meeting of the commission, a notice of the meeting, stating the items to be considered, date, time, and place, shall be filed with the Secretary of the Senate when the chair of the commission is a member of the Senate or with the Clerk of the House when the chair of the commission is a member of the House of Representatives. The Secretary of the Senate or the Clerk of the House shall distribute notice to the Legislature and the public, consistent with the rules and policies of their respective houses.

6.4—Effect of Adoption; Intent

This Joint Rule Six replaces all prior joint rules governing the Joint Legislative Budget Commission and is intended to implement constitutional provisions relating to the Joint Legislative Budget Commission existing as of the date of the rule's adoption.

Joint Rule Seven—Qualifications of Members

7.1—Residency

(1) A member shall be a legal resident and elector of his or her district at the time of election and shall maintain his or her legal residence within that district for the duration of his or her term of office. While a member may have multiple residences, he or she shall have only one legal residence. The legal residence of a member at a designated location is demonstrated by a totality of the circumstances. Factors to be considered include, but are not limited to:

(a) Where one claims to reside, as reflected in statements to others or in official documents;

(b) The abandonment of a prior legal residence, as evidenced by moving from or selling a prior legal residence;

- (c) The abandonment of rights and privileges associated with a prior legal residence;
- (d) Where one is registered as a voter;
- (e) Where one claims a legal residence for a homestead exemption;
- (f) Where one claims a legal residence for a driver license or other government privilege or benefit;
- (g) The transfer of one's bank accounts to the district where one maintains a legal residence;
- (h) Where one's spouse and minor children maintain a legal residence, work, and attend school;
- (i) Where one receives mail and other correspondence;
- (j) Where one customarily resides;
- (k) Where one conducts business affairs;
- (l) Where one rents or leases property; and
- (m) Where one plans the construction of a new legal residence.
- (2) In accordance with Section 3 of Article X of the Florida Constitution, a vacancy in office occurs when a member fails to maintain a legal residence within his or her district as required at the time of election.
- (3) In accordance with Section 2 of Article III of the Florida Constitution, each house of the Legislature shall be the sole judge of the qualifications of its members, including whether a member no longer satisfies his or her qualifications for office.
- (4) Each member shall affirm in writing that he or she is a legal resident and elector of his or her district based on the provisions of this Joint Rule. Each member shall file the written affirmation with the Secretary of the Senate or the Clerk of the House of Representatives before the convening of Organization Session following each general election. For a member who is elected pursuant to a special election, the member must execute the written affirmation before or concurrent with taking the oath of office and provide such affirmation to the Secretary of the Senate or the Clerk of the House of Representatives. The form of the written affirmation shall be prescribed by the Secretary of the Senate and the Clerk of the House of Representatives for members of their respective house of the Legislature.

Joint Rule Eight-Adjourning and Reconvening of Each House of the Legislature and Providing for Adjournment Sine Die

8.1—Adjourning and Reconvening

Pursuant to Section 3(e) of Article III of the Florida Constitution, during any legislative session, each house of the Legislature may, without consent from the other house, determine its respective dates and times for adjourning and reconvening daily sittings.

8.2—Adjournment Sine Die

- (1) During regular sessions, both houses of the Legislature shall adjourn sine die by concurrent resolution or concurrent motions or on the 60th day at 11:59 p.m., unless extended.
- (2) During special sessions, both houses shall adjourn sine die by concurrent resolution or concurrent motions or upon reaching the hour on which the special session is adjourned sine die by operation of the proclamation, unless extended.

—was introduced and read by title.

On motion by Senator Benacquisto, **SCR 2-Org.** was read the second time by title, adopted, and certified to the House.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

RETURNING MESSAGES — FINAL ACTION

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has adopted SCR 2-Org.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

COMMUNICATION

The Honorable Rick Scott
Governor
State of Florida
PL-05, The Capitol
400 South Monroe Street
Tallahassee, Florida 32399-0001

April 12, 2018

Dear Governor Scott:

I hereby irrevocably resign from the Florida Senate, effective November 6, 2018. I am a current candidate for the United States House of Representatives, District 17, and will be unable to complete my term as Florida Senator due to Florida election law, as the terms of the two offices would overlap.

I appreciate the opportunity to have served the people of the State of Florida.

Sincerely,

W. Greg Steube
Florida Senate
District 23

COMMUNICATION

The Honorable Rick Scott, Governor
State of Florida
PL-05, The Capitol
Tallahassee, FL 32399

May 2, 2018

Dear Governor Scott:

I have decided to conclude my service in the Florida Senate on November 6, 2018, the same day that my term as Senate President ends.

Like you, I have always been a strong supporter of term limits. The additional two years of my final term were added only through the vagaries of reapportionment litigation.

My goal is to afford as much notice as possible to allow the next State Senator from District 25 to be elected in the regular 2018 primary and general election cycle without the necessity of a special election. I would respectfully request that you consider scheduling the dates of the special primary election and special general election to coincide with the dates of the primary election and general election, pursuant to section 100.111(2), Florida Statutes. With key election-related deadlines and activities scheduled in the ensuing weeks and months, I believe this proposed course of action would be in the best interests of the constituents of Senate District 25.

Therefore, I am tendering my resignation from the Florida Senate, effective November 6, 2018, the same day my term as Senate President ends. Thank you for your partnership in advancing our many shared priorities and for your service to the people of Florida. It has been an

honor to represent the citizens of the Treasure Coast and parts of Palm Beach County in the Florida Senate.

Sincerely yours,

Joe Negron, President
District 25

I appreciate the opportunity to have served the people of the State of Florida.

Sincerely,

Denise Grimsley
State Senator, District 26

COMMUNICATION

The Honorable Rick Scott
State of Florida
PL-05, The Capitol
400 South Monroe Street
Tallahassee, FL 32399-0001

May 21, 2018

Dear Governor Scott:

I hereby irrevocably resign from the Florida Senate, effective November 6, 2018. I am a current candidate for another office, and will be unable to complete my term as Florida Senator due to Florida's resignation-to-run law, Section 99.012, Florida Statutes, as the terms of the two offices would overlap.

COMMITTEE RECEIVED

The Senate having adjourned sine die, a committee from the House of Representatives composed of Representatives Latvala, DuBose, Fischer, and Geller was received in the Office of the President to inform the Senate that the House of Representatives was convened for the purpose of organization. The committee then withdrew from the Office of the President.

ADJOURNMENT

On motion by Senator Bradley, the Senate in Organization Session adjourned sine die at 11:41 a.m.



Journal of the Senate

Final Reports After Adjournment Sine Die — 2018 Organization Session

ENROLLING REPORTS

SCR 2-Org has been enrolled, signed by the required constitutional officers, and filed with the Secretary of State on November 27, 2018.

Debbie Brown, Secretary

CERTIFICATE

THIS IS TO CERTIFY that the foregoing pages, numbered 1 through 53, inclusive, are and constitute a complete, true and correct journal and record of the proceedings of the Senate of the State of Florida in Organization Session, convened at 9:30 a.m. on the 20th day of November, 2018, and adjourned at 11:41 a.m. on the 20th day of November, 2018.

A handwritten signature in cursive script that reads "Debbie Brown".

Debbie Brown
Secretary of the Senate

Tallahassee, Florida
November 27, 2018

ORGANIZATION SESSION

November 20, 2018

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



FIFTY-FIRST REGULAR SESSION
UNDER THE CONSTITUTION AS REVISED IN 1968
MARCH 5 THROUGH MAY 4, 2019

MEMBERS OF THE SENATE

(23 Republicans, 17 Democrats)

REGULAR SESSION

March 5 through May 4, 2019

- District 1: Doug Broxson (R), Pensacola***
Escambia, Santa Rosa, and part of Okaloosa
- District 2: George B. Gainer (R), Panama City****
Bay, Holmes, Jackson, Walton, Washington, and part of Okaloosa
- District 3: Bill Montford (D), Tallahassee***
Calhoun, Franklin, Gadsden, Gulf, Hamilton, Jefferson, Leon, Liberty, Madison, Taylor, and Wakulla
- District 4: Aaron Bean (R), Fernandina Beach****
Nassau and part of Duval
- District 5: Rob Bradley (R), Fleming Island***
Baker, Bradford, Clay, Columbia, Dixie, Gilchrist, Lafayette, Levy, Suwannee, Union, and part of Marion
- District 6: Audrey Gibson (D), Jacksonville****
Part of Duval
- District 7: Travis Hutson (R), St. Augustine***
Flagler, St. Johns, and part of Volusia
- District 8: Keith Perry (R), Gainesville****
Alachua, Putnam, and part of Marion
- District 9: David Simmons (R), Altamonte Springs***
Seminole and part of Volusia
- District 10: Wilton Simpson (R), Trilby****
Citrus, Hernando, and part of Pasco
- District 11: Randolph Bracy (D), Ocoee***
Part of Orange
- District 12: Dennis Baxley (R), Ocala****
Sumter and parts of Lake and Marion
- District 13: Linda Stewart (D), Orlando***
Part of Orange
- District 14: Tom A. Wright (R), New Smyrna Beach****
Parts of Brevard and Volusia
- District 15: Victor M. Torres, Jr. (D), Orlando***
Osceola and part of Orange
- District 16: Ed Hooper (R), Clearwater****
Parts of Pasco and Pinellas
- District 17: Debbie Mayfield (R), Melbourne***
Indian River and part of Brevard
- District 18: Janet Cruz (D), Tampa****
Part of Hillsborough
- District 19: Darryl Ervin Rouson (D), St. Petersburg***
Parts of Hillsborough and Pinellas
- District 20: Tom Lee (R), Brandon****
Parts of Hillsborough, Pasco, and Polk
- District 21: Bill Galvano (R), Bradenton***
Manatee and part of Hillsborough
- District 22: Kelli Stargel (R), Lakeland****
Parts of Lake and Polk
- District 23: Joe Gruters (R), Sarasota*****
Sarasota and part of Charlotte
- District 24: Jeff Brandes (R), St. Petersburg****
Part of Pinellas
- District 25: Gayle Harrell (R), Stuart*****
Martin, St. Lucie, and part of Palm Beach
- District 26: Ben Albritton (R), Wauchula****
DeSoto, Glades, Hardee, Highlands, Okeechobee, and parts of Charlotte, Lee, and Polk
- District 27: Lizbeth Benacquisto (R), Fort Myers***
Part of Lee
- District 28: Kathleen Passidomo (R), Naples****
Collier, Hendry, and part of Lee
- District 29: Kevin J. Rader (D), Delray Beach***
Parts of Broward and Palm Beach
- District 30: Bobby Powell (D), West Palm Beach****
Part of Palm Beach
- District 31: Lori Berman (D), Lantana******
Part of Palm Beach
- District 32: Lauren Book (D), Plantation****
Part of Broward
- District 33: Perry E. Thurston, Jr. (D), Fort Lauderdale***
Part of Broward
- District 34: Gary M. Farmer, Jr. (D), Lighthouse Point****
Part of Broward
- District 35: Oscar Braynon II (D), Miami Gardens***
Parts of Broward and Miami-Dade
- District 36: Manny Diaz, Jr. (R), Hialeah****
Part of Miami-Dade
- District 37: Jose Javier Rodriguez (D), Miami***
Part of Miami-Dade
- District 38: Jason W. B. Pizzo (D), North Miami Beach****
Part of Miami-Dade
- District 39: Anitere Flores (R), Miami***
Monroe and part of Miami-Dade
- District 40: Annette Taddeo (D), Miami****
Part of Miami-Dade
- * Holdovers
** Elected General Election, November 6, 2018, for a term of 4 years
*** Elected Special General Election, November 6, 2018, for a term of 2 years
**** Elected Special General Election, April 10, 2018, for a term of 2 years

OFFICERS OF THE SENATE

Bill Galvano, *President*
David Simmons, *President Pro Tempore*
Kathleen Passidomo, *Majority (Republican) Leader*
Audrey Gibson, *Minority (Democratic) Leader*

Nonmember Elected Officer

Debbie Brown, *Secretary of the Senate*



Journal of the Senate

Number 1—Regular Session

Tuesday, March 5, 2019

Beginning the Fifty-first Regular Session of the Legislature of Florida convened under the Florida Constitution as revised in 1968, and subsequently amended, and the 121st Regular Session since Statehood in 1845, at the Capitol, in the City of Tallahassee, Florida, on Tuesday, the 5th of March, A.D., 2019, being the day fixed by the Constitution of the State of Florida for convening the Legislature.

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we turn and ask with all sincerity to help us, as we strive to lead our great State of Florida.

You have endowed us with tremendous abilities to lead and govern, but we turn to you as we stand at a new legislative session. Our discerning eyes look diligently to the work before us, but we also know your eyes see clearly what must be done in this vast State of Florida.

These collective elected public servants and members of this legislature stand before you and one another in the hopes that together, great things are possible. Their love for this great state shines through their dedication. We ask that you search their hearts and minds. Allow them to see the dignity of their office and inspire them to greatness. We are mindful of so many of them who leave family at this time to serve the needs of this state. Watch over their loved ones and care for them in their absence.

Give them eyes to see and ears to hear. Give them discerning minds and hearts while also the energy enough to do all that is asked of them. We also ask that you give each of them a voice: voices loud enough to be heard, voices with empathy enough for justice, and voices humble enough as they are convicted.

With all our asking, we also thank you. Thank you for the faithfulness of the many who dedicate their lives for a better tomorrow; faithful citizens that love beyond the boundaries of their respective counties.

As we begin this new legislative session with high hopes of doing great things for this great state of ours, may we also conclude it with knowing we were faithful and respectful of one another. We pray to you, who are Lord and God, forever and ever. Amen.

CALL TO ORDER

The Senate was called to order by President Galvano at 9:30 a.m. A quorum present—39:

Mr. President	Diaz	Perry
Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simmons
Bracy	Hooper	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Cruz	Passidomo	Wright

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.

PLEDGE

Sergeant at Arms Tim Hay was joined by several children present in the chamber in the center aisle and led the Senate in the Pledge of Allegiance to the flag of the United States of America.

SPECIAL PERFORMANCE

The President introduced Garrett Evers, who sang *The Star Spangled Banner*. Garrett is a student at the Florida State University College of Music.

SPECIAL GUESTS

The President introduced the following guests: Governor Ron DeSantis, Lieutenant Governor Jeanette Nuñez, Commissioner of Agri-

Excused: Senator Torres

PRAYER

The following prayer was offered by the Very Reverend John B. Cayer, Co-Cathedral of St. Thomas More, Tallahassee:

God of all good things, we come to you today with all respect and humility. You are the beginning and end of all things. It is to you that

culture Nikki Fried, Attorney General Ashley Moody, and Chief Financial Officer Jimmy Patronis.

The President recognized the following Supreme Court Justices: Chief Justice Charles T. Canady, Justice Ricky Polston, Justice Jorge Labarga, Justice Alan Lawson, Justice Barbara Lagoa, Justice Robert J. Luck, and Justice Carlos G. Muñiz.

The President announced the Senate was honored by the presence of former Senate Presidents Mike Haridopolos and his wife, Stephanie, Jeff Atwater, Ken Pruitt, John McKay and his wife, Michelle, Jim Scott, and Tom Lee, currently serving in the Senate, and his wife, Secretary of State Laurel Lee.

The President introduced former Senators Joseph Abruzzo; Jim Horne; Arthenia Joyner; Alan Hays, Lake County Supervisor of Elections; Frank Artiles; Carey Baker, Lake County Property Appraiser; Steve Geller, Broward County Commissioner; John Thrasher, Florida State University President; Curt Kiser; Dave Aronberg, State Attorney for Palm Beach County; Ellyn Bogdanoff; and Ron Silver, who were present in the chamber.

The President introduced his wife, the First Lady of the Florida Senate, Julie Galvano; their children, Michael, William, and Jacqueline; and his mother-in-law, Mary Jean Forrester, and father-in-law, Reverend Sterling Forrester.

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

DOCTOR OF THE DAY

The President recognized Dr. Charles J. Chase of Winter Park as the doctor of the day. Dr. Chase specializes in anesthesiology.

On motion by Senator Benacquisto, by unanimous consent—

SCR 1018—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 Ron DeSantis 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, March 5, 2019, 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 1018** was read the second time in full, adopted, and, by two-thirds vote, immediately certified to the House.

ADDRESS BY PRESIDENT BILL GALVANO

Senators, before I go on, I'd like to just take a few moments and share some thoughts with you here today.

First of all, thank you. Thank you for all the hard work that you've put into the interim committee period. We've made tremendous progress and are really in a very good position to start this session moving forward. This is the first day of a 60-day session, and while it may only last for two months, the work that we do during that two months can affect millions of Floridians for many, many years. In many ways, when we gather in this hallowed chamber, we are convening the future.

You'll see on your desk an hourglass, and on that hourglass is a quote from my favorite president, Abraham Lincoln. The quote goes, "The best thing about the future is that it comes one day at a time." So I challenge you all, let's make every single day of this session meaningful, purposeful, and have it lead to accomplishment. Hemingway had a similar view when he wrote, and I always liked this, that "Today is only one day

in all the days that will ever be. But what will happen in all the other days that ever come can depend on what you do today."

So, as we move forward and work hard and focus day by day with these 60 days, let us do so recognizing each other's value—the value that each of us has in this chamber, one to another, and let us also recognize the value that we have as the Florida Senate. We are made up of diverse and talented Senators representing large and unique constituencies. Look around you. These are the people that you are serving with. Each of them has a tremendous story, and each of them brings true value to this process.

Let's also understand that we are the Florida Senate, and while we're part of the bigger state government, we have a very specific role in how the people of Florida are governed. Take pride in that. I take pride in that. We will work together as a Senate with the measure, deliberation, and decorum that is necessary to achieve the best policy. As we were reminded by our President Pro Tempore, let's be President George Washington's saucer—to cool and to vet and to understand. I reaffirm my pledge to you that I've made many times that I will not judge the success of this session by my personal agenda. I ask all of you, let's all focus on a Florida agenda and not a personal agenda. I will do my best to support you in every way, but I ask that we collaborate, that we truly vet and debate the issues and policies and ideas that come before us. And when an idea is not right, or a bill is not ready, let us have the courage to step back, regroup, and rethink. Most importantly, let us also have the discipline to know when to let go and walk away.

History is not going to judge the success of this session by the number of bills we pass. To the contrary, it will judge the success of this session by the quality of our actions. At the end of the day, we have only one requirement by our constitution and that's to pass the budget—a meaningful, responsible budget for the people of Florida. So, as we work together, let us do so boldly, proudly, and as the Florida Senate. It's an honor, again, to serve as your president, but that's what I want you to realize I am doing—I am serving you as your president. So let's make every day count this session. Thank you.

COMMITTEE APPOINTED

On motion by President Pro Tempore Simmons 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 2019 Session, the President appointed Senator Albritton, Chair; and Senators Gruters, Cruz, Harrell, and Pizzo. 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.

COMMITTEE RECEIVED

A committee from the House of Representatives composed of Representative Stone, Chair; and Representatives Fischer, Roach, Webb, and Diamond 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.

MOTIONS

On motion by Senator Benacquisto, the Senate adjourned at 10:48 a.m. and, pursuant to **SCR 1018**, 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 1018**, 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 Jose Oliva, 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 recognized Congressman Al Lawson, who was present in the gallery.

The Speaker invited The Honorable Bill Galvano, 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 David Simmons and House Speaker Pro Tempore MaryLynn Magar led the Pledge of Allegiance to the flag of the United States of America.

On motion by Representative Paul Renner that a committee be appointed to notify the Governor that the joint session was assembled to receive his message, the President appointed Senator Baxley, Co-chair; and Senators Bracy, Mayfield, Perry, and Stewart. On behalf of the Speaker, the President appointed Representative Raschein, Co-chair; and Representatives Drake, DuBose, Geller, and Trumbull. The committee withdrew from the chamber.

SPECIAL GUESTS

The President recognized the following guests: First Lady of the House of Representatives, Jeanne Oliva; and First Lady of the Senate, Julie Galvano.

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

The President recognized First Lady, Casey DeSantis, who was present in the gallery.

The President presented the Governor to the joint assembly.

ADDRESS BY GOVERNOR RON DESANTIS

Mr. President, Mr. Speaker, members of the House and Senate, Cabinet members, and Supreme Court Justices:

Mindful of the economic opportunities that lie before us, understanding the environmental challenges that require our attention, and conscious of our obligations to education and public safety, I consider myself blessed to stand before you, at this particular moment in our history, as Florida's 46th Governor. I'm grateful for your willingness to serve, I'm proud of the accomplishments of our state and its citizens, and I'm optimistic that this legislative session provides us with a unique opportunity to advance needed reforms in a variety of different areas that will strengthen our state and benefit the people now and in the future. Having spent three terms in a different legislature, a prison known as the U.S. House of Representatives, it is quite a privilege to be able to work with a legislative body that has demonstrated the ability to get things done and to lead. I've already seen it firsthand.

Two years ago, the Florida Legislature unanimously passed a resolution acknowledging and apologizing for the "gross injustices" perpetrated, in the middle of the last century, against four African American men—Charles Greenlee, Walter Irvin, Samuel Shepherd, and Ernest Thomas—known as the Groveland Four. The resolution requested that the Governor review their cases and issue pardons for

these men. Upon taking office in January, I took action. Joined by our cabinet members, I approved pardons for all four men a few days into my term. It's never too late to do the right thing. In the gallery today is Carol Greenlee, the daughter of Charles Greenlee. Her father passed away in 2012 but I hope he—as well as the rest of the Groveland Four—is looking down with some satisfaction that justice, however imperfect, eventually prevailed and that we here today are united in insisting that the constitutional protections central to a free society are honored for all of our citizens. Members of the House and Senate, thank you for leading the way.

I observed during my inaugural address that, in the words of Alexander Hamilton, "Energy in the executive is the leading character in the definition of good government." I believe it, and I've worked to exemplify it. In less than 60 days, my administration has taken bold action to address issues that Floridians care about: reorienting our environmental policy around the goal of cleaning up our water; announcing far-reaching education reforms designed to make Florida number one in skills-based education by 2030; securing hundreds of millions of dollars for storm-ravaged parts of Northwest Florida; bringing accountability to entities ranging from the Broward Sheriff's Office to the South Florida Water Management District; and appointing three spectacular justices to our Supreme Court. And this is just the beginning.

I'm proud to recognize the efforts of my wife Casey. She has been by my side as we have toured the state and has also blazed her own trail on issues like education, disaster relief, and freedom for the people of Venezuela. She has worked so hard, and one thing is clear: we have a great First Lady. I'm convinced that this whole Governor thing is just a way for the people of Florida to have Casey as their First Lady. Our kids Madison and Mason have taken over the Governor's mansion, but the baby-proofing has been successful—I can report that no artifacts of Florida history have yet to be destroyed. But stay tuned—Mason will be walking very soon.

Just last week, Casey traveled to Northwest Florida to survey the Hurricane Michael recovery efforts. We have both been to the region several times over the past few months. To the people of Northwest Florida: we pledged to stand with you as you work to rebuild your communities stronger than before, and we have followed through on that pledge. I've already traveled to Washington, D.C., and secured a historic commitment from the Trump administration to provide assistance to the communities that Michael battered. My administration has worked to cut through red tape to expedite relief efforts and, thanks to the leadership of your former colleague Jared Moskowitz, we are making great progress.

Here with us today is Mayor Al Cathey and Administrator Tanya Castro from Mexico Beach, which was ground zero for Hurricane Michael's wrath. They and many others affected by the storm have displayed remarkable resilience in the face of huge obstacles. They deserve our admiration and our support. These communities will not be rebuilt in days, weeks, or months, but they will be rebuilt. They will be rebuilt because we as Floridians will answer the call as we always do. God bless the good people of Northwest Florida.

Executive energy and leadership are necessary to meet fully the challenges that are before us, but they are not sufficient. In a constitutional system with separated powers, we, the political branches, must work together so we can build off the foundation that has been laid and set the stage for the future success of our state. How can we accomplish this task? I answer simply: be bold—be bold in championing economic opportunity, be bold in protecting Florida's environment, be bold in improving education, be bold in defending the safety of our communities, be bold because while perfection is not attainable, if we aim high, we can achieve excellence.

Florida is blessed with some of the nation's finest natural resources. We are the fishing and boating capital of the United States. Our beaches bring millions of tourists to our state each and every year. The state's unique natural environment is central to our economy, our quality of life, and our identity as Floridians. I'm proud to have taken swift and bold action to protect our natural resources and improve Florida's water quality. We are repositioning our water policy to meet the needs of our citizens by, among other things: expediting key projects like the EAA reservoir and raising the Tamiami Trail; establishing a blue-green algae task force to develop policies to fight algae blooms, fight red tide, and improve water quality; and appointing a Chief Science Officer to

better harness scientific data and research in service of Florida's most pressing environmental needs.

I've requested \$2.5 billion over the next four years for water resources projects and Everglades restoration. This represents a \$1 billion increase compared to the previous four years and will allow us to bring major projects to completion. Given the persistent water problems we have seen over the past several years, now is the time to be bold. We cannot leave for tomorrow that which we can do today.

Because the people of Florida should have confidence that their interests are being reflected in policy implementation, I asked and received the resignations of all members on the South Florida Water Management District. We needed a fresh start and I'm pleased to report that I've appointed a number of good people to this board. We have a bold vision, we have good folks in key positions, and with your support for these initiatives, we will restore and preserve the beauty of Florida for generations to come.

It is often said that states serve as laboratories of democracies, and we are in the midst of a great experiment among the states regarding taxation and government spending. The result has been a migration of wealth from states that tax heavily, spend profligately, and regulate excessively to states, like Florida, that tax lightly, spend conservatively, and regulate reasonably. In the face of these trends, some of the states that have hemorrhaged businesses and taxpayers have decided to double down by raising existing taxes and imposing new taxes. As George Harrison once observed: "If you get too cold, they tax the heat; if you take a walk, they tax your feet."

We are a mobile, highly connected society and as taxes become more onerous and as the business climate deteriorates in these states, people vote with their feet. Taxpayers and businesses leave. The tax base erodes and the fiscal situations of these states get more ominous, yielding massive budget shortfalls. It is a vicious cycle. We won't repeat those mistakes in Florida. We will always remain a low-tax state. And we will never have an income tax! I have proposed more than \$330 million in tax relief for Florida families, including a property tax cut. We must keep our economic momentum going!

To those doing business in states that have a bad business and political climate, my message is this: Come to Florida. We will maintain a healthy economic environment, we welcome your success, and we won't chase jobs away through economic ignorance and demagoguery. We are also committed to modernizing our infrastructure, and I know President Galvano is focused on making that happen. Thank you, Mr. President, for your efforts.

There are areas where Florida can do better. I hope the Legislature passes legislation to reform the issue of AOB, which has become a racket. And it's clear we need reform of our occupational licensing regime, which borders on the absurd and primarily serves to frustrate opportunities for Floridians. You can become a sniper in the Marine Corps by completing training for 79 days, which equates to 632 hours; becoming a licensed interior designer in Florida requires 1,760 hours. You can earn jump wings by completing Army Jump School in three weeks, or about 168 hours; Florida law requires 1,200 hours to become licensed as a barber. Our DBPR secretary and your former colleague Halsey Beshears has identified a number of these requirements that need to be streamlined, rolled back, or eliminated. This project merits your support.

Maintaining low taxes and a healthy economic climate are important, but the most important factor regarding Florida's economic potential is human capital. If we support our university system, our state colleges, and primary and secondary education, as well as the reforms needed to improve educational opportunities across the board, then we will be setting the stage for future economic success that will be the envy of the nation. As we sow so shall we reap.

I'm proud that Florida's university system is ranked number one in the nation—ahead of Texas, California, and New York. This wasn't always so; the climb atop the rankings has been remarkable. I'm not sure how many people outside Florida realize this, so I'm doing my part to spread the word. I was in New York last week meeting with business leaders and stressed this fact and pledged that we will do even more to build a world-class talent pool.

We are poised for growth in finance, technology, health care, aerospace, and more—let's support the continued ascent of our universities so that these industries can grow by employing our own graduates in good, high-paying jobs in our low-tax, business-friendly environment.

Attending a traditional four-year brick-and-ivy institution is one way to get the advanced knowledge and skills necessary for achieving economic success, but we must recognize that it is not the only way, and for many it is not the best way. Skills-based education offers a focused, and often more cost-effective means by which students can acquire the tools they need to be successful. Working with your former Speaker and our Commissioner of Education, Richard Corcoran, I have proposed a plan to take Florida from middle of the pack to number one in workforce education by 2030.

Earlier this year, I visited Tampa Bay Technical High School to observe a successful example of workforce education firsthand. I met Glenn Wester III, who is with us here today. Glenn is a junior in the welding program and, even though he is not quite old enough, has already received job offers—good paying job offers! He is also taking Advanced Placement courses and will have to choose between multiple pathways for success. Glenn, keep working hard. We wish you continued success, and I applaud the Hillsborough County School District for giving students like Glenn these opportunities. Our workforce education initiatives include grants to place students in apprenticeships, money to train teachers in computer science, and funds for workforce programs within our state college system. These reforms will make a difference and deserve your support.

Florida has made strides in primary and secondary education since I graduated from public school in Dunedin in 1997, but we have a lot more to do. For years, I've heard from parents and teachers about the problems with a system of standards, testing, and curriculum modeled after Common Core. Parents have been especially frustrated by not being able to help their kids with basic math problems. So I have instructed Commissioner Corcoran to spend the rest of this year engaged in consultation with parents, teachers, school administrators, and employers so that we can replace Common Core with high-quality curriculum, streamlined testing, and a new emphasis on American civics. We want a system that demands excellence and that also engenders public confidence.

We also need to do more to recruit, retain, and reward great teachers. To this end, I have proposed replacing Best and Brightest bonus program with a revised \$423 million program that will reward more than 40,000 teachers with bonuses approaching \$10K. I'm also requesting \$10 million for a tuition and loan forgiveness program for as many as 1,700 teachers who commit to teaching in Florida schools for five years. Attracting and keeping great teachers in our classrooms should be a high priority.

Education opportunity shouldn't be limited by parental income or zip code. One way Florida has expanded opportunity has been through the Tax Credit Scholarship program for students from low-income families. More than 100,000 students—nearly 70 percent of whom are African American or Hispanic, with an average family income of roughly \$26,000 per year—are utilizing the scholarship. The results have been positive: the Urban Institute recently released a study that found Tax Credit Scholarship students are 43 percent more likely to attend a four-year college and up to 20 percent more likely to obtain a bachelor's degree. Students who use the scholarship more than four years are up to 99 percent more likely to attend college and up to 45 percent more likely to earn a bachelor's degree. More low-income families would like the opportunity to obtain a scholarship for their kids. There are currently 14,000 students who qualify for the scholarship but are stuck on the waiting list.

Shareka Wright is a single mother of three who supports her family by driving a garbage truck for the city of Orlando. While one of her sons is doing well in an Orange County district school, her two younger boys needed a different environment, as one struggled academically and the other was bullied. But because her boys are on the waiting list for the Tax Credit Scholarship program, Shareka might not be able to afford to keep them in this more favorable environment. Shareka is doing her best to give her boys a better future. I'm not satisfied to see hard-working parents like Shareka mired on a waitlist, and so I'm proposing to eliminate the waitlist by creating a new Equal Opportunity Scholarship that is similar to the Tax Credit scholarship. We are a big,

diverse state, and one size doesn't fit all when it comes to education. Let's stand with working moms like Shareka and empower them to choose the best learning environment for their kids.

We also need to stand by students with special needs and their families. That means eliminating the waitlist of 1,900 students for Gardiner Scholarships. Donna and Michael Holt are here with their son Levi, who has Down syndrome. Levi is on the waiting list for a Gardiner Scholarship. Students like Levi have unique abilities that require a customized learning environment that the Gardiner ESA can provide. The Gardiner Scholarship is our way of saying that everyone counts and that these are lives worth living.

And while we are at it, I wholeheartedly reject the callous disregard for human life displayed by the Governors of Virginia and New York. We won't allow that to happen in Florida.

We need to enact policies to make health insurance, prescription drugs, and medical care more affordable for Floridians. As you are aware, health care is being hotly debated at the national level, so let me say: Any proposal that seeks to eliminate the private health insurance policies of millions of Floridians is unacceptable. Government has no right to take away the policies that Floridians earn through their jobs or purchase on the individual market.

I want Floridians to be able to purchase prescription drugs from Canada at lower prices. There is an avenue under existing federal law to accomplish this; the President is supportive of this effort and has asked me to plow ahead, which will require navigating an institutionally hostile bureaucracy. This could save money for individuals, reduce costs for businesses, and relieve pressure on our state budget. I'm also open to any ideas that the Legislature has to tackle this problem. One thing is clear: Floridians need relief from the rising costs of prescription drugs.

Bringing price transparency to health care can also help reduce costs, and I have instructed Secretary Mayhew from AHCA to expedite the price transparency database that the legislature required. To make the tool effective, we need legislation to provide for shared savings policies so that patients receive a financial benefit when they choose a more cost-effective option. I'm supportive of Speaker Oliva's call to foster innovation and competition in our health care system. We can't just continue doing the same thing over and over and expecting a different result.

Last year at this time, the state was still reeling from the massacre at Marjory Stoneman Douglas High School. Out of that tragedy grew the MSD Commission, which earlier this year outlined a series of recommendations to improve security at Florida schools. I support the recommendations and ask that you enact them into law. These reforms are a testament to the tenacity, courage, and character of the families of the Parkland victims. The hard work of those like Ryan Petty and Hunter Pollack, who is with us here today, has already helped save lives and has made our state stronger. They should be commended for their efforts.

I have gotten to know a number of the families, and one thing that has stuck with me is something I've heard a number of them say: that this was the most preventable school shooting in history. When I took office, many of the Parkland families felt that there had not been any accountability—at the school district or at the sheriff's office—for the string of failures that culminated in the massacre. So, I acted by successfully petitioning for a statewide grand jury investigation into school security failures in Broward County and other jurisdictions.

I also suspended Scott Israel as the Sheriff of Broward and replaced him with Gregory Tony. That suspension will come before the Senate soon, and the failures of the former sheriff are well-documented. Why any senator would want to thumb his nose at the Parkland families and to eject Sheriff Tony, who is doing a great job and has made history as the first African American sheriff in Broward history, is beyond me. But I judge not, lest I be judged.

Florida will not be a sanctuary state—we won't allow someone here illegally to commit criminal misconduct and simply be returned to our communities. And we won't tolerate sanctuary cities that actively frustrate law enforcement by shielding criminal aliens from accountability at the expense of public safety.

Here with us today are two angel parents, Bobby and Kiyan Michael from Jacksonville. Their son Brandon was killed by a foreign national who was illegally in our country and who had been deported on two prior occasions. Brandon was a young man engaged to be married, but instead of planning a wedding, Bobby and Kiyan had to plan a funeral. Had our laws simply been enforced, Bobby and Kiyan might not have had to bury their son. Let's do right by the Michael family; let's prohibit sanctuary cities in Florida.

International events usually have a particular resonance in Florida. Earlier this year, I had a meeting in the Oval Office alongside Senators Rubio and Scott as well as Congressman Diaz-Balart about the dire situation in Venezuela. To the President's credit, he heeded our advice and recognized Juan Guaidó as the interim president and made clear that the dictator Nicolás Maduro has got to go.

The tragedy in Venezuela is a result of a failed socialist experiment—a system that is hostile to human liberty and contrary to human nature. The tyranny that has resulted is the natural outgrowth of trying to impose this failed ideology on the people of Venezuela. To the Venezuelan exile community here in Florida, we stand with you and with the people of Venezuela who are seeking freedom and a better future for Venezuela. The eyes of the free world have descended upon Venezuela, and it is imperative that freedom prevail.

We also know that the despair in Venezuela wouldn't be possible without the nefarious influence of the Cuban government. I applaud the President for allowing the application of Title III of the Libertad Act and support additional efforts to hold the Castro regime accountable. I would like to see the Castro regime go the way of Maduro and to see a free and democratic Cuba take its place.

I offer my thanks to the Legislature for defending the U.S.-Israel relationship by enacting anti-BDS legislation. I reject attempts to target Israel for disfavored treatment and will enforce the anti-BDS provisions vigorously. This whole enterprise of targeting Israel for economic harm is such a fraud and merely a cover for antisemitism. In Florida, rest assured that BDS is DOA. We will be taking a delegation to Israel in May, and I look forward to furthering the relationship between Florida and Israel.

People sometimes ask, how did you meet your wife? And the story was, we both happened to be at a driving range at a golf course hitting golf balls. I had to tune up to play at some charity thing, so I was out there whacking away. Casey was one or two hitting bays over and in between was a bucket of balls that was kind of half used, half filled. Now I was interested in talking to her, she was looking at the balls trying to see if she'd be able to hit the extra. We decided to split that, started talking, went out, and the rest is history.

The lesson I learned from this is that sometimes it pays to be at the right place, at the right time. I think we here in this chamber are the right leaders at the right time. After all, many are called to serve in elected office, but only a few are actually entrusted with authority by the voters. Fewer still are presented with the opportunities we see before us today. Let's fight the good fight, let's finish the race, let's keep the faith so that when Floridians look back on the fruits of this session, they will see it as one of our finest hours.

DISSOLUTION OF JOINT SESSION

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

SPEAKER OLIVA PRESIDING

On motion by Senator Benacquisto, the joint session was dissolved at 12:04 p.m., and the Senators were escorted from the House Chamber by the Senate Sergeant at Arms.

SENATE RULES

RULE ONE

OFFICERS, SENATORS, EMPLOYEES, AND ETHICS

PART ONE—SENATE OFFICERS

1.1—Election of the President, President Pro Tempore, President Designate, President Pro Tempore Designate, Minority Leader, and Minority Leader Pro Tempore; designation of Majority Leader

(1) A President and a President Pro Tempore shall be elected for a term of two (2) years at the organization session. They shall take an oath to support the *Constitution of the United States* and the *Constitution of the State of Florida*, and for the true and faithful discharge of the duties of office.

See Rule 5.6—Election by ballot.

See FLA. CONST. art. II, s. 5 Public officers.

See FLA. CONST. art. III, s. 2 Members; officers.

See FLA. CONST. art. III, s. 3(a) Sessions of the legislature.

(2) The Majority Party may, by caucus called by the President, elect a President Designate and a President Pro Tempore Designate whose names shall be certified to the Secretary. The President may designate a Majority Leader whose name shall be certified to the Secretary.

(3) The Minority Party may, by caucus, elect a Minority Leader and a Minority Leader Pro Tempore whose names shall be certified to the Secretary at the organization session.

(4) All elected officers shall hold office until their successors are chosen and qualified or until the expiration of their term, whichever shall occur first.

See Rule 1.7(3)—Resignation of the President.

1.2—The President calls the Senate to order; informal recess

The President shall call the Senate to order at the hour provided by these Rules or at the hour established by the Senate at its last sitting. A quorum being present, the President shall direct the Senate to proceed with the Daily Order of Business. The President may informally recess the Senate for periods of time not to exceed **thirty (30) minutes**.

See Rule 6.2(1)(c)—Motion to recess.

1.3—The President's control of Chamber, corridors, and rooms

The President shall preserve order and decorum and shall have general control of the Chamber, corridors, passages, and rooms of the Senate whether in the Capitol or elsewhere. If there is a disturbance, the President may order the area cleared.

1.4—The President's authority and signature; questions of order; travel

(1) The President shall sign all acts, joint resolutions, resolutions, and memorials. No writ, warrant, subpoena, contract binding the Senate, authorization for payment, or other papers shall issue without the signature of the President. The President may delegate signing authority for the authorization of payments. The President shall approve vouchers.

See FLA. CONST. art. III, s. 7 Passage of bills.

(2) The President shall decide all questions of order, subject to an appeal by any Senator.

See Rule 8.2—Presiding officer's power of recognition.

See Rule 8.9—Appeals.

See Rule 8.10—Appeals debatable.

See Rule 11.1—Interpretation of Rules.

(3) The President is authorized to incur and approve travel and per diem expenses for sessions of the Legislature. The President shall as-

sign duties and sign requisitions pertaining to legislative expenses incurred in transacting Senate business as authorized. The President shall have responsibility for Senate property and may delegate specific duties or authority pertaining thereto.

(4) The President may authorize or retain counsel to initiate, defend, intervene in, or otherwise participate in any suit on behalf of the Senate, a Senate committee, a Senator (whether in the legal capacity of Senator or taxpayer), a former Senator, or a Senate officer or employee when such suit is determined by the President to be of significant interest to the Senate and when it is determined by the President that the interests of the Senate would not otherwise be adequately represented. Expenses incurred for legal services in such proceedings may be paid upon approval of the President.

1.5—The President's appointment of committees

(1) The President appoints members to all standing committees, standing subcommittees, ad hoc committees, and select committees. The President also appoints the Senate members of conference committees, joint committees, and joint select committees.

See Rule 2.1—Standing committees; standing subcommittees; select subcommittees.

See Rule 2.19—Conference committee in deliberation; reports.

See Rule 2.20—Appointment of chair and vice chair.

See Rule 2.26—Vice chair's duties.

(2) Any member removed from a committee without his or her consent shall have the right to appeal such removal to the Rules Committee. Findings or recommendations from the Rules Committee regarding an appeal may be reported to the President.

1.6—The President's vote

The President or temporary presiding Senator shall not be required to vote in legislative proceedings, except on final passage of a measure. In all yeas and nay votes, the President's name shall be called last.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

1.7—The President's absence from the chair; duties of President Pro Tempore

(1) The President may name any Senator to perform the duties of the chair during a sitting.

(2) If for any reason the President is absent and fails to name a Senator, the President Pro Tempore shall assume the duties of the chair.

(3) If the President resigns, he or she may, prior to resignation, designate a member of his or her party to assume the duties of the chair until a permanent successor is elected.

See Rule 1.1(4)—Part One—Senate Officers.

(4) In the event the chair is vacated permanently, nothing herein shall preclude the Senate from electing a presiding officer. If the chair is vacated permanently during a session of the Legislature, a new presiding officer must be elected within seven (7) days of the vacancy. If the chair is vacated permanently while the Legislature is not in session, the President's designee shall, by proclamation, convene the Senate independently no later than thirty (30) days after the vacancy for the sole purpose of electing a new presiding officer. The election shall be the Senate's first order of business. In the event that a designation is not made pursuant to subsection (3) of this Rule, the President Pro Tempore shall assume the duties of the designee in convening the Senate to elect a new presiding officer.

1.8—Election of the Senate Secretary

(1) The Senate shall elect a Secretary to serve at its pleasure. A staff of assistants shall be employed to regularly transact such business as required by law, by Senate Rules, or as assigned by the President. The Secretary shall take an oath to support the *Constitution of the United States* and the *Constitution of the State of Florida*, and for the true and faithful discharge of the duties of office.

See FLA. CONST. art. II, s. 5(b) Public officers.
See FLA. CONST. art. III, s. 2 Members; officers.

(2) The Secretary shall be under the supervision of the President, who may assign additional duties to the Secretary. In the event of a vacancy in the position of Secretary, the President may appoint someone to perform the duties of the office until the Senate, by its vote, fills the vacancy.

(3) The Secretary shall be the Senate enrolling and engrossing clerk and may designate staff to assist with the duties of the office.

1.9—Duties of the Secretary at organization session

If the President and the President Pro Tempore of the preceding session are absent or are no longer members, the Secretary shall, at the organization session of the Legislature, call the Senate to order. Pending the election of a President or a President Pro Tempore, the Secretary shall preserve order and decorum, and decide all questions of order subject to appeal by any Senator. The duties prescribed by this section may be delegated by the Secretary to any Senator or to the immediate past President or immediate past President Pro Tempore.

1.10—Duties of the Secretary generally; keeps Journal

(1) The Secretary shall keep a correct daily Journal of Senate proceedings. The Journal shall be numbered serially from the first (1st) day of each session of the Legislature and shall be made available by the Secretary for the information of the Legislature and the public.

(2) The Secretary shall superintend the engrossing, enrolling, and transmitting of bills, resolutions, and memorials.

(3) The Secretary shall keep under seal a separate Journal of the proceedings of the executive sessions of the Senate.

(4) The Secretary shall not permit any official records or papers belonging to the Senate to be removed from the custody of the Secretary other than in the regular course of business and with proper receipt.

1.11—The Secretary prepares daily calendar

- (1) The Secretary shall prepare a daily calendar that shall set forth:
- (a) The order of business;
 - (b) The committee report on each bill, i.e., whether favorable, favorable with committee amendments, or favorable with committee substitute;
 - (c) The status of each bill, i.e., whether on second (2nd) reading, third (3rd) reading, or unfinished business;
 - (d) Notices of committee meetings; and
 - (e) Notices of meetings required pursuant to Rule 1.45.
- (2) The Secretary shall publish the daily calendar for the information of the Legislature and the public.

See Rule 1.45—Written notice required for certain meetings.

1.12—The Secretary reads papers; calls roll; records votes

The Secretary shall have read to the Senate all papers ordered to be read; note responses of Senators when the roll is called to determine the presence of a quorum; call the roll verbally or by electronic roll call and record the votes when a question is taken by yeas and nays; and assist, under the direction of the President, in taking the count when any Senate vote is taken by a show of hands or otherwise.

See Rule 5.1—Taking the yeas and nays; objection to voting conflicts.

1.13—The Secretary attests to warrants, subpoenas, and the passage of all measures

The Secretary shall attest to all writs, warrants, and subpoenas issued by order of the Senate and shall attest to the passage of all bills, resolutions, and memorials.

See FLA. CONST. art. III, s. 7 Passage of bills.

1.14—The Secretary prepares forms

The Secretary shall prepare all forms used by the Senate.

1.15—The Secretary examines legal form of bills for introduction

Before issuing a bill number, the Secretary shall examine measures on their tender for introduction and shall determine whether they meet the requirements of law and of these Rules. The Secretary shall direct the attention of the introducer to apparent defects, but the introducer shall be exclusively responsible for the constitutional and legal correctness of the bill.

See Rule 3.1—Form of bills.

See Rule 3.7—Bill filing deadline during regular session; bill filing between regular sessions; exceptions.

1.16—The Secretary supervises information technology operations; indexes bills

The Secretary shall supervise Senate information technology operations and maintain a numerical index of bills and a cumulative index by introducers.

1.17—The Secretary transmits bills to the House of Representatives

Unless otherwise directed by the President, the Secretary shall transmit all bills, joint resolutions, concurrent resolutions, and appropriate memorials to the House of Representatives without delay. Each measure shall be accompanied by a message stating the title to the measure being transmitted and requesting the concurrence of the House.

See Rule 6.8—Reconsideration; Secretary to hold for period.

1.18—The Secretary receives and delivers for reading messages from the House of Representatives; summaries of House amendments to Senate bills

(1) The Secretary shall receive all messages from the House of Representatives and shall be responsible for their security. The Secretary shall have them available for reading to the Senate during the appropriate order of business.

(2) All messages reflecting House amendments to Senate bills shall be reviewed by the appropriate committees for research and summary. Special notice of the summaries shall be made available to each Senator.

(3) The President shall be informed by the Chair of the Rules Committee when a House amendment to a Senate bill substantially changes or materially alters the bill as passed by the Senate. The President may refer such bill and House amendments to an appropriate committee or committees for hearing and further report to the Senate. Upon such reference by the President, committee or committees of reference shall meet on a date and at a time set by the President and shall make a report to the Senate recommending action on the relevant House amendments. The report may be received when the message is reached under Messages from the House of Representatives.

PART TWO—SENATORS

1.20—Attendance, voting, and disclosure of conflicts

(1) Unless excused for just cause or necessarily prevented, every Senator shall be within the Senate Chamber during its sittings and in attendance at all assigned committee meetings.

(2) A Senator who is in the Chamber or in a committee meeting shall vote on each question, except as provided in Rule 1.6.

(3) However, a Senator shall abstain from voting if, in the Senator's judgment, a vote on a question would constitute a conflict of interest as defined in Rule 1.39. A Senator who abstains from voting shall file the disclosure required by Rule 1.39.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

See Rule 2.27—Members' attendance, voting; proxy and poll votes prohibited.

See Rule 2.28—Taking the vote; post-meeting record of missed vote.

1.21—Excused absence

The President may excuse a Senator from attending a sitting of the Senate or any meetings of Senate committees for any stated period. An excused absence from a sitting of the Senate shall be noted in the Journal.

1.22—Senate papers left with Secretary

A Senator necessarily absent from a sitting of the Senate or meeting of its committees and having in his or her possession official papers relating to Senate business shall leave such papers with the Secretary before leaving the Capitol.

1.23—Senators deemed present unless excused

A Senator who answers the quorum roll call at the opening of a sitting or who enters after such roll call and announces his or her presence to the Senate shall thereafter be considered present unless excused by the President.

See Rule 4.2—Quorum.

1.24—Contested seat

If a Senate seat is contested, notice stating the grounds of such contest shall be delivered by the contestant to the Senate Secretary prior to the day of the organization session of the Legislature; and the contest shall be determined by **majority vote** as soon as reasonably possible. The President shall appoint a Credentials Committee to be composed of not more than ten (10) members who shall consider the question and report their recommendations to the President, who shall inform the Senate. If a Credentials Committee submits its final report and recommendations to the President when the Legislature is not in session, the President may convene the Senate independently for the sole purpose of deciding a seating contest.

See Rule 1.7—The President's absence from the chair; duties of President Pro Tempore.

1.25—Facilities for Senators

Each Senator shall be entitled to facilities and expenses that are necessary and expedient to the fulfillment of the duties of the office, the location and sufficiency of which shall be determined by the President.

1.26—Nonlegislative activities; approval of the President

No Senator shall accept appointments to nonlegislative committees, commissions, or task forces without prior approval of the President if travel and per diem expenses are to be taken from Senate funds.

PART THREE—SENATE EMPLOYEES

1.28—Dismissal of employees; employment of a spouse or immediate relative

(1) The President shall resolve disputes involving the competency or decorum of a Senate employee, and may terminate the services of an employee. At the President's discretion, the issue may be referred to the Rules Committee for its recommendation. The pay of an employee so terminated shall stop on the termination date.

(2) A Senator's spouse or immediate relatives may serve in any authorized position. However, they shall not receive compensation for services performed, except as a participant in the Florida Senate Page Program.

1.29—Employees forbidden to lobby

No employee of the Senate shall directly or indirectly interest or concern himself or herself with the passage or consideration of any matter whatsoever. Violation of this Rule by an employee shall be

grounds for summary dismissal. This Rule shall not preclude the performance of duties that may be properly delegated to a Senator's legislative assistant.

1.30—Duties and hours

Employees shall perform the duties assigned to them by the President and required of them by Rule and policy of the Senate. When the Senate is in session, employees shall remain on duty as required. When the Senate is not in session, permanent staff of the Senate shall observe the hours of employment set by the President. Part-time employees and Senators' district staff shall observe hours that are prescribed by their respective department head or Senator.

1.31—Absence without permission

If employees are absent without prior permission, except for just cause, their employment shall be terminated or their compensation forfeited for the period of absence as determined by the President.

1.32—Employee political activity

The political activity of Senate employees shall be regulated pursuant to Senate Administrative Policies and Procedures promulgated by the President.

PART FOUR—LEGISLATIVE CONDUCT AND ETHICS

1.35—Legislative conduct; the public trust

Every Senator shall conduct himself or herself in a manner that promotes respect for the law, upholds the honor, integrity, and independence of the Senate, and justifies the confidence placed in him or her by the people.

(1) By personal example and admonition to his or her colleagues, every Senator shall avoid unethical or illegal conduct.

(2) Every Senator shall maintain his or her offices and the Senate generally as safe professional environments that are free from unlawful employment discrimination, including but not limited to harassment or retaliation.

1.36—Improper influence

A Senator shall not accept anything that will improperly influence his or her official act, decision, or vote.

1.361—Solicitation or acceptance of contributions; registration and disclosure requirements

(1) During any regular legislative session, extended session, or special session, a Senator may not directly or indirectly solicit, cause to be solicited, or accept any contribution on behalf of either the Senator's own campaign, any organization described under section 527 or section 501(c)(4) of the Internal Revenue Code, any political committee, any political party, or the campaign of any candidate for the Senate; however, a Senator may contribute to his or her own campaign.

(2) Any fundraising activity otherwise prohibited during an extended or special session by subsection (1) shall not be considered a violation of this Rule and may take place provided that it can be shown that the event was already scheduled prior to the issuance of the proclamation, resolution, or other communiqué extending the session or convening a special session.

(3) Any Senator who directly or indirectly solicits, causes to be solicited, or accepts any contribution on behalf of any organization described under section 527 or section 501(c)(4) of the Internal Revenue Code, or any political committee must immediately disclose such activity to, and register with, the Rules Committee. However, no registration is required as a result of a Senator's solicitation or acceptance of contributions on behalf of his or her own campaign, a campaign for any other office, or a political party. A Senator shall promptly create a public website that contains a mission statement for such organization, the names of the Senators associated with that organization, and disclosure of contributions received by and expenditures made by the organization.

(4) Upon a determination that a Senator has violated this Rule, the President may refer the question of disciplinary action to the Rules Committee for a recommendation. Upon receipt of the Rules Committee recommendation, the President shall decide upon appropriate action.

1.37—Conflicting employment

A Senator shall not allow his or her personal employment to impair his or her independence of judgment in the exercise of his or her official duties.

1.38—Undue influence

A Senator shall not use his or her influence as a Senator in any issue that involves substantial conflict between his or her personal interest and his or her duties in the public interest.

1.39—Disclosure of conflict of interest and prohibition on voting thereon

(1) Abstention on matters of special private gain or loss.—A Senator may not vote on any matter that the Senator knows would inure to the special private gain or loss of the Senator. The Senator must disclose the nature of the interest in the matter from which the Senator is required to abstain.

(2) Disclosure on matters of special private gain or loss to family or principals.—When voting on any matter that the Senator knows would inure to the special private gain or loss of:

- (a) 1. Any principal by whom the Senator or the Senator's spouse, parent, or child is retained or employed;
2. Any parent organization or subsidiary of a corporate principal by which the Senator is retained or employed; or
3. An immediate family member or business associate of the Senator,

the Senator must disclose the nature of the interest of such person in the outcome of the vote.

- (b) For the purpose of this Rule, the term:
 1. "Immediate family member" means any father, mother, son, daughter, husband, wife, brother, sister, father-in-law, mother-in-law, son-in-law, or daughter-in-law.
 2. "Business associate" means any person or entity engaged in or carrying on a business enterprise with the Senator as a partner, joint venturer, corporate shareholder where the shares of such corporation are not listed on any national or regional stock exchange, or co-owner of property.

(3) Methods of disclosure.—If the vote is taken on the floor, disclosure under this Rule or under any related law shall be accomplished by filing with the Secretary a memorandum the substance of which shall be printed in the Journal. If the vote is taken in a committee or subcommittee, the memorandum shall be filed with the committee or subcommittee administrative assistant, who shall file such memorandum in the committee or subcommittee files and with the Secretary. A Senator shall make every reasonable effort to file a memorandum pursuant to this Rule prior to the vote. If it is not possible to file the memorandum prior to the vote, then the memorandum must be filed immediately but not more than fifteen (15) days after the vote. The Secretary shall also make all memoranda filed pursuant to this Rule available online.

(4) Exception.—Notwithstanding this Rule, a Senator may vote on the General Appropriations Act or related implementing legislation without providing any disclosure. However, a Senator must follow the provisions of this Rule when specific appropriations or amendments are considered for inclusion in the General Appropriations Act or related implementing legislation.

See Rule 1.20—Attendance, voting, and disclosure of conflicts.

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 (4) 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 at a special election after opening day shall complete the course within fourteen (14) days of election.

1.41—Senate employees and conflicts

Senate employees shall conduct themselves consistent with the intent of these Rules regulating legislative conduct and ethics.

1.42—Advisory opinions

Questions from Senators relating to the interpretation and enforcement of Rules regulating legislative conduct and ethics shall be referred to the Senate General Counsel and shall emanate therefrom. A Senator may submit a factual situation to the Senate General Counsel with a request for an advisory opinion establishing the standard of public duty. The Senate General Counsel shall enter an opinion responding to each inquiry on which a Senator may reasonably rely. No opinion shall identify the requesting Senator without the Senator's consent.

1.43—Violations; investigations, penalties

(1) Any person may file a sworn complaint with the Rules Chair, or the President when the complaint is against the Rules Chair, alleging a violation by a Senator of the Rules regulating legislative conduct and ethics. The complainant shall also file a copy of the sworn complaint with the Senate General Counsel.

The complaint shall be based on personal knowledge, shall state detailed facts, shall specify the actions of the named Senator which form the basis for the complaint, shall attach all documentation on which the complaint is based, and shall identify the specific Rule alleged by the complainant to have been violated by the Senator.

See Rule 1.48(8)(b)—Legislative records.

- (a) Upon a determination by the Rules Chair, or the President when the complaint is against the Rules Chair, that the complaint fails to state facts supporting a finding of a violation of the Senate Rules, the complaint shall be dismissed.
- (b) Upon a determination by the Rules Chair, or the President when the complaint is against the Rules Chair, that the complaint states facts that, if true, would be a violation of the Senate Rules, the complaint shall be referred to a special master or select committee to determine probable cause. If a select committee is appointed, it shall be comprised of an odd number of members.
 1. The special master or select committee shall give reasonable notice to the Senator who is alleged to have violated the Rules, shall conduct an investigation, and shall grant the Senator an opportunity to be heard. A report and recommendation shall then be prepared.
 2. The report and recommendation is advisory only and shall be presented to the Rules Chair and the President as soon as practicable after the close of the investigation.
 3. If the report and recommendation conclude that the facts do not support a finding of probable cause, the complaint shall be dismissed by the Rules Chair, or the President when the complaint is against the Rules Chair.
 4. If the complaint is not dismissed, another select committee will be appointed and shall consider the report and recommendation, shall grant the Senator an opportunity to be heard, and shall develop its own recommendation.
 5. If the select committee votes to dismiss the complaint, the chair shall dismiss the complaint.
 6. Otherwise, the report and recommendation and the recommendation of the select committee shall be presented to the President.

7. The President shall present the committee's recommendation, along with the report and recommendation, to the Senate for final action.

- (c) The Rules Chair, or the President when the complaint is against the Rules Chair, shall act within thirty (30) days of receipt of a complaint, unless a concurrent jurisdiction is conducting an investigation, in which case a decision may be deferred until such investigation is complete.
- (d) Nothing in this Rule prohibits a Rules Chair, or the President when the complaint is against the Rules Chair, from allowing a Senator to correct or prevent an inadvertent, technical, or otherwise *de minimis* violation by informal means.
- (e) Nothing in this Rule prohibits the Rules Chair, a select committee appointed pursuant to this Rule, or the President when the complaint is against the Rules Chair, from recommending a consent decree if agreed to by the Senator. The decree shall state findings of fact and set forth an appropriate penalty. If the Senate accepts the consent decree, the complaint shall be deemed resolved.

(2) Separately from any prosecutions or penalties otherwise provided by law, a Senator determined to have violated the requirements of the Rules regulating legislative conduct and ethics may be admonished, censured, reprimanded, or expelled. Such determination and disciplinary action shall be taken by a **two-thirds (2/3) vote** of the Senate.

(3) Since they may be asked to sit in judgment on an alleged violation of a Senate Rule, Senators should refrain from speaking publicly about the merits or substance of any such complaint.

See FLA. CONST. art. III, s. 4(d) Quorum and procedure.

PART FIVE—PUBLIC MEETINGS AND RECORDS

1.44—Open meetings

(1) All meetings at which legislative business is discussed between more than two (2) members of the Legislature shall be open to the public except:

- (a) At the sole discretion of the President:
 1. After consultation with appropriate law enforcement, public health, emergency management, or security authorities, those portions of meetings of a select committee, ad hoc committee, committee, or subcommittee concerning measures to address security, espionage, sabotage, attack, and other acts of terrorism, or
 2. For protection of a witness as required by law.
- (b) Discussions on the floor while the Senate is sitting and discussions among Senators in a committee room during committee meetings shall be deemed to comply with this Rule.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) All meetings shall be subject to appropriate order and decorum at the discretion of the person conducting the meeting.

(3) For purposes of this Rule, “legislative business” is defined as issues pending before, or upon which foreseeable action is reasonably expected to be taken by, the Senate, a Senate committee, or a Senate subcommittee.

1.45—Written notice required for certain meetings

(1) A written notice of the following meetings at which legislative business is to be discussed shall be filed with the Secretary. While the Legislature is not in regular or special session and during the first fifty (50) days of a regular session, the notice shall be filed at least four (4) hours before the scheduled time of the meeting. After the fiftieth (50th) day of a regular session and during a special session, the notice shall be filed at least two (2) hours before the scheduled time of the meeting:

- (a) Meetings of the President (or a Senator designated to represent the President) with the Governor or with the

Speaker (or a Representative designated to represent the Speaker);

- (b) Meetings of a **majority** of the Senators who constitute the membership of any Senate committee or subcommittee; and
- (c) Meetings called by the President or the President's designee of a **majority** of the chairs of the Senate's standing committees.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) Notices of meetings required by Rule 1.45(1) shall be filed by or at the direction of the person at whose call the meeting is convened; shall state the date, time, and place of the meeting; shall contain a brief description of the general subject matter scheduled to be discussed. In the case of a meeting required to be noticed pursuant to this Rule, if the meeting is to take place at or after 10:00 p.m., then the notice must be delivered to the Secretary by 5:00 p.m. Notices of such meetings shall appear in the daily calendar.

(3) In the event the times required for notice under Rule 1.45(1) are not sufficient to permit publication in a daily or interim calendar, the Secretary shall publish on the Senate website and post on the Senate side of the fourth (4th) floor Capitol rotunda. The Secretary shall make a diligent effort to give actual notice to members of the media of all noncalendared meeting notices.

(4) Political caucuses shall be open to the public in accordance with Rule 1.44 and noticed in accordance with this Rule when legislative business then pending before, or upon which foreseeable action is reasonably expected to be taken by, the Senate, a Senate committee, or a Senate subcommittee are discussed. Political caucuses held for the sole purpose of designating a President, a President Pro Tempore, a Minority Leader, or a Minority Leader Pro Tempore need not be open or noticed.

1.46—Constitutional requirements concerning open meetings

(1) All legislative committee and subcommittee meetings and joint conference committee meetings shall be open and noticed to the public.

(2) All prearranged gatherings between more than two (2) members of the Legislature, or between the Governor, the President, or the Speaker, the purpose of which is to agree upon formal legislative action that will be taken at a subsequent time, or at which formal legislative action is taken, regarding pending legislation or amendments shall be reasonably open to the public.

(3) In the event of conflict between this Rule and any other Senate Rule, the Rule providing greater notice or public access shall prevail.

See Rule 2.13—Open meetings.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

1.47—Reapportionment information

All Senators shall have equal access to the Senate electronic redistricting system, census data, and all other information promulgated by, maintained by, or available to any Senate standing committee or subcommittee appointed for the analysis of legislative and congressional redistricting plans.

1.48—Legislative records; maintenance, control, destruction, disposal, fee for copies, and disposition

(1) Public records, not exempted from public disclosure, may be inspected by any person desiring to do so at reasonable times, under reasonable conditions, and under supervision of the person who has custody of the records, or that person's designee.

See FLA. CONST. art. I, s. 24(a) Access to public records and meetings.

(2) The following standing committee, standing subcommittee, ad hoc committee, and select committee public records, not exempted from public disclosure, shall be retained electronically by each staff director until transferred by the Secretary to the Division of Library and Information Services of the Department of State via its Legislative Library Division: copies of bills, amendments, vote sheets, bill analyses, and fiscal notes; meeting files including agendas and appearance cards; files relating to assigned projects; final staff reports submitted to sub-

committees or committees; final reports submitted by subcommittees or committees; correspondence sent or received; and audio recordings of committee meetings. At the time of transfer, the actual correspondence to be sent to the Department of State shall consist only of correspondence which relates to other committee public records required by this Rule to be transferred. Records not transferred may be otherwise disposed of or destroyed.

(3) Except for records specifically required by law or Senate Rule to be filed or retained, district office records and constituents' records may be retained by the district office until those records become obsolete, at which point they may be otherwise disposed of or destroyed.

(4) Public records, not exempted from public disclosure, created or received by the President, President Pro Tempore, or Secretary shall be retained by that officer as specifically required by law or Senate Rule until transferred to the Division of Library and Information Services of the Department of State via its Legislative Library Division. Records not transferred may be otherwise disposed of or destroyed.

(5) The Secretary shall, with the approval of the President, establish a reasonable fee for copies of public legislative records not exempted from public disclosure. Such fees shall be based upon the actual cost of duplication of the record and shall include the material and supplies used to duplicate the record but not the labor cost or overhead cost associated with such duplication. If the nature or volume of records requested to be inspected or copied is such as to require extensive use of information technology resources or extensive clerical or supervisory assistance by employees of the Senate, a special service charge in addition to the actual cost of duplication may be imposed. Such special service charge shall be reasonable and based on the cost incurred for the extensive use of information technology resources or the labor cost of employees providing the service that is actually incurred by the Senate or attributable to the Senate for the clerical and supervisory assistance required.

(6) Once the retention period for a public record, not exempted from public disclosure, has expired, the public record may be otherwise disposed of or destroyed. A public record need not be retained if it is published or retained by another legislative office. Only one (1) copy of a public record need be retained; additional copies of that record may be destroyed at any time. In the case of mass mailings, only one (1) sample copy of the mailing, or an abstract, need be retained.

(7) For the purpose of this Rule, a Senator's district office shall include the offices each Senator retains for the transaction of official legislative business in his or her respective district and the assigned offices located in the Senate Building or the Capitol in Tallahassee.

(8) The following public records are exempt from inspection and copying:

- (a) Records, or information contained therein, held by the legislative branch of government which, if held by an agency as defined in section 119.011, *Florida Statutes*, or any other unit of government, would be confidential or exempt from the provisions of section 119.07(1), *Florida Statutes*, or otherwise exempt from public disclosure, and records or information of the same type held by the Legislature.
- (b) A formal complaint about a member or officer of the Legislature or about a lobbyist and the records relating to the complaint, until the complaint is dismissed, a determination as to probable cause has been made, a determination that there are sufficient grounds for review has been made and no probable cause panel is to be appointed, or the respondent has requested in writing that the President of the Senate or the Speaker of the House of Representatives make public the complaint or other records relating to the complaint, whichever occurs first.
See Rule 1.43—Violations; investigations, penalties.
- (c) A legislatively produced draft, and a legislative request for a draft, of a bill, resolution, memorial, or legislative rule, and an amendment thereto, which is not provided to any person other than the member or members who requested the draft, an employee of the Legislature, a contract employee or consultant retained by the Legislature, or an officer of the Legislature.

- (d) A draft of a report, bill analysis, fiscal note, report prepared by a contract employee or consultant retained by the Legislature or the Senate and materials in support thereof until the draft is provided to a person other than an employee of the Legislature, a contract employee or consultant retained by the Legislature, or an officer of the Legislature.
- (e) A draft, and a request for a draft, of a reapportionment plan or redistricting plan and an amendment thereto. Any supporting documents associated with such plan or amendment until a bill implementing the plan, or the amendment, is filed.
- (f) Records prepared for or used in executive sessions of the Senate until ten (10) years after the date on which the executive session was held.
- (g) Portions of records of former legislative investigating committees whose records are sealed or confidential as of June 30, 1993, which may reveal the identity of any witness, any person who was a subject of the inquiry, or any person referred to in testimony, documents, or evidence retained in the committees' records; however, this exemption does not apply to a member of the committee, its staff, or any public official who was not a subject of the inquiry.
- (h) Requests by members for an advisory opinion concerning the application of the rules of either house pertaining to ethics, unless the member requesting the opinion authorizes in writing the release of such information. All advisory opinions shall be open to inspection except that the identity of the member shall not be disclosed in the opinion unless the member requesting the opinion authorizes in writing the release of such information.
- (i) Portions of correspondence held by the legislative branch which, if disclosed, would reveal: information otherwise exempt from disclosure by law; an individual's medical treatment, history, or condition; the identity or location of an individual if there is a substantial likelihood that releasing such information would jeopardize the health or safety of that individual; or information regarding physical abuse, child abuse, spouse abuse, or abuse of the elderly.

(9) Any Senate record created prior to July 1, 1993, which was so designated by the President on June 30, 1993, shall remain exempt from inspection and copying after July 1, 1993. Records held by joint committees, commissions or offices of the Legislature, that were jointly determined by the presiding officers of both houses to remain exempt from inspection and copying after July 1, 1993, remain exempt.

(10) For purposes of this Rule, "public record" means all documents, papers, letters, maps, books, tapes, photographs, films, sound recordings, or other material, regardless of physical form or characteristics, made or received pursuant to law or ordinance or in connection with the transaction of official business by the legislative branch.

(11) All records, research, information, remarks, and staff work products, made or received during or in preparation for a closed meeting of a select committee, committee, or subcommittee, shall be confidential and exempt from inspection and copying for a period of thirty (30) days after the closed meeting, at which time they will automatically become legislative public records open to inspection and copying, unless the confidentiality and the prohibition against inspection and copying has, within the thirty-day (30) period, been extended by the President. Unless the above-listed confidential and exempt items have been earlier released by operation of this Rule, they shall automatically become available for public inspection and copying five (5) years after the date of the closed meeting, unless this confidentiality and exemption is further extended by the President for subsequent five-year (5) periods.

1.49—Violations of Rules on open meetings and notice

Violations of Rules 1.44 and 1.45 constitute violations of the Rules regulating legislative conduct and ethics and shall be subject to the procedures and penalties prescribed in Rule 1.43.

See Rule 1.43—Violations; investigations, penalties.

RULE TWO

COMMITTEES, OFFICERS, MEMBERS,
VOTING, MOTIONS, DECORUM, AND DEBATEPART ONE—COMMITTEES—ORGANIZATION, DUTIES, AND
RESPONSIBILITIES2.1—Standing committees; standing subcommittees; select sub-
committees

(1) The following standing committees with standing subcommittees are created:

- (a) Agriculture
- (b) Appropriations
 1. Appropriations Subcommittee on Agriculture, Environment, and General Government
 2. Appropriations Subcommittee on Criminal and Civil Justice
 3. Appropriations Subcommittee on Education
 4. Appropriations Subcommittee on Health and Human Services
 5. Appropriations Subcommittee on Transportation, Tourism, and Economic Development
- (c) Banking and Insurance
- (d) Children, Families, and Elder Affairs
- (e) Commerce and Tourism
- (f) Community Affairs
- (g) Criminal Justice
- (h) Education
- (i) Environment and Natural Resources
- (j) Ethics and Elections
- (k) Finance and Tax
- (l) Governmental Oversight and Accountability
- (m) Health Policy
- (n) Infrastructure and Security
- (o) Innovation, Industry, and Technology
- (p) Judiciary
- (q) Military and Veterans Affairs and Space
- (r) Reapportionment
- (s) Rules

(2) Permanent standing committees and standing subcommittees, when created and designated by Senate Rule, shall exist and operate both during and between sessions. The President is authorized to create and designate permanent standing committees and standing subcommittees prior to the 2019 Regular Session. The President shall inform the Minority Leader of the creation and designation of said committees. The Secretary of the Senate is directed to include the names of such committees in the published Senate Rules.

See Rule 1.5—The President's appointment of committees.

(3) No standing committee shall consist of fewer than five (5) members.

(4) A select subcommittee may be appointed by a standing committee or the chair thereof, with prior approval of the President.

- (a) A select subcommittee may study or investigate a specific issue falling within the jurisdiction of the standing committee.
- (b) The President and the Secretary shall be promptly notified of the appointment of a select subcommittee, its assignment, and the time allowed for the assignment, and shall be notified on completion of the assignment.
- (c) Select subcommittees shall be governed by the Rules regulating standing subcommittees, except that a select subcommittee shall exist only for the time necessary to complete its assignment or thirty (30) days, whichever is less, unless extended by the President.
- (d) The advisory report by a select subcommittee whether favorable or unfavorable shall be reviewed by the standing committee and accepted, amended, or rejected by **majority vote** of those committee members present.

2.2—Powers and responsibilities of committees

(1) Permanent standing committees and standing subcommittees are authorized:

- (a) To maintain a continuous review of the work of the state agencies concerned with their subject areas and the performance of the functions of government within each subject area;
- (b) To invite public officials, employees, and private individuals to appear before the committees or subcommittees to submit information;
- (c) To request reports from departments performing functions reasonably related to the committees' jurisdictions; and
- (d) To complete the interim work assigned by the President.

(2) In order to carry out its duties, each standing committee or standing subcommittee has the reasonable right and authority to inspect and investigate the books, records, papers, documents, data, operation, and physical plant of any public agency in this state.

(3) In order to carry out the committee's duties, the chair of each standing committee, standing subcommittee, and select committee may request the President to issue subpoenas, subpoenas *duces tecum*, and other necessary process to compel the attendance of witnesses and the production of any books, letters, or other documentary evidence required by such committee. The President may issue said process at the request of the committee chair. Any member of a standing committee, standing subcommittee, or select committee may administer all oaths and affirmations, in the manner prescribed by law, to witnesses who appear before such committees to testify in any matter requiring evidence.

2.4—Committee staffing

A committee shall be staffed with personnel, subject to guidelines and criteria authorized by the President. The staff shall also be subject to the pay and classification code of the Senate. The President may authorize joint utilization of personnel with the House of Representatives and may authorize the Senate to share in the cost.

2.6—Committee meeting notices; regular session and interim;
day fifty (50) rule

(1) Senate committees shall submit a notice of meetings (including site visits and public hearings) as provided herein. Reference to committee meeting notices in these Rules shall include all standing committees, standing subcommittees, select committees, select subcommittees, and such other committees or subcommittees as may be created by the Senate.

(2) Committee meeting notices shall include the date, time, amendment deadline, and place of the meeting together with the name of the introducer, subject, and number of each bill to be taken up and other subjects to be considered.

(3) Notice of committee meetings shall be published in the daily calendar. No committee shall consider any bill during the first fifty (50) days of a regular session until proper notice has been published in three (3) weekday calendars, including the calendar published on the day of such committee meeting.

(4) If a weekend meeting is scheduled, notice of such meeting shall appear in three (3) daily calendars, including those published on the weekend days on which the meeting is held. However, a calendar published on a weekend shall not be included in the calculation of publication days for meetings taking place on Monday through Friday.

(5) Calendars published on the Friday and Monday immediately preceding the opening day of a regular session may be included in the calculation of the three-day (3) notice requirement for meetings held on the first (1st) and second (2nd) days of a regular session.

(6) After day fifty (50) of a regular session, meetings of standing committees, standing subcommittees, and select committees scheduled in accordance with Rule 2.10 may be held following an announcement by the chair of the committee or subcommittee or, in the chair's absence, the vice chair while the Senate is sitting. Notice shall be published on the Senate website and posted on the Senate side of the fourth (4th)

floor Capitol rotunda four (4) hours in advance of the meeting. A committee meeting announced during a sitting may occur four (4) hours after notice of the meeting has been published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda. Such notices may be posted in advance of the oral announcement during the sitting.

(7) When the Legislature is not in session, committee meeting notices shall be filed with the Secretary at least seven (7) days prior to the meeting. The Secretary shall make the notice available to the membership and the public.

See Rule 2.9—Committee meetings; committee meetings after fiftieth (50th) day.

2.7—Bills recommitted for failure to provide proper notice

(1) A bill reported by a standing committee without proper notice shall be recommitted to the committee reporting the same on the point of order being made within two (2) sittings after such report is printed in the Journal, or the President may recommit such bill at any time. Once recommitted, the bill is available for consideration by the committee as if it had never been reported.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) A bill reported by a standing subcommittee without proper notice shall be recommitted to the subcommittee reporting same on the point of order made during the standing committee meeting at which the bill was reported by the subcommittee. Once recommitted, the bill is available for consideration by the subcommittee as if it had never been reported.

2.8—Filing and publication of meeting notices

For publication in the daily calendar, notice of committee meetings shall be delivered to the Secretary's office in writing by 4:30 p.m. on the day preceding its intended publication. If such day is a Friday, delivery shall be by 2:30 p.m.

2.9—Committee meetings; committee meetings after fiftieth (50th) day

(1) Each standing committee, standing subcommittee, and select committee shall consider the public business assigned to it as expeditiously as possible and proper.

(2) Unless approved by the President, no committee shall meet after the fiftieth (50th) day of a regular session except the Rules Committee.

2.10—Committee meeting schedules; time limits on meetings

(1) The President shall provide a schedule of days, hours, and places for the meeting of committees for the regular session and during the interim, and deliver a copy of same to each Senator. However, no committee shall meet before 7:00 a.m. or meet or continue to meet after 6:00 p.m.

(2) Each committee or subcommittee, standing or select, shall meet in the place and within the time assigned for its use by the President. Notice of such assignment shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda.

(3) No committee except the Rules Committee shall meet while the Senate is sitting without the consent of the **majority** of the Senate present.

2.11—Presentation of bills introduced by Senators before committees; staff presentation of committee bills

(1) The introducer of a bill shall attend the meeting of the committee or subcommittee before which such bill is noticed as provided in these Rules. The introducer or the first- or second-named co-introducer may present a bill; however, with prior written request of the introducer to the chair, a member of the committee or subcommittee may present a bill.

(2) Senate committee professional staff shall be limited to presenting committee bills at meetings of the committee introducing the bill.

2.12—Order of consideration of bills; exception

Bills shall be considered in the order appearing in the notice required by these Rules, except that the chair may, in the chair's sole discretion, consider a bill out of its order to accommodate the presence of a Senator or Representative who is the introducer thereof.

2.13—Open meetings

Except as otherwise provided in these Rules, all committee meetings shall be open to the public, subject always to the powers and authority of the chair to maintain order and decorum.

See Rule 1.44—Open meetings.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

2.15—Standing committee reports; committee substitutes

(1) If reporting a matter referred to it, a standing committee shall report the matter either:

- (a) Favorably,
- (b) Favorably with committee amendment,
- (c) Favorably with committee substitute as defined in these Rules, or
- (d) Unfavorably.

The vote of the members present of a standing committee or subcommittee on final passage of any measure shall be recorded. Upon the request of any two (2) members of a committee or subcommittee, the vote on any other matter or motion properly before the committee shall be recorded. After such report has been received by the Secretary, no matter so reported shall be recommitted to a committee except by a **two-thirds (2/3) vote** of those Senators present at a sitting or except as provided in Rule 2.7, Rule 4.7(2), or Rule 4.8(4).

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(2) Such reports shall also reflect:

- (a) The date, time, and place of the meeting at which the action was taken, and
- (b) The vote of each member present of the committee on final passage of each bill.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

The Secretary shall enter in the Journal the recommended action of the committee on each bill reported, but shall not include that portion of the report relating to the date, time, and place of the meeting or the vote of each member on final passage of a measure. Reports of committees shall be preserved pursuant to law.

(3) In reporting a Senate measure, a standing committee may draft a new measure embracing the same or related subject matter to be returned to the Senate with the recommendation that the substitute be considered in lieu of the original measure. If one or more amendments are adopted, a measure shall, without motion, be reported as a committee substitute unless the committee by **majority vote** decides otherwise.

- (a) The substitute measure must be accompanied by the original measure referred to the committee and returned to the Secretary in the same manner as a favorable report.
- (b) No other standing committee of reference shall consider the original measure but shall direct its attention to the substitute measure.
- (c) A committee receiving a committee substitute from a prior committee of reference may also report a committee substitute and shall not be precluded from doing so with the substance of the bill as originally introduced.
- (d) When reported, the substitute shall be read a first (1st) time by title, the original proposition shall be automatically tabled, and the substitute considered in lieu thereof without motion. The substitute shall carry the identifying number of the original and shall be returned to the Secretary in the same number of copies required for first (1st) introduction of a similar measure.
- (e) The names of the introducer and each co-introducer of the original measure shall be shown by the committee admin-

istrative assistant on the committee substitute unless an introducer or co-introducer requests that it be omitted.

- (f) A Senate committee may not recommend a Senate committee substitute for a House bill.

(4) All standing committee reports shall be filed with the Secretary's office as soon as practicable, but not later than 4:30 p.m. on the next day that is not a weekend or state holiday, except a committee drafting and recommending a committee substitute shall file such committee report no later than 4:30 p.m. on the second (2nd) such weekday. These reports must be accompanied by the original bill. Each report by a committee must set forth the identifying number of the bill. If amendments are proposed by the committee, the words "with amendments" shall follow the identifying number. Committee amendments shall be identified by barcode in the report. All bills reported unfavorably shall be laid on the table.

2.16—Standing subcommittee reports

(1) If reporting a matter referred to it, a standing subcommittee must report the matter directly to the standing committee, which shall promptly certify a copy of the report to the Secretary. The standing subcommittee shall report a matter either:

- (a) Favorably,
- (b) Favorably with committee amendment,
- (c) Favorably with committee substitute as defined in these Rules, or
- (d) Unfavorably.

(2) Such reports shall also reflect:

- (a) The date, time, and place of the meeting at which the action was taken, and
- (b) The vote of each member of the subcommittee on final passage of each bill.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(3) In reporting a bill to the standing committee, a standing subcommittee may draft a new measure, embracing the same or related subject matter, to be returned to the standing committee with the recommendation that the substitute be considered in lieu of the original measure. The substitute measure must be accompanied by the original measure referred to the standing subcommittee and returned to the standing committee in the same manner as a favorable report.

(4) All standing subcommittee reports shall be promptly transmitted to the standing committee. Each report by a standing subcommittee must set forth the identifying number of the measure. If amendments are proposed by the standing subcommittee, the words "with amendments" shall follow the identifying number. Standing subcommittee amendments shall accompany the report.

(5) All bills reported unfavorably by a subcommittee shall be laid on the table by roll call vote when the standing committee considers the standing subcommittee's report unless, on motion by any member adopted by a **two-thirds (2/3) vote** of those standing committee members present, the same report shall be rejected.

(6) When a subcommittee report is rejected by a standing committee, the bill shall receive a hearing *de novo* and witnesses shall be permitted to testify.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(7) When a bill with a favorable report by a standing subcommittee is considered by the standing committee, debate and further amendment by members of the standing committee shall be allowed prior to a vote on final passage.

2.17—Quorum requirement

(1) A standing committee, standing subcommittee, or select committee is assembled only when a quorum constituting a **majority** of the members of that committee is present in person.

(2) A committee member may question the presence of a quorum at any time.

(3) No committee business of any type shall be conducted in the absence of a quorum. Any matter reported in violation of this Rule shall be recommitted by the President when it is called to the President's attention by a Senator.

2.19—Conference committee in deliberation; reports

(1) All meetings of Senate conferees with House conferees at which the business of the conference committee is discussed shall be open to the public subject to proper order and decorum. A meeting of the Senate and House conferees is a meeting of the two (2) groups; therefore, the rules governing each respective house apply. Meetings between a **majority** of the members of a conference committee may be held following a notice being filed with the Secretary by or at the direction of the person calling the meeting, at least one (1) hour in advance of the meeting. The notice shall indicate the names of the conferees and scheduled participants, the date, the time, and the place of the meeting. Conference committees may meet at any time with proper notice.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(2) A conference committee, other than a conference committee on a general or special appropriations bill and its related legislation, shall consider and report only on the differences existing between the Senate and the House, and no substance foreign to the bills before the conferees shall be included in the report or considered by the Senate.

(3) A conference committee may only report by recommending the adoption of a series of amendments to the House or Senate bill that was the subject of the conference, or it may offer an amendment deleting everything after the enacting clause of any such bill referred to the committee. Such amendments shall accompany the conference committee report. In any event, the conference committee may recommend, as part of its report, the adoption or rejection of any or all of the amendments theretofore adopted by either house. Conference committee reports must be approved and signed by a **majority** of the conferees on the part of each house. All final actions taken in a conference committee shall be by motion.

(4) Each conference committee report shall contain a statement sufficiently explicit to inform the Senate of the effect of the report on the measure to which it relates.

(5) When the President appoints a conference committee, a notice of the following meetings to discuss matters relating to the conference, stating the names of the conferees and scheduled participants, and the date, time, and place for the meeting, shall be filed with the Secretary by or at the direction of the person at whose call the meeting is convened, not less than one (1) hour preceding the time for the meeting:

- (a) Meetings between the President (or a Senator designated to represent the President), the Governor, and the Speaker (or a Representative designated to represent the Speaker);
- (b) Meetings between a **majority** of the members of any subcommittee of the conference committee;
- (c) Meetings between the President or any Senator designated to represent the President and a conferee from the House of Representatives, or any meeting between a conferee from the Senate with the Speaker or any Representative designated to represent the Speaker; and
- (d) Meetings of a **majority** of the Senate conferees; and when the bill that is the subject of the conference committee deals primarily with the general appropriations act or revenue matters, any meeting of three (3) or more conferees on the part of the Senate.

See FLA. CONST. art. III, s. 4(e) Quorum and procedure.

(6) Notice of meetings, as scheduled, between the chair of the Senate's conferees with the chair of the House's conferees, or between respective Senate and House committee chairs with each other, shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda. In the case of the appropriations conference, said notice shall also be posted outside the door of the offices of the appropriations committees.

(7) All meetings for which notice is required pursuant to this Rule shall be held in the Capitol Complex, but shall not be held in the Chamber of either house while it is sitting.

(8) When conferees on the part of the Senate report an inability to agree, any action of the Senate taken prior to such reference to a conference committee shall not preclude further action on the measure as the Senate may determine.

(9) After Senate conferees have been appointed for seven (7) calendar days and have failed to make a report, it is a motion of the highest privilege to move to discharge said conferees and to appoint new conferees, or to instruct said conferees. This motion shall have precedence over all other questions except motions to adjourn or recess and questions of privilege. Further, during the last six (6) calendar days allowed under the *State Constitution* for any regular session, it shall be a privileged motion to move to discharge, appoint, or instruct Senate conferees after the Senate conferees have been appointed thirty-six (36) hours without having made a report.

PART TWO—COMMITTEES—OFFICERS

2.20—Appointment of chair and vice chair

A chair and a vice chair of each standing committee shall be appointed by the President and shall continue in office at the pleasure of the President. The President shall also appoint a chair for each standing subcommittee and select committee authorized by these Rules and may designate a vice chair, both of whom shall continue in office at the pleasure of the President.

2.21—Call to order

The chair or, in the chair's absence, the vice chair, shall call the committee to order at the hour provided by these Rules. A quorum being present, the committee shall proceed with consideration of its agenda.

2.22—Chair's control

The chair shall preserve order and decorum and shall have general control of the committee room. If there is a disturbance or disorderly conduct in the committee room, the chair may require participants in the disturbance to clear the room.

2.23—Chair's authority; appeals

(1) The chair shall approve all notices, subpoenas, or reports required or permitted by these Rules.

(2) The chair shall decide all questions of order, subject to an appeal by any Senator, and the appeal shall be certified by the chair to the Senate for a decision by the President during its next sitting following such certification. If not in session, the President may make a ruling by letter. Rulings shall be entered in the Journal, shall constitute binding precedent on all committees of the Senate, and shall be subject to appeal as any other question; however, rulings by letter are subject to appeal at the first or second sitting of the next regular session.

(3) The proper method of taking exception to a ruling of the chair is by appeal. An appeal of a decision of the chair must be made promptly before debate has concluded or other business has intervened. A point of order on any other question is not in order while an appeal is pending, but a point of order relating to the appeal may be raised; if the determination of the appeal is dependent on this point, it may be decided by the chair. This second (2nd) decision is also subject to appeal.

(4) An appeal of a decision of the chair on a point of order is debatable even though the question from which it arose was not debatable.

(5) The chair may, or on the vote of a **majority** of the committee members present shall, certify a question of parliamentary procedure to the President as contemplated by the Rule without a formal appeal. Such certified question shall be disposed of by the President as if it had been on appeal.

(6) Final action on an appeal or the certification of a procedural question pursuant to this Rule shall not constitute an automatic stay to further legislative action on the measure under consideration.

2.24—Chair, vice chair; vote

The chair and vice chair shall vote on all matters before such committee. The name of the chair shall be called last.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

2.25—Temporary alternate to chair

The chair may name any member of the committee to perform the duties of the chair. This delegation shall not extend beyond adjournment of such meeting. If for any reason the chair is absent and fails to name a member, the vice chair shall assume the duties of the chair during the chair's absence.

2.26—Vice chair's duties

On the death, incapacitation, or resignation of the chair, the vice chair shall perform the duties of the office until the President appoints a successor. In the absence of the chair, the vice chair shall act as chair.

PART THREE—COMMITTEES—MEMBERS

2.27—Members' attendance, voting; proxy and poll votes prohibited

(1) Unless excused or necessarily prevented, every member of a committee shall be in attendance during each of its meetings.

(2) The chair may excuse any member for just cause from attendance at meetings of his or her committee for any stated period. This excused absence shall be noted on the committee's records.

(3) Failure to attend two (2) consecutive regular meetings, unless excused from attendance in the Senate on those days as provided in these Rules or by the chair of the committee, shall be reported to the President who may take appropriate action.

(4) No member of any committee shall be allowed to vote by proxy nor shall a vote be conducted by poll.

(5) A **majority** of all the committee members present shall agree by their votes on the disposition of any matter considered by the committee.

See Rule 11.4—Majority action.

PART FOUR—COMMITTEES—VOTING

2.28—Taking the vote; post-meeting record of missed vote

(1) The chair shall declare the result of all votes and shall cause same to be entered on the records of the committee, but if any member questions the declared result of a voice vote, then by a show of hands by two (2) members the chair shall count the yeas and nays. When the committee is equally divided, the question shall be lost.

See Rule 1.20—Attendance, voting, and disclosure of conflicts.
See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(2) A member may request to:

- (a) Vote, or
- (b) Change his or her vote

before the results of a roll call are announced.

(3) After the result of a vote has been announced, a member with unanimous consent of those committee members present may record a vote or change his or her vote. If the vote alters the final action of the committee, no vote or change of vote shall be permitted unless the matter has been reconsidered by the committee. On request of a member prior to consideration of other business, the chair shall order a verification of a vote.

(4) After a committee meeting, an absent Senator may file with the committee an indication of how he or she would have voted if present. Such filing is for information only and shall have no effect upon the committee's meeting report.

2.29—Pair voting prohibited

No pair voting shall be permitted in a committee.

2.30—Casting vote for another

No Senator shall cast a vote for another Senator, nor shall any person not a Senator cast a vote for a Senator. In addition to such penalties as may be prescribed by law, any Senator who shall vote or attempt to vote for another Senator may be punished as the Senate may deem proper. Also, any person not a Senator who shall vote in the place of a Senator shall be excluded from the committee for the remainder of the session.

2.31—Explanation of vote; deferring a vote prohibited

No member shall be permitted to defer or explain his or her vote during a roll call, but may submit his or her explanation in writing and file it with the chair. This explanation shall be kept as part of the committee record and a copy filed with the Secretary.

PART FIVE—COMMITTEES—MOTIONS AND PRECEDENCE**2.32—Motions; how made, withdrawn**

(1) Every procedural motion may be made orally. On request of the chair, a member shall submit his or her motion in writing.

(2) After a motion has been stated or read by the chair, it shall be deemed to be in possession of the committee without a second, and shall be disposed of by vote of the committee members present.

(3) The mover may withdraw a motion at any time before the same has been amended, or before a vote shall have commenced.

(4) The mover of a motion to reconsider may withdraw that motion only with the unanimous consent of those committee members present.

2.33—Motions; precedence

(1) When a question is under debate, the chair shall receive no motion except:

- (a) To adjourn
- (b) To take a recess
- (c) To reconsider instanter passage of a main question
See Rule 2.35—Reconsideration generally.
- (d) To reconsider
See Rule 2.35—Reconsideration generally.
- (e) To limit debate or vote at a time certain
See Rule 2.50—Limitation on debate; vote at a time certain.
- (f) To temporarily postpone
See Rule 6.11—Temporarily postpone.
- (g) To amend
See Rule 2.39—Amendments, proposed committee substitutes, and proposed committee bills; form, deadlines, notice, manner of consideration; germanity.

which shall have precedence in the descending order given.

(2) The chair shall present all questions in the order in which they are moved unless the subsequent motion is of a higher precedence or a substitute of equal precedence.

(3) When a motion is under consideration, but prior to the commencement of the vote, a substitute motion shall be in order. Only one (1) substitute may be pending and the substitute shall be in the same order of precedence. If a substitute fails, another substitute of equal degree may be offered.

2.34—Division of question

A member may move for a division of a question when the sense will admit of it, which shall be decided by a **majority vote**. A motion to delete and insert shall be deemed indivisible; a motion to delete, being lost, shall neither preclude amendment nor a motion to delete and insert.

See Rule 6.3—Division of question.

2.35—Reconsideration generally

(1) When a question has been decided by a committee, any member voting with the prevailing side may move for reconsideration of the question.

(2) If a question has been decided by voice vote, any member may move for reconsideration, but such motion shall be out of order after the committee has moved on to other business.

See Rule 2.38—Reconsideration; collateral matters.

(3) A motion to reconsider final passage of a measure or the confirmation of an executive appointment may be made prior to or pending a motion to adjourn. It shall not be taken up or voted on when made but shall be a special and continuing order of business for the succeeding committee meeting. During such succeeding meeting, the mover of the original motion to reconsider may withdraw that motion by a **two-thirds (2/3) vote** of the members present. Unless taken up during such meeting, the motion to reconsider shall be considered abandoned.

(4) If the committee shall refuse to reconsider or, upon reconsideration, shall confirm its first decision, no further motion to reconsider shall be in order except upon unanimous consent of those committee members present.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

(5) At the next succeeding meeting, the reconsideration of such motion may be made by any member prior to a motion to adjourn.

(6) During the last fourteen (14) days of a regular session, a motion to reconsider shall be made and taken up during the meeting at which the original vote was taken.

(7) A motion to reconsider instanter may be offered by a member voting on the prevailing side at the original meeting and shall be of a higher precedence than a motion to reconsider.

(a) If the motion to reconsider instanter is agreed to by a **two-thirds (2/3) vote** of the members present, it shall supersede a motion to reconsider and place the main question again before the committee for further consideration, amendment, and debate.

(b) If a motion to reconsider instanter is not agreed to, a motion to reconsider, if offered or pending as provided in subsection (3) of this Rule, shall be a special and continuing item on the committee agenda for the next meeting.

2.36—Reconsideration; vote required

The affirmative votes of a **majority** of the committee members present shall be required to adopt a motion to reconsider.

2.37—Reconsideration; debate allowed

Debate shall be allowed on a motion to reconsider only when the question proposed for reconsideration is debatable. When debate on a motion to reconsider is in order, no Senator shall speak thereon more than once nor longer than **five (5) minutes**.

2.38—Reconsideration; collateral matters

A motion to reconsider a collateral matter must be disposed of during the course of the consideration of the main subject to which it is related, and such motion shall be out of order after the committee has passed to other business.

PART SIX—COMMITTEES—AMENDMENTS**2.39—Amendments, proposed committee substitutes, and proposed committee bills; form, deadlines, notice, manner of consideration; germanity**

(1) No amendment or proposed committee substitute to any measure, or no proposed committee bill on any committee agenda shall be considered by that committee unless the amendment, proposed committee substitute, or proposed committee bill was prepared in proper form as prescribed by the Secretary and filed with the committee administrative assistant at least twenty-four (24) hours prior to the noticed meeting time. For the purpose of this Rule, office hours are the weekdays of Monday through Friday, 8:00 a.m.—5:00 p.m. Copies of such amendment, proposed committee substitute, or proposed committee bill shall be made reasonably available by the committee administrative

assistant before the meeting to the members of the committee and to the public.

- (a) After distribution of all timely filed amendments, amendments to amendments or substitute amendments may be filed to any measure to which an amendment was timely filed. Such amendments must be filed with the committee administrative assistant at least two (2) hours prior to the noticed meeting time.
- (b) After distribution of all timely filed proposed committee substitutes and proposed committee bills, amendments, amendments to amendments, or substitute amendments to any proposed committee substitute or proposed committee bill must be filed with the committee administrative assistant at least two (2) hours prior to the noticed meeting time.
- (c) Amendments to late-filed amendments, proposed committee substitutes, or proposed committee bills shall be considered timely filed if filed at least two (2) hours prior to the noticed meeting time.
- (d) After day fifty (50) of a regular session, an amendment, proposed committee bill, or proposed committee substitute to any measure prepared prior to a committee meeting at which it is offered shall be filed with the committee administrative assistant at least two (2) hours prior to the noticed meeting time.
- (e) The consideration of any amendment, proposed committee bill, or proposed committee substitute not timely filed in accordance with this Rule, including any filed during a committee meeting in which it is to be offered, requires a **two-thirds (2/3) vote** of those committee members present, if any member requests that such a vote be taken. These time requirements do not apply to a committee's recommendation during a meeting to make a committee substitute which is merely a combination of the noticed bill and amendment.

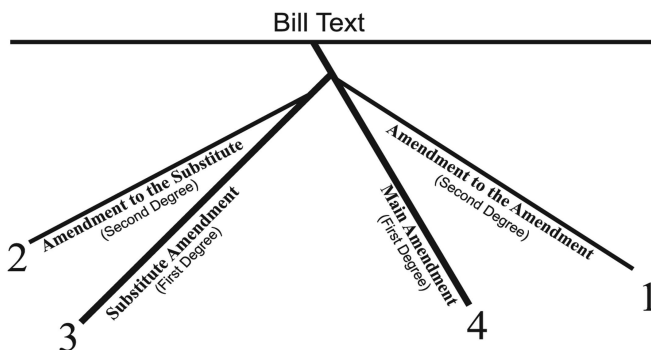
(2) An amendment shall be considered only after its sponsor, who is a member of the committee or the introducer of the pending bill, gains recognition from the chair to move its adoption. The first- or second-named co-introducer may move and explain an amendment sponsored by the introducer.

(3) An amendment shall be deemed pending only after its sponsor has been recognized by the chair and has moved its adoption. Amendments that have been filed but have not been formally moved for adoption shall not be deemed to be pending.

(4) No proposition on a subject different from that under consideration shall be admitted in the form of an amendment.

2.40—Sequence of amendments to amendments

(1) An amendment to a pending amendment may be received, but until it is disposed of, no other motion to amend will be in order, except a substitute amendment or an amendment to the substitute. Such amendments are to be disposed of in the following order:



- (a) Amendments to the amendment are acted on before the substitute is taken up.
- (b) Amendments to the substitute are next voted on.
- (c) The substitute then is voted on.

(2) If a substitute amendment is adopted, it supersedes the main amendment and shall be treated as an amendment to the bill itself.

- (3) The following third (3rd) degree amendments are out of order:
 - (a) A substitute amendment for an amendment to the amendment.
 - (b) A substitute amendment for an amendment to the substitute.
 - (c) An amendment to an amendment to the amendment.
 - (d) An amendment to an amendment to the substitute amendment.

See Rule 7.3—Sequence of amendments to amendments.

2.41—Deleting everything after enacting clause

A proposal to delete everything after the enacting clause of a bill, or the resolving clause of a resolution, and insert new language of the same or related subject as stated in the original title shall be deemed proper and germane and shall be treated as an amendment.

2.42—Amendment by section

The adoption of an amendment to a section shall not preclude further amendment of that section. If a bill is being considered section by section or item by item, only amendments to the section or item under consideration shall be in order. The chair, in recognizing members for the purpose of moving the adoption of amendments, shall endeavor to cause all amendments to section 1 to be considered first, then all those in section 2, and so on. After all sections have been considered separately, the entire bill shall be open for amendment.

2.43—Senate amendments to House bills

A House bill may be amended in the same manner as a Senate bill except that it may not be reported as a committee substitute.

2.44—Amendments by previous committees

Amendments recommended by all committees of reference shall accompany a bill when filed with the Secretary. No committee shall remove an amendment by another committee but may recommend an amendment to an amendment, or a substitute for an amendment, by another committee. Any accompanying amendment shall be included in a subsequent committee substitute unless altered or negated by committee action. Amendments adopted by a committee to be incorporated in a committee substitute need not be filed with the Secretary as part of the reports required in Rules 2.15 and 2.16.

PART SEVEN—COMMITTEES—DECORUM AND DEBATE

2.45—Decorum and debate; proper forms of address

When a member desires to speak or present a matter to the committee, the member shall address himself or herself to “Mr. or Madam Chair” and, on being recognized, may address the committee and shall confine any remarks to the question under debate, avoiding personality. A member shall not address or refer to another member by his or her first name. A member shall use the appellation of “Senator” or such appellation and the surname of the member referred to or addressed.

2.46—Chair’s power to recognize

When two (2) or more members request to speak at once, the chair shall recognize the member who is to speak first.

2.47—Interruptions; when allowed

(1) No member shall be interrupted by another without the consent of the member who has the floor, except by:

- (a) Rising to a question of privilege;
- (b) Rising to a point of order requiring an immediate ruling;
- (c) Rising to appeal a decision of the chair concerning a point of order (provided the appeal is made immediately following the decision);
- (d) Rising to make a parliamentary inquiry requiring an immediate reply; or

(e) Rising to question the existence of a quorum.

(2) The chair shall strictly enforce this Rule.

2.48—Speaking rights

(1) When a member is speaking and another member interrupts to request recognition, the chair may permit the person rising to state why he or she desires recognition. If the question the member desires to raise is entitled to precedence, the member originally speaking shall relinquish the floor until the question having precedence is disposed of. The member is then entitled to resume the floor.

(2) The member making a debatable motion or the introducer of a bill, whether or not a member of the committee, shall have **five (5) minutes** in order to close debate.

2.49—Time allowed for debate

No Senator shall speak longer than **ten (10) minutes** without yielding the floor, except by consent of a **majority** of those committee members present.

2.50—Limitation on debate; vote at a time certain

When a matter is under debate by the committee, a member may move to limit debate or vote at a time certain, and the motion shall be decided without debate. If time permits, the introducer of the pending matter on which debate would be limited shall have **five (5) minutes** to discuss the motion, and the introducer may divide such time with, or waive it in favor of, another member. If the question is decided in the affirmative by a **two-thirds (2/3) vote** of those committee members present, the debate shall be limited accordingly. The time allotted by such limitation shall be apportioned by the chair. Once limited, debate may be extended beyond the original debate time limit by a **majority vote** of the committee members present.

See Rule 8.6—Limitation on debate.

2.51—Priority of business; debate thereon

All questions relating to the priority of business shall be acted on and shall be decided without debate.

RULE THREE

BILLS, RESOLUTIONS, AND MEMORIALS

3.1—Form of bills

(1) All bills shall contain a proper title, as required by Article III, Section 6 of the *State Constitution*, and the enacting clause, “Be It Enacted by the Legislature of the State of Florida:.” The title of each bill shall be prefaced by the words, “A bill to be entitled An act.” Standard rules of capitalization shall apply.

See FLA. CONST. art. III, s. 6 Laws.

(2) The original must be approved by the introducer and backed in a folder-jacket. On these jackets shall be inscribed the name and district number of the introducer and any co-introducers or the introducing committee and its chair, and enough of the title for identification.

See Rule 2.11—Presentation of bills introduced by Senators before committees; staff presentation of committee bills.

See Rule 11.6—General; definitions.

(3) Bills that propose to amend existing provisions of the *Florida Statutes* (as described in Article III, Section 6 of the *State Constitution*) or the *Laws of Florida* shall contain the full text of the section, subsection, or paragraph to be amended. Joint resolutions that propose to amend the *State Constitution* shall contain the full text of the section to be amended.

See FLA. CONST. art. III, s. 6 Laws.

(4) In general bills and joint resolutions that propose to create or amend existing provisions of the *Florida Statutes*, *Laws of Florida*, or the *State Constitution*, new words shall be inserted underlined, and

words to be deleted shall be lined through, except that the text of the General Appropriations Act shall not be underlined.

(5) When the change in language is so general that the use of these procedures would hinder, rather than assist, the understanding of the amendment, it shall not be necessary to use the coded indicators of words added or deleted but, in lieu thereof, a notation similar to the following shall be inserted immediately preceding the text of the provision being amended: “Substantial rewording of section. See s. [number], F.S., for present text.” When such notation is used, the notation as well as the substantially reworded text shall be underlined.

(6) The words to be deleted and the above-described indicators of such words and of new material are for information and guidance and shall not be considered to constitute a part of the bill under consideration.

(7) Section catchlines of existing text shall not be typed with underlining.

3.2—Bills for introduction

A bill may not be introduced until properly filed with the Secretary.

See Rule 1.15—The Secretary examines legal form of bills for introduction.

See Rule 3.7—Bill filing deadline during regular session; bill filing between regular sessions; exceptions.

See Rule 13.4—Delivery for introduction.

3.3—Form of local bills

As required by Article III, Section 10 of the *State Constitution*, all local bills must either embody provision for ratifying referenda (stated in the title as well as in the text of the bill) or be accompanied by an affidavit of proper advertisement. A form of affidavit may be found in section 11.03, *Florida Statutes*. All local bills that require publication shall, when introduced, have proof of publication securely attached to the original copy of the bill and the words “Proof of Publication Attached” clearly typed or stamped on the Senate side of the bill jacket or cover, or the same shall be rejected by the Secretary.

See FLA. CONST. art. III, s. 10 Special laws.

3.4—Form of joint resolutions

Joint resolutions shall contain a proper title, as required by Article III, Section 6 of the *State Constitution*. Standard rules of capitalization shall apply. They shall contain the resolving clause, “Be It Resolved by the Legislature of the State of Florida:.” Each joint resolution shall be prefaced by the words: “A joint resolution.”

See FLA. CONST. art. III, s. 6 Laws.

3.5—Form of memorials

Memorials shall contain a proper title, as required by Article III, Section 6 of the *State Constitution*. Standard rules of capitalization shall apply. They shall contain the resolving clause, “Be It Resolved by the Legislature of the State of Florida:.”

3.6—Form of resolutions; Senate and concurrent

(1) Senate resolutions and all concurrent resolutions shall contain a proper title, as required by Article III, Section 6 of the *State Constitution*. Standard rules of capitalization shall apply. Senate resolutions shall contain the resolving clause: “Be It Resolved by the Senate of the State of Florida:.” Concurrent resolutions shall contain the resolving clause: “Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring:.”

(2) Only the Secretary shall prepare copies of Senate resolutions that are to be furnished to any person after the resolution’s adoption.

3.7—Bill filing deadline during regular session; bill filing between regular sessions; exceptions

(1) All bills shall be filed for introduction with the Secretary no later than 12:00 noon of the first (1st) day of the regular session except:

- (a) general appropriations bills,
- (b) appropriations implementing bills,
- (c) appropriations conforming bills,
- (d) local bills,
- (e) Senate resolutions,
- (f) concurrent resolutions pertaining to a legislative joint session, a session extension, joint rules, procedure, organization, recalling a bill from the Governor, or setting an effective date for a bill passed over the Governor's veto,
- (g) committee bills,
- (h) trust fund bills, and
- (i) public record exemptions that are linked to timely filed general bills.

(2) Claim bills shall be filed in accordance with the requirements of Rule 4.81(2).

(3) A motion to waive this Rule shall be referred to the Rules Committee for a hearing and its advisory recommendation as to the existence of an emergency reasonably compelling consideration of a bill notwithstanding this Rule and a recommendation shall be reported back to the Senate. The Secretary shall number each bill to provide identity and control until a permanent number can be affixed.

See Rule 1.15—The Secretary examines legal form of bills for introduction.

(4) Between regular sessions of the Legislature, bills may be filed by delivery to the Secretary.

3.8—Filed bills; consideration between regular sessions

(1) A filed bill complying with these Rules shall, in anticipation of the next regular session, be serially numbered in accordance with the permanent system required by these Rules.

(2) The Secretary shall provide each such numbered bill to the President for reference to a committee or committees pursuant to these Rules. The Secretary shall promptly forward each referenced bill to the first (1st) or only committee of reference. The Secretary shall make all filed bills available to each Senator, including the referencing data for each bill, and a calendar of all committee hearings, including the bills noticed for hearing by each.

(3) Each bill considered by a committee and reported to the Secretary during the interim shall be introduced and read on the first (1st) day of the regular session, pursuant to the *State Constitution, Laws of Florida*, and these Rules. The Journal shall show the committee reference and the report of the committee.

(4) Prior to the introduction of a bill on the first (1st) day of the regular session, a Senator may give written notification to the Secretary to withdraw his or her bill from further consideration of the Senate.

3.9—Copies of bills

When filed, bills (including committee bills and committee substitute bills) shall be published by the Secretary for the information of the Senate and the public. The absence of a published copy shall not delay the progress of a measure at any stage of the legislative process. Sufficient copies of the general appropriations bill proposed to be introduced by the Appropriations Committee shall be made available to the members and, upon request, to the public, at the Office of the Secretary and at the committee's office, no less than two (2) hours prior to the time the Appropriations Committee meets to consider the proposed committee bill.

3.10—Identification of bills

Bills and other measures requiring legislative action shall be introduced in the order they are received by the Secretary. They shall be serially numbered with even numbers as introduced, without differentiation in number as to type. The Secretary shall mark the original

copy of each measure to ensure its identification, and each page thereof, as the item introduced in order to prevent unauthorized or improper substitutions. This identification may be made by any device to accomplish the purpose of this Rule. Such device shall be in the custody of the Secretary, and its use by any person not authorized by this Rule is prohibited.

3.11—Companion measures; defined; substitution of House bills for Senate bills

(1) A companion measure shall be substantially the same and identical as to specific intent and purpose as the measure for which it is being substituted.

(2) When a Senate bill is reached on the calendar of the Senate for consideration, either on second (2nd) or third (3rd) reading, and there is also pending on the calendar of the Senate a companion measure already passed by the House, it shall be in order to move that the House companion measure be substituted and considered in lieu of the Senate measure.

- (a) Before a vote is taken on a substitution motion, the mover shall explain the differences between the Senate bill and the House bill.
- (b) A substitution motion may be adopted by a **majority vote** of those Senators present if the House measure is on the same reading; otherwise, the motion shall be to waive the Rules by a **two-thirds (2/3) vote** of those Senators present and read such House measure.

(3) A House bill residing in a Senate committee that is a companion of a bill under consideration in the Senate may be withdrawn from the committees of reference without motion, unless any Senator requests a vote on such withdrawal action. A withdrawal action shall require a **two-thirds (2/3) vote** of those Senators present for adoption.

(4) At the moment the Senate passes a House companion measure, the original Senate measure shall be regarded as automatically tabled. Recommitment of a Senate bill shall automatically carry with it any House companion measure then on the calendar.

3.12—Introducers of bills; co-introducers; introducers no longer Senators

(1) Bills shall be approved for introduction by a Senator whose name is affixed to the original, or by any committee with the name of the committee and the name of the chair of the committee affixed to the original.

(2) A bill may be co-introduced by any Senator whose name is affixed to the original.

(3) A Senator who is not seeking or is ineligible for reelection and, therefore, will not be a Senator at the next regular session of the Legislature may not file a bill for that session. Once a Senator is no longer in office, any bill filed by that Senator for a current or future session of the Legislature shall be deemed withdrawn from further consideration of the Senate unless the bill has a co-introducer who, within seven (7) days, agrees to become the introducer of the bill.

3.13—Fiscal notes

(1) Upon being favorably reported by a committee, all general bills or joint resolutions affecting revenues, expenditures, or fiscal liabilities of state or local governments shall be accompanied by a fiscal note. Fiscal notes shall reflect the estimated increase or decrease in revenues or expenditures. The estimated economic impact, which calculates the present and future fiscal effects of the bill or joint resolution, must be considered. The fiscal note shall not express opinion relative to the merits of the measure, but may identify technical defects.

(2) Fiscal notes on bills affecting any state retirement system shall be prepared after consultation with an actuary who is a member of the Society of Actuaries, and the cooperation of appropriate state agencies for necessary data shall be solicited.

(3) Fiscal notes shall be regarded as memoranda of factual information and shall be made available to Senators.

(4) If a bill or joint resolution is reported favorably by a committee without a fiscal note or economic impact statement, as defined in this Rule, a Senator may at any time prior to final passage raise a point of order, and the President shall order return of the bill or joint resolution to the committee. A fiscal note prepared for a Senate bill or joint resolution shall be presumed as prepared also for its House companion for the purposes of point of order.

RULE FOUR

ORDER OF BUSINESS AND CALENDAR

4.1—Sittings of the Senate

The Senate shall convene pursuant to a schedule provided by the President or at the hour established by the Senate at its last sitting. This schedule shall set forth hours to convene and adjourn and may contain a schedule for the Special Order Calendars submitted by the Rules Chair, Majority Leader, and Minority Leader. The Senate shall not convene before 7:00 a.m. nor meet or continue to meet after 6:00 p.m. However, a sitting may be extended beyond these hours or the scheduled or previously agreed to time of adjournment by a **majority vote**.

See Rule 1.2—The President calls the Senate to order; informal recess.

4.2—Quorum

A **majority** of the Senate shall constitute a quorum, but a smaller number may adjourn from day to day and compel the attendance of absent members, in such manner and under such penalties as it may prescribe. A Senator at any time may question the existence of a quorum.

See FLA. CONST. art. III, s. 4 Quorum and procedure.

4.3—Daily Order of Business

- (1) The Daily Order of Business shall be as follows:
 - (a) Roll Call
 - (b) Prayer
 - (c) Pledge of Allegiance to the Flag of the United States of America
 - (d) Reports of Committees
 - (e) Motions Relating to Committee Reference
 - (f) Messages from the Governor and Other Executive Communications
 - (g) Messages from the House of Representatives
 - (h) Matters on Reconsideration
 - (i) Consideration of Bills on Third (3rd) Reading
 - (j) Special Order Calendars
 - (k) Consideration of Bills on Second (2nd) Reading
 - (l) Correction and Approval of Journal
 - (m) Unfinished Business

(2) The Secretary shall prepare and distribute, on each session weekday, a calendar corresponding to the Daily Order of Business; and within each order of business, matters shall be considered in the order in which they appear on such daily calendar. Local bills may be omitted from the formal calendar and may be distributed to Senators by the Secretary separately. Weekend calendars may be prepared when necessary to provide notice of meetings on Saturday or Sunday.

See Rule 4.16—Consideration out of regular order.

(3) Certain messages from the House of Representatives may be withheld from the Daily Order of Business pursuant to Rule 1.18 or on order of the President. Notwithstanding Rule 4.3(1), the Senate may, at the direction of the President, take up messages from the House at any time.

See Rule 1.18—The Secretary receives and delivers for reading messages from the House of Representatives; summaries of House amendments to Senate bills.

(4) Unless read during a sitting, first (1st) reading of a bill shall be accomplished by publication of the title thereof in the Journal pursuant to Article III, Section 7 of the *State Constitution*.

See FLA. CONST. art. III, s. 7 Passage of bills.

4.31—Unanimous consent required

Except by unanimous consent of those Senators present at a sitting, no bill shall be considered by the Senate if the bill or a companion measure has not been first reported favorably by at least one (1) Senate committee.

See Rule 4.6(6)—Reference generally; reference of local bills.

4.5—Conference committee report

(1) The report of a conference committee shall be read to the Senate after which the vote shall be:

- (a) on adoption or rejection of the conference report and, if adopted, the vote shall then be
- (b) on final passage of the measure as amended by the conference report.

Copies of conference committee reports shall be available to the membership twelve (12) hours prior to the time such report is scheduled to be taken up on the Senate floor.

(2) The report must be acted on as a whole, being adopted or rejected.

(3) Each report shall include a statement sufficiently explicit to inform the Senate of the effect of the report on the measure to which it relates.

(4) Except when the Senate is voting on a proposition, reports of conference committees shall always be in order.

4.6—Reference generally; reference of local bills

(1) All bills, including those that are strictly local in nature, shall be referred by the President to appropriate committees and standing subcommittees. General appropriations bills, appropriations implementing bills, trust fund bills, and appropriations conforming bills introduced by the Appropriations Committee may be placed on the calendar without reference.

(2) Bills received by the President during a regular session and within three (3) weeks next preceding the convening of a regular session shall be referred within seven (7) days. Upon failure of the President to reference such bills within this limitation, they shall be referred to committees recommended by the introducer. In the event of extended absence of the President or the President's disability or incapacity, the President Pro Tempore shall assume the duty of referring bills.

(3) When the Legislature is not in session, the President may change or correct a bill reference by notice to the Secretary and the bill introducer.

(4) The review of a bill that appears to be local in nature shall be performed by the Secretary to determine whether such measure is local in nature for reference purposes and whether it responds to the legal requirements of a local bill.

(5) A bill is local in nature for referencing purposes if it does not substantially alter a law of general application throughout the state and it either affects no more than one (1) county or relates to a special district that is located wholly within no more than two (2) counties.

(6) When the Secretary, through staff review, has determined that the bill is not local in nature for referencing purposes, the Secretary shall report such determination to the President, who shall refer such bill to an appropriate standing committee for hearing. Such report shall be made within fifteen (15) days from date of receipt by the Secretary. When the Secretary, through staff review, has determined that a bill is local in nature for referencing purposes and that it responds to the legal requirements of a local bill, the bill shall be available for the calendar on local bills notwithstanding Rule 4.31.

4.7—Reference to more than one committee; effect

(1) When a bill receives more than one (1) reference, it shall be considered by each committee separately in the order in which the references are made. However, if any committee to which the bill is referred makes an unfavorable report on said bill, that report shall be filed with the Senate and no further consideration given by other committees except by a **two-thirds (2/3) vote** of those Senators present while sitting.

(2) If a committee reports a bill favorably with committee substitute or with any amendment that substantially amends the bill, the President may change or correct the reference of the reported bill within seven (7) days after the filing of the report. Notice of a reference change shall be given to the Secretary and the introducer of the bill.

4.8—Review and reference of bills affecting appropriations, revenue, retirement, or county or municipal spending

(1) All bills authorizing or substantially affecting appropriations or tax revenue shall be referred to the appropriate revenue or appropriations committee.

(2) All bills substantially affecting a state-funded or state-administered retirement system shall be referred to the Governmental Oversight and Accountability Committee.

(3) A bill containing a local mandate as described in Article VII, Section 18 of the *State Constitution* shall be referred to the Community Affairs Committee.

(4) A bill that is amended to substantially affect appropriations or tax revenue, a state retirement program, or expenditures or revenues as set forth in Article VII, Section 18 of the *State Constitution* may, before being placed before the Senate for final passage, be referred by the President along with all amendments to the appropriate revenue or appropriations committee.

4.81—Claim bills

(1) Claim bills are of two (2) types: excess judgment claims filed pursuant to section 768.28(5), *Florida Statutes*, and equitable claims filed without an underlying excess judgment.

(2) A claim bill filed by a current serving Senator must be filed by August 1 to be considered by the Senate during the next regular session. A claim bill filed by a newly elected Senator must be filed within thirty (30) days after election or before the first scheduled interim committee meeting, whichever is later. The deadline for newly elected Senators to file claim bills for the 2019 Regular Session shall be thirty (30) days from adoption of these Rules. Thereafter, claim bills must be filed as provided above. A claim bill that is filed after the deadline may not be considered by the Senate without approval of the Rules Committee. A motion to introduce a claim bill notwithstanding the claim bill filing deadline shall be referred to the Rules Committee for a hearing and a determination as to the existence of an emergency reasonably compelling consideration of a claim bill notwithstanding the claim bill filing deadline. A House claim bill that does not have a Senate companion claim bill timely filed under this Rule shall not be considered by the Senate. Any motion to consider a House claim bill that does not have a timely filed Senate companion bill shall be referred to the Rules Committee for a hearing and a determination as to the existence of an emergency reasonably compelling consideration of a claim bill notwithstanding the claim bill filing deadline. The determination by the Rules Committee shall be reported back to the Senate. Upon a determination by the committee that an emergency does exist, the motion may be considered by the Senate and must be adopted by a **two-thirds (2/3) vote** of those Senators present.

(3) If the President determines that a hearing is necessary to determine liability, proximate cause, and damages, a special master shall conduct a *de novo* hearing pursuant to reasonable notice.

In order to carry out the special master's duties, a special master may request the President to issue subpoenas, subpoenas duces tecum, and other necessary process to compel the attendance of witnesses and the production of any books, letters, or other documentary evidence which

the special master deems relevant to the evaluation of a claim. The President may issue said process at the request of the special master.

The special master shall administer an oath to all witnesses, accept relevant documentary and tangible evidence properly offered, record the proceedings, and prepare a final report containing findings of fact, conclusions of law, and recommendations. The report shall be signed by the special master who shall be available, in person, to explain his or her report to the committees and to the Senate.

(4) All claim bills shall be referred by the President to one (1) or more committees for review. The Secretary shall deliver each claim bill and the special master's report and recommendations, if any, to the committees of reference when the bill is placed on an agenda.

(5) Stipulations entered into by the parties are not binding on the special master, the Senate, or its committees.

(6) The hearing and consideration of a claim bill shall be held in abeyance until all available administrative and judicial remedies have been exhausted; except that the hearing and consideration of a claim that is still within the judicial or administrative systems may proceed where the parties have executed a written settlement agreement. This subsection does not apply to a bill which relates to a claim of wrongful incarceration.

(7) All materials provided by litigants and others in connection with claim bills shall be submitted in a digital form prescribed by the Secretary.

See Rule 3.12—Introducers of bills; co-introducers; introducers no longer Senators.

4.9—Reference of resolutions

(1) Substantive resolutions shall be referred by the President to a standing committee.

(2) Resolutions that may be considered without reference to a committee include those addressing:

- (a) Senate organization,
- (b) condolence and commemoration that are of a statewide nonpolitical significance, and
- (c) concurrent resolutions pertaining to a legislative joint session, a session extension, joint rules, procedure, organization, recalling a bill from the Governor, or setting an effective date for a bill passed over the Governor's veto.

The resolutions listed in subsection (2) may be considered and read twice on the same day on motion and adopted at time of introduction without reference, except that resolutions of condolence or commemoration that are of a statewide nonpolitical significance may be shown as introduced, read, and adopted by publication in full in the Journal.

4.10—Reference of a bill to different committee or removal from committee

(1) After the President has referred a bill, the Rules Chair may move for reference to a different committee or for removal from any committee after the introducer of the bill has filed a request with the Rules Chair signed by the chair of the affected committee, the Rules Chair, and the President. This motion may be adopted by a **two-thirds (2/3) vote** of those Senators present.

(2) Notwithstanding these Rules, a Senator may, during the day of introduction of filed bills, but no later than under the Order of Business of "Motions Relating to Committee Reference" on the second (2nd) day on which the Senate sits, move for reference to a different committee or for removal from a committee. This motion may be adopted by a **two-thirds (2/3) vote** of those Senators present.

4.11—Papers of miscellaneous nature; spreading remarks on the Journal

(1) Papers of a miscellaneous nature addressed to the Senate may, at the discretion of the President, be read, noted in the Journal, or filed with an appropriate committee. When there is a demand to read a paper

other than one on which the Senate is called to give a final vote and the same is objected to by any Senator, it shall be determined by a **majority vote** of those Senators present.

(2) A **two-thirds (2/3) vote** shall be required to spread remarks upon the Journal.

4.12—Reading of bills and joint resolutions

Each bill or joint resolution shall be read on three (3) separate days before a vote on final passage unless decided otherwise by a **two-thirds (2/3) vote** of those Senators present as provided in Article III, Section 7 of the *State Constitution*.

See FLA. CONST. art. III, s. 7 Passage of bills.

See FLA. CONST. art. XI, s. 1 Proposal by legislature.

4.13—Reading of concurrent resolutions and memorials

(1) Each concurrent resolution or memorial shall be read by title on two (2) separate days before a voice vote on adoption, unless decided otherwise by a **two-thirds (2/3) vote** of those Senators present.

(2) Concurrent resolutions pertaining to a joint legislative session, a session extension, joint rules, procedure, organization, recalling a bill from the Governor, or setting an effective date for a bill passed over the Governor's veto may be read a first (1st) and second (2nd) time, and adopted on the same day.

4.14—Reading of Senate resolutions

Unless referred to a standing committee, on introduction, each Senate resolution shall be read two (2) times on the same day by title only before the question is put on adoption by voice vote.

4.15—Referral or postponement on third (3rd) reading

After its third (3rd) reading, a bill or joint resolution shall not be referred or committed (except as provided under Rule 4.8) or amended (except a corrective or title amendment) except by a **two-thirds (2/3) vote** of those Senators present, nor shall the vote on passage be postponed to a day certain without the consent of a **majority** of those Senators present.

See Rule 6.2—Motions; precedence.

4.16—Consideration out of regular order

A bill shall be considered out of regular order on the calendar on unanimous consent of those Senators present obtained in the following manner: prior to the consideration of the motion, the Senator moving for unanimous consent of those Senators present shall orally give the membership not fewer than **fifteen (15) minutes** notice of his or her intention to move and shall specify the number of the bill and its position on the calendar. On entertainment of the motion, the moving Senator shall be allowed **one (1) minute** to explain his or her purpose, and unanimous consent of those Senators present shall be given or refused without further debate.

See Rule 4.3(2)—Daily Order of Business.

4.17—Procedure to establish Special Order Calendars and Consent Calendars

(1) Commencing fifteen (15) days prior to a regular session and continuing through any extension thereof, the Rules Chair, Majority Leader, and Minority Leader shall together submit a Special Order Calendar determining the list of bills for consideration by the Senate. The President shall determine the order in which such bills appear on the published Special Order Calendar.

(2) A Special Order Calendar submitted for the first (1st) day, second (2nd) day, or last fourteen (14) days of a regular session shall be published in one (1) daily calendar and may be considered on the day of publication. A Special Order Calendar for any other day during a regular session shall be published in two (2) daily calendars and may be considered on the second (2nd) day of publication.

- (a) Bills that had been scheduled for a Special Order Calendar for a previous sitting may be included in the next Special Order Calendar.
- (b) A bill appearing on a Special Order Calendar may be stricken by a **two-thirds (2/3) vote** of those Senators present.
- (c) A bill appearing on the calendar of bills on second (2nd) reading may be added to the end of the Special Order Calendar by a **two-thirds (2/3) vote** of Senators present.
- (d) All bills set as Special Orders for consideration at the same hour shall take precedence in the order in which they were given preference.
- (e) A Special Order Calendar may not be submitted by the Rules Chair, Majority Leader, and Minority Leader and considered by the Senate on the same day.

(3) A **two-thirds (2/3) vote** of those Senators present shall be required to establish a Special Order except as provided in this Rule.

(4) Notice of date, time, and place for the establishment of the Special Order Calendars shall be published in at least one (1) Senate calendar or by announcement from the floor.

(5) With the approval of the President, the Rules Chair may submit a Consent Calendar to be presented in conjunction with the Special Order Calendars.

- (a) When such a day is designated, all bills appearing on the Consent Calendar shall be considered in their order of appearance.
- (b) Amendments shall be limited to accompanying committee amendments, noncontroversial and technical amendments, and amendments required to conform a House companion bill to the Senate bill.
- (c) When a Senator objects to consideration of a bill on a Consent Calendar, the bill shall be removed from the Consent Calendar but retain its order on the Second (2nd) Reading Calendar.
- (d) All Consent Calendar bills must have appeared in at least one (1) daily calendar.

4.18—Local Bill Calendar

Local bills shall be disposed of according to the calendar of bills of a local nature and shall be considered only at such time as determined by the Rules Chair and approved by the President. Any Senator from the delegation for the local area affected by a bill on the Local Bill Calendar may object to consideration of the bill and the bill shall be removed from such calendar.

4.19—Order after second (2nd) reading

(1) After a Senate bill has been read a second (2nd) time and amended and all questions relative to it have been disposed of, it shall be referred to the engrossing clerk to be immediately engrossed. It shall then be placed on the calendar of bills on third (3rd) reading to be considered during the next Senate sitting.

(2) Amendments filed with the Secretary, but not formally moved, shall not be construed as pending and shall not deter advancement of a bill to third (3rd) reading.

(3) A bill shall be available for its third (3rd) reading when it has been read a second (2nd) time on a previous day and no motion left pending.

(4) Bills calendared for second (2nd) or third (3rd) reading shall not be considered on such reading until reached in the proper order and read by title as directed by the President.

4.20—Enrolling

The Secretary shall be responsible for the enrolling of Senate bills. After enrollment, all bills shall be signed by the President and the Secretary and the enrolling report shall be published in the Journal.

See FLA. CONST. art. III, s. 7 Passage of bills.

4.21—Veto messages

Veto messages shall be referred to the Rules Committee.

See FLA. CONST. art. III, s. 8 Executive approval and veto.

RULE FIVE**VOTING****5.1—Taking the yeas and nays; objection to voting conflicts**

(1) The President shall declare all votes, but, if five (5) Senators immediately question the declared result of a voice vote by a show of hands, the President shall take the vote by yeas and nays or electronic roll call. When taking yeas and nays on any question, the electronic roll call system may be used and shall have the force and effect of a roll call taken as provided in these Rules. This system may also be used to determine the presence of a quorum. When the Senate is ready to vote on a question requiring roll call and the vote is by electronic roll call, the President shall state: “The Secretary will unlock the board and Senators prepare to vote.” When sufficient time has elapsed for each Senator to vote, the President shall say: “Have all Senators voted?” And, after a short pause, shall state: “The Secretary will now lock the board and record the vote.” When the vote is completely recorded, the President shall announce the result to the Senate; and the Secretary shall enter the result in the Journal. When the Senate is equally divided, the question shall be lost.

(2) A point of order questioning the decision of a Senator not to abstain from voting on account of a conflict of interest may be raised after the vote has been recorded and before the result is announced.

See Rule 1.20—Attendance, voting, and disclosure of conflicts.

See Rule 1.39—Disclosure of conflict of interest and prohibition on voting thereon.

See FLA. CONST. art. III, s. 4(c) Quorum and procedure.

5.2—Change of vote; votes after a roll call; vote verification

(1) After the result of the vote has been announced by the President, a Senator with unanimous consent of those Senators present may change his or her vote or cast a late vote on the matter.

(2) Records of vote change and after the roll call requests shall be available at the Secretary’s desk throughout the day’s sitting.

(3) An original roll call shall not be altered, but, if no objection is raised before the close of business that day, timely filed changes of votes and votes after the roll call shall be accepted and recorded under the original roll call in the Journal.

(4) No such change of vote or vote after the roll call request shall be accepted if such vote would alter the result of the vote on final passage of the matter until the matter shall first have been returned to the desk and reconsidered.

(5) On request of a Senator before considering other business, the President shall order a verification of a vote.

5.3—Casting vote for another

(1) No Senator shall cast a vote for another Senator unless the Senator is present in the Chamber area and requests the casting of said vote, nor shall a person not a Senator cast a vote for a Senator.

(2) A Senator who shall, without such authorization, vote or attempt to vote for another Senator may be punished as the Senate may deem proper.

(3) A person not a Senator who votes in the place of a Senator shall be excluded from the Chamber for the remainder of the session.

5.5—Explanation of vote

No Senator shall be permitted to explain his or her vote during a roll call but may submit a brief explanation in writing to the Secretary, who shall enter it in the Journal.

See Rule 2.31—Explanation of vote; deferring a vote prohibited.

5.6—Election by ballot

In all cases of ballot, a **majority** of the votes cast shall be necessary to an election. If, however, no one is elected on the first three (3) ballots, the names after the top two (2) in number of votes received on the third (3rd) tally shall be dropped, and the Senate shall ballot on the two (2) names remaining.

RULE SIX**MOTIONS AND PRECEDENCE****6.1—Motions; how made, withdrawn**

(1) Procedural motions may be made orally. On request of the President, a Senator shall submit his or her motion in writing. After a motion has been stated or read by the President, it shall be deemed to be in possession of the Senate and, without a second, shall be disposed of by vote of the Senate.

(2) The mover may withdraw a motion, except a motion to reconsider, as hereinafter provided, at any time before the same has been amended or before the vote shall have commenced.

6.2—Motions; precedence

(1) When a question is under debate, the President shall receive no motion except:

- (a) To reconsider and leave pending a main question
See Rule 6.4—Reconsideration generally.
- (b) To adjourn
 1. At a time certain
 2. Instantly
See FLA. CONST. art. III, s. 3(e) Sessions of the legislature.
- (c) To recess
See Rule 1.2—The President calls the Senate to order; informal recess.
- (d) Questions of privilege
See Rule 8.11—Questions of privilege.
- (e) To proceed to the consideration of executive business
- (f) To reconsider
See Rule 6.4—Reconsideration generally.
- (g) To limit debate
See Rule 8.6—Limitation on debate.
- (h) To temporarily postpone
See Rule 6.11—Temporarily postpone.
- (i) To postpone to a day certain
- (j) To commit to a standing committee
See Rule 4.15—Referral or postponement on third (3rd) reading.
- (k) To commit to a select committee
See Rule 4.15—Referral or postponement on third (3rd) reading.
- (l) To amend
See Rule 7—Amendments.
- (m) To postpone indefinitely
See Rule 6.9—Motion to indefinitely postpone.

which shall have precedence in the descending order given.

(2) The President shall present all questions in the order in which they are moved unless the subsequent motion is of a higher precedence.

(3) Motions for the previous question and to lay on the table shall not be entertained.

(4) When a motion is under consideration, but prior to the commencement of the vote, a substitute motion shall be in order. Only one (1) substitute shall be considered concurrently and the substitute shall be in the same order of precedence.

(5) A motion to discharge Senate conferees and to appoint or instruct said conferees as set forth in Rule 2.19 is a motion of the highest privilege and this motion shall have precedence over all other questions except motions to adjourn or recess and questions of privilege.

6.3—Division of question

(1) A Senator may move for a division of a question when the sense will admit of it, which shall be decided by a **majority vote**.

(2) A motion to delete and insert shall be deemed indivisible; a motion to delete, being lost, shall neither preclude amendment nor a motion to delete and insert.

6.4—Reconsideration generally

(1) When a main question (the vote on passage of a measure, including a vote on a veto message, confirmation of executive appointments, removal or suspension from office) has been decided by the Senate, a Senator voting with the prevailing side may move for reconsideration of the question on the day the matter was decided or on the next day on which the Senate sits.

- (a) If the question has been decided by voice vote, any Senator may move for reconsideration thereof.
- (b) When a **majority** of those Senators present vote in the affirmative on the question but the proposition is lost because it is one in which the concurrence of more than a **majority** of those Senators present is necessary for adoption or passage, any Senator may move for reconsideration.

(2) Such motion to reconsider may be made prior to or pending a motion to recess or adjourn.

(3) Consideration of a motion to reconsider shall be a special and continuing order of business for the Senate at its next sitting and, unless taken up under the proper order of business on that day by motion of any Senator, shall be deemed abandoned. If the Senate shall refuse to reconsider or, on reconsideration, shall confirm its first decision, no further motion to reconsider shall be in order except on unanimous consent of those Senators present.

(4) During the last fourteen (14) days of a regular session, a motion to reconsider shall be considered when made.

6.5—Reconsideration; vote required

The affirmative votes of a **majority** of those Senators present shall be required to adopt a motion to reconsider.

6.6—Reconsideration; debate; time limits

Debate shall be allowed on a motion to reconsider only when the question which it is proposed to reconsider is debatable. When the question is debatable, no Senator shall speak thereon more than once or longer than **five (5) minutes**.

6.7—Reconsideration; collateral matters and procedural motions

A motion to reconsider a collateral matter must be disposed of during the course of the consideration of the main subject to which it is related, and such motion shall be out of order after the Senate has passed to other business. Reconsideration of a procedural motion shall be considered on the same day and at the same time it is made.

6.8—Reconsideration; Secretary to hold for period

The Secretary shall hold all bills for the period after passage during which reconsideration may be moved. The adoption of a motion to waive the Rules by a **two-thirds (2/3) vote** of those Senators present and immediately certify any bill to the House shall be construed as releasing the measure from the Secretary's possession for the period of reconsideration and shall, thereafter, preclude reconsideration. Unless otherwise directed by the President, during the last fourteen (14) days of a regular session and during any extension thereof, or during a special session, bills shall be immediately transmitted to the House. Messages relating to Senate action on House amendments or to conference committee reports shall be transmitted by the Secretary forthwith.

See Rule 1.17—The Secretary transmits bills to the House of Representatives.

See Rule 6.4—Reconsideration generally.

6.9—Motion to indefinitely postpone

A motion to indefinitely postpone is debatable and, if approved, shall dispose of a measure for the duration of the legislative session and all extensions thereof. A motion to postpone consideration to a time beyond the last day allowed under the *State Constitution* for the current legislative session shall be construed as a motion to indefinitely postpone. Motions to indefinitely postpone shall not be applicable to collateral matters.

6.10—Committee substitute; withdrawn

Once a bill has been reported as a committee substitute, it may be withdrawn from further consideration only by motion of the introducer and unanimous consent of the Senators present.

6.11—Temporarily postpone

(1) The motion to temporarily postpone shall be decided without debate and shall cause a measure to be set aside but retained on the desk.

(2) If a main question has been temporarily postponed after having been debated or after motions have been applied and is not brought back up during the same sitting, it shall be placed under the order of unfinished business on the Senate calendar. If a main question is temporarily postponed before debate has commenced or motions have been applied, its reading shall be considered a nullity and the bill shall retain its original position on the order of business during that sitting; otherwise, the bill reverts to the status of bills on second (2nd) or third (3rd) reading, as applicable.

(3) The motion to return to consideration of a temporarily postponed main question shall be made under the proper order of business when no other matter is pending.

(4) If applied to a collateral matter, the motion to temporarily postpone shall not cause the main question to be carried with it. After having been temporarily postponed, if a collateral matter is not brought back before the Senate in the course of consideration of the adhering or main question, it shall be deemed abandoned.

RULE SEVEN

AMENDMENTS

7.1—General form; germanity requirement; notice; manner of consideration; filing deadlines

(1) No main amendment to a bill on any Senate calendar shall be considered by the Senate unless the amendment was prepared in proper form and filed with the Secretary no later than 2:00 p.m. the day before it is to be offered at a sitting.

(2) Substitutes for main amendments shall be filed by 4:00 p.m. and amendments to main amendments and amendments to substitute amendments by 5:00 p.m.

(3) No proposition on a subject different from that under consideration shall be admitted in the form of an amendment.

(4) Copies of such amendments shall be made reasonably available by the Secretary before the sitting, upon request, to the Senators and to the public.

(5) Consideration of all amendments not timely filed in accordance with this Rule requires a **two-thirds (2/3) vote** of those Senators present, if any Senator requests that such vote be taken.

(6) Amendments shall be filed with the Secretary on forms prescribed by the Secretary but shall be considered only after sponsors gain recognition from the President to move their adoption, except that the chair of the committee (or, in the chair's absence, the vice chair or any member thereof) reporting the measure under consideration shall have preference for the presentation of committee amendments.

(7) An amendment shall be deemed pending only after its sponsor has been recognized by the President and has moved its adoption.

Amendments that have been filed with the Secretary but have not been formally moved for adoption shall not be deemed to be pending.

(8) The following bills are out of order and shall not be admitted or considered in the form of an amendment to a bill on the calendar and under consideration by the Senate:

- (a) Bills that have received an unfavorable committee report.
- (b) Bills that have been withdrawn from further consideration by the introducer.
- (c) Bills the substance of which have not been reported favorably by all committees of reference.
- (d) Bills that have not been published in at least one (1) daily calendar under Bills on Second (2nd) Reading.

Amendments covered by this Rule shall be substantially the same and identical as to specific intent and purpose as the measures described in paragraphs (a), (b), (c), or (d).

(9) Reviser’s bills may be amended only by making deletions.

7.2—Adoption

(1) On second (2nd) reading, amendments may be adopted by a **majority vote** of those Senators present.

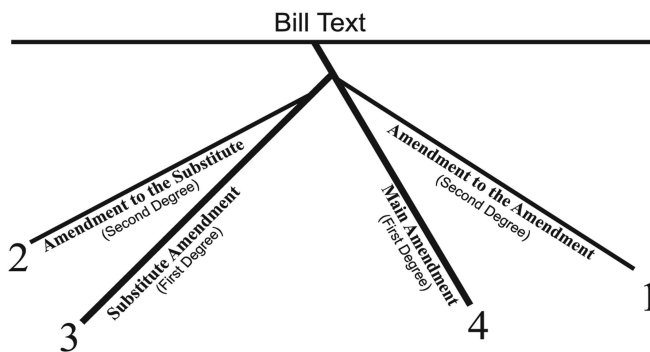
(2) On third (3rd) reading, amendments and amendments to amendments, including substitute amendments and amendments to a substitute amendment, shall be adopted by a **two-thirds (2/3) vote** of those Senators present.

(3) On third (3rd) reading, amendments to the title or corrective amendments may be decided, without debate, by a **majority vote** of those Senators present.

See Rule 4.15—Referral or postponement on third (3rd) reading.

7.3—Sequence of amendments to amendments

(1) An amendment to a pending amendment may be received, but until it is disposed of, no other motion to amend will be in order, except a substitute amendment or an amendment to the substitute. Such amendments are to be disposed of in the following order:



- (a) Amendments to the amendment are acted on before the substitute is taken up. Only one (1) amendment to the amendment may be pending.
- (b) Amendments to the substitute are next voted on.
- (c) The substitute then is voted on.

(2) If a substitute amendment is adopted in place of an original main amendment, it shall be treated as an amendment to the bill itself.

(3) The following third (3rd) degree amendments are out of order:

- (a) A substitute amendment for an amendment to the amendment.
- (b) A substitute amendment for an amendment to the substitute.
- (c) An amendment to an amendment to the amendment.
- (d) An amendment to an amendment to the substitute amendment.

7.4—Deleting everything after enacting clause

An amendment deleting everything after the enacting clause of a bill, or the resolving clause of a resolution, and inserting new language of the same or related subject as stated in the original title shall be deemed proper and germane.

7.5—Amendment by section

Adoption of an amendment to a section shall not preclude further amendment of that section. If a bill is being considered section by section or item by item, only amendments to the section or item under consideration shall be in order. The President, in recognizing Senators for the purpose of moving the adoption of amendments, shall endeavor to cause all amendments to section 1 to be considered first, then all those in section 2, and so on. After all sections have been considered separately, the entire bill shall be open for amendment.

7.6—Printing in Journal

All amendments taken up by the Senate unless withdrawn shall be printed in the Journal, except that an amendment to the general appropriations bill constituting an entirely new bill shall not be printed until the filing of the conference committee report. All item amendments to the general appropriations bill shall be printed.

7.7—Senate amendments to House bills

A House bill may be amended in the same manner as a Senate bill. If a House bill is amended, this action shall be noted by the Secretary on the jacket before it is transmitted to the House.

7.8—House amendments to Senate bills

(1) After the reading of a House amendment to a Senate bill, the Senate may consider the following motions in order of their precedence:

- (a) Amend the House amendment,
- (b) Concur in the House amendment,
- (c) Refuse to concur in the House amendment and ask the House to recede, or
- (d) Request a conference committee.

(2) The adoption of any of the foregoing motions shall be by **majority vote** of those Senators present.

7.9—House refusal to concur in Senate amendment

(1) If the House shall refuse to concur in a Senate amendment to a House bill, the Senate may consider the following motions in order of their precedence:

- (a) Recede,
- (b) Insist that the House concur and request a conference committee, or
- (c) Insist that the House concur.

(2) The adoption of any of the foregoing motions shall be by **majority vote** of those Senators present.

RULE EIGHT

DECORUM AND DEBATE

8.1—Decorum and debate

(1) When a Senator desires to speak or present a matter to the Senate, the Senator shall rise at his or her seat and address himself or herself to “Mr. or Madam President” and, on being recognized, may address the Senate from his or her desk or from the well of the Senate and shall confine any remarks to the question under debate, avoiding personality.

(2) A Senator shall not address or refer to another Senator by his or her first name. A Senator shall use the appellation of “Senator” or such appellation and the district number of the Senator being addressed, or a Senator may also use such appellation and the surname of the Senator referred to or addressed.

8.2—Presiding officer’s power of recognition

When two (2) or more Senators rise at once, the presiding officer shall recognize the Senator who is to speak first.

8.3—Interruptions; when allowed

(1) No Senator shall be interrupted by another without the consent of the Senator who has the floor, except by:

- (a) Rising to a question of privilege;
- (b) Rising to a point of order requiring an immediate ruling;
- (c) Rising to appeal a decision of the presiding officer concerning a point of order (if the appeal is made immediately following the decision);
- (d) Rising to make a parliamentary inquiry requiring an immediate reply; or
- (e) Rising to question the existence of a quorum.

(2) The presiding officer shall strictly enforce this Rule.

8.4—Senator speaking, rights

(1) When a Senator is speaking and another Senator interrupts to request recognition, the presiding officer may ask the person rising to state why he or she desires the floor. If the question the Senator desires to raise is of higher precedence than the pending question, the Senator originally speaking shall relinquish the floor until the question having precedence is disposed of. The Senator then is entitled to resume the floor.

(2) The Senator making a debatable motion or the introducer of a bill shall have **five (5) minutes** in order to close debate.

8.5—Limit on speaking

No Senator shall speak longer than **thirty (30) minutes** without yielding the floor, except by consent of a **majority** of those Senators present.

8.6—Limitation on debate

When a matter is under debate by the Senate, a Senator may move to limit debate, and such motion shall be decided without debate, except the introducer of the matter on which debate would be limited shall have **five (5) minutes** to discuss said motion. If, by a **two-thirds (2/3) vote** of those Senators present, the question is decided in the affirmative, debate shall be limited accordingly. Debate may be further extended by a **majority vote**.

8.7—Points of order, parliamentary inquiry, definitions

(1) A “point of order” is the parliamentary device used to require a deliberative body to observe its own rules and to follow established parliamentary practice.

(2) A “parliamentary inquiry” is a request for information from the presiding officer:

- (a) About business pending or soon to be pending before the Senate; or
- (b) A device for obtaining a predetermination of a rule or a clarification thereof which may be presented in hypothetical form.

8.9—Appeals

The ruling of a presiding officer may be appealed. The appeal of a decision of the presiding officer must be made promptly before debate has concluded or other business has intervened. A point of order on any other question is not in order while an appeal is pending, but a point of order relating to the appeal may be raised; and, if the determination of the appeal is dependent on this point, it may be decided by the presiding officer. This second (2nd) decision is also subject to appeal.

8.10—Appeals debatable

An appeal of a decision of the presiding officer on a point of order is debatable even though the question from which it arose was not debatable.

8.11—Questions of privilege

(1) Questions of privilege have two (2) forms:

- (a) Privilege of the Senate—Those affecting the rights of the Senate collectively, its safety, dignity, and the integrity of its proceedings; and
- (b) Privilege of a Senator—The rights, reputation, and conduct of Senators individually, in their representative capacity only.

(2) These shall have precedence over all other questions except motions to adjourn or recess. A question of privilege affecting the Senate takes precedence over a question of privilege affecting an individual Senator.

RULE NINE

LOBBYING

9.1—Those required to register

All persons (except those specifically exempted) who seek to encourage the passage, defeat, or modification of legislation in the Senate or before its committees shall, before engaging in such activity, register as prescribed by law and the Joint Rules of the Florida Legislature.

9.2—Obligations of lobbyist

(1) A lobbyist shall supply facts, information, and opinions of principals to legislators from the point of view from which he or she openly declares. A lobbyist shall not offer or propose anything to improperly influence the official act, decision, or vote of a legislator.

(2) A lobbyist, by personal example and admonition to colleagues, shall uphold the honor of the legislative process by the integrity of his or her relationship with legislators.

(3) A lobbyist shall not knowingly and willfully falsify a material fact or make any false, fictitious, or fraudulent statement or representation or make or use any writing or document knowing the same contains any false, fictitious, or fraudulent statements or entry.

(4) A lobbyist may not make any expenditure prohibited by section 11.045(4)(a), *Florida Statutes*, or by law.

9.3—Lobbyists’ requirements

A lobbyist shall adhere to the statutory requirements for lobbyists provided by law and the Joint Rules.

9.35—Contributions during sessions

During a regular legislative session, and during an extended or special session as further provided for in Rule 1.361(2), a lobbyist may not directly or indirectly contribute to a Senator’s own campaign, or to any organization that is registered, or should have been registered, with the Rules Committee pursuant to Rule 1.361(3).

9.4—Advisory opinions

(1) A lobbyist, when in doubt about the applicability and interpretation of Rule Nine in a particular context, may submit in writing a statement of the facts involved to the Rules Committee and may appear in person before said committee.

(2) The Rules Committee may render advisory opinions to any lobbyist who seeks advice as to whether or not the facts in a particular case will constitute a violation of these Rules. All opinions shall delete names and be numbered, dated, and published in the Journal.

9.5—Compilation of opinions

The Secretary shall compile all advisory opinions of the Rules Committee.

9.6—Violations; investigations, penalties

(1) Any person may file a sworn complaint with the Rules Chair alleging a violation of the Rules regulating the conduct and ethics of lobbyists. The complainant shall also file a copy of the sworn complaint with the Senate General Counsel.

The complaint shall be based on personal knowledge, shall state detailed facts, shall specify the actions of the named lobbyist which form the basis for the complaint, shall attach all documentation on which the complaint is based, and shall identify the specific Rule alleged by the complainant to have been violated by the lobbyist.

- (a) Upon a determination by the Rules Chair that the complaint fails to state facts supporting a finding of a violation of the Senate Rules, the complaint shall be dismissed.
- (b) Upon a determination by the Rules Chair that the complaint states facts that, if true, would be a violation of the Senate Rules, the complaint shall be referred to a special master or select committee to determine probable cause. If a select committee is appointed, it shall be comprised of an odd number of members.
 1. The special master or select committee shall give reasonable notice to the lobbyist who is alleged to have violated the Rules, shall conduct an investigation, and shall grant the lobbyist an opportunity to be heard. A report and recommendation shall then be prepared.
 2. The report and recommendation is advisory only and shall be presented to the Rules Chair and the President as soon as practicable after the close of the investigation.
 3. If the report and recommendation conclude that the facts do not support a finding of probable cause, the complaint shall be dismissed by the Rules Chair.
 4. If the complaint is not dismissed, another select committee will be appointed and shall consider the report and recommendation, shall grant the lobbyist an opportunity to be heard, and shall develop its own recommendation.
 5. If the select committee votes to dismiss the complaint, the chair shall dismiss the complaint.
 6. Otherwise, the report and recommendation and the recommendation of the select committee shall be presented to the President.
 7. The President shall present the committee's recommendation, along with the report and recommendation, to the Senate for final action.

(2) The Rules Chair shall act within thirty (30) days of receipt of a complaint, unless a concurrent jurisdiction is conducting an investigation, in which case a decision may be deferred until such investigation is complete.

(3) Nothing in this Rule prohibits a Rules Chair from allowing a lobbyist to correct or prevent an inadvertent, technical, or otherwise *de minimis* violation by informal means.

(4) Nothing in this Rule prohibits the Rules Chair or a select committee appointed pursuant to this Rule from recommending a consent decree if agreed to by the lobbyist. The decree shall state findings of fact and set forth an appropriate penalty. If the Senate accepts the consent decree, the complaint shall be deemed resolved.

(5) Separately from any prosecutions or penalties otherwise provided by law, any person determined to have violated the requirements of Rule Nine shall be admonished, censured, reprimanded, placed on probation, or prohibited from lobbying for the duration of the session and from appearing before any Senate committee. Such determination shall be made by a **majority vote** of the Senate.

9.7—Committees to be diligent

Committees shall be diligent to ascertain whether those who appear before them, in other than an obviously individual capacity, have conformed to the requirements of Rule Nine, the Joint Rules, and any other applicable law, and shall report violations. No committee member shall knowingly permit an unregistered lobbyist to be heard.

9.8—Lobbyist expenditures and compensation

See Senate Rules Appendix A for lobbyist expenditures and compensation requirements. The appendix is hereby incorporated by reference as a Rule.

RULE TEN**CHAMBER OF THE SENATE****10.1—Persons entitled to admission**

(1) No person shall be admitted to the main floor of the Senate Chamber while the Senate is sitting except present members of the Senate, all officers and employees of the Senate in the performance of their duties, and persons charged with messages or papers to the Senate. Also entitled to admission are the Governor or one (1) representative designated by the Governor, the Lieutenant Governor, Cabinet officers, former Governors, present and former United States Senators, present and former members of the House of Representatives of the United States and of this State, Justices of the Supreme Court, former State Senators of Florida, and persons by invitation of the President.

(2) A special section of the gallery shall be reserved for members of the families of Senators.

10.2—Exception to Chamber admission Rule

Except at the discretion of the President, no person entitled to admission shall be admitted if registered pursuant to Rule Nine. During a sitting, no person admitted under this Rule shall engage in any lobbying activity involving a measure pending before the Legislature during the legislative session.

10.3—Admission of media by President

Members of the media, in performance of their duties, shall be assigned to a section specifically set aside for them, and shall not be allowed on the Senate floor while the Senate is sitting, except with the approval of the President.

10.4—Attire

All persons on the main floor of the Senate Chamber and in the gallery (with the exception of visitors in that portion of the gallery set aside for the general public) shall wear appropriate business attire at all times while the Senate is sitting.

10.5—Gallery

No food or beverages shall be allowed in the gallery at any time.

RULE ELEVEN**CONSTRUCTION AND WAIVER OF RULES****11.1—Interpretation of Rules**

It shall be the duty of the President, or the temporary presiding officer, to interpret all Rules.

11.2—Waiver and suspension of Rules

(1) These Rules shall not be waived or suspended except by a **two-thirds (2/3) vote** of those Senators present. The motion, when made, shall be decided without debate.

(2) A motion to waive a Rule requiring unanimous consent of the Senate shall require unanimous consent of those Senators present for approval.

11.3—Changes in Rules

(1) All proposed revisions of the Senate Rules shall be first referred to the Rules Committee, which shall report as soon thereafter as practicable. Consideration of such a report shall always be in order.

(2) The Rules Committee may originate reports and resolutions dealing with the Senate Rules and the Order of Business which may be

approved by a **two-thirds (2/3) vote**, and such power shall be exclusive, provided, however, that any report made pursuant to this Rule may be amended by a **two-thirds (2/3) vote** of those Senators present.

11.4—Majority action

Unless otherwise indicated by the Senate Rules or the *State Constitution*, all action by the Senate or any of its committees or subcommittees, including references to “members present” or “Senators present,” shall be by **majority vote** of those Senators present and voting.

See FLA. CONST. art. X, s. 12(e) Rules of construction.

11.5—Uniform construction

When in the Senate Rules reference is made to a “two-thirds (2/3) vote,” it shall be construed to mean two-thirds (2/3) of those Senators present and voting except that two-thirds (2/3) of the entire membership of the Senate shall be required when so indicated.

11.6—General; definitions

When used in the Senate Rules, the following words shall, unless the text otherwise indicates, have the following respective meaning:

- (1) The singular always includes the plural.
- (2) Except where specifically provided or where the context indicates otherwise, the use of the word “bill,” “measure,” “question,” or “matter” means a bill, joint resolution, concurrent resolution, resolution, or memorial.
- (3) In addition to the definition in subsection (2), “matter” also means an amendment, an appointment, or a suspension.
- (4) “Introducer” shall mean the first-named Senator on a bill. In the case of a bill originally introduced by a committee, the committee shall be the introducer.

11.7—Sources of procedural authority

The latest edition of *Mason’s Manual of Legislative Procedure*, *Jefferson’s Manual*, or other manuals of comparable legislative application may be consulted, but shall not be binding, when a question of parliamentary procedure is not addressed by the *State Constitution*, these Rules, Joint Rules, or prior rulings of the presidents.

RULE TWELVE

EXECUTIVE SESSIONS, APPOINTMENTS, SUSPENSIONS, AND REMOVALS

PART ONE—EXECUTIVE SESSIONS

12.1—Executive session; authority

The business of the Senate shall be transacted openly and not in executive session except under conditions pursuant to Article III, Section 4(b) of the *State Constitution*.

12.2—Executive session; purpose

Pursuant to Article III, Section 4(b) of the *State Constitution*, the Senate may resolve itself into executive session for the sole purpose of considering appointment, removal, or suspension. No one shall be in attendance except Senators, the Secretary, and staff as approved by the President, who shall be sworn not to disclose any executive business without consent of the Senate.

12.3—Executive session; vote required

When the Senate agrees, by a **majority** of those Senators present, that specified appointments, removals, or suspensions shall be considered in executive session, such shall be calendared for formal consideration by the Senate.

12.4—Executive session; work product confidentiality

All information and remarks including committee work product concerning the character and qualification, together with the vote on each appointment, removal, or suspension considered in executive session shall be kept confidential except information on which the bans of confidentiality were lifted by the Senate while in executive session.

12.5—Executive session; separate Journal

A separate Journal shall be kept of executive proceedings of the Senate, and no information regarding same shall be made public except by order of the Senate or by order of a court of competent jurisdiction.

12.6—Violation of Rule

Violation of the above Rules as to the confidentiality of the proceedings of executive sessions shall be considered by the Senate as sufficient grounds for unseating the offending Senator.

PART TWO—APPOINTMENTS, SUSPENSIONS, AND REMOVALS

12.7—Procedure; generally

Except as otherwise herein provided, on receipt by the Senate of appointments or suspensions on which action by the Senate is required, the President shall refer each to the Ethics and Elections Committee, other appropriate committee or committees, or a special master appointed by the President. Any such committee, subcommittee, or special master shall make inquiry or investigation and hold hearings, as appropriate, and advise the President and the Senate with a recommendation and the necessity for deliberating the subject in executive session. Reports and findings of the committee, subcommittee, or special master appointed pursuant hereto are advisory only and shall be made to the President. The report of the committee, subcommittee, or special master may be privileged and confidential. The President may order the report presented to the Senate in either open or executive session, or the President may refer it to the Rules Committee for its consideration and report. When the report is presented to the Senate during an open sitting or received by the Rules Committee, the report shall lose its privileged and confidential character.

12.8—Procedure on executive appointments

(1) Upon receipt of a request from the Governor or other appointing official or authority for the return of the documentation of an appointment, which appointment has not been acted upon by the Senate, the Secretary, upon consultation with the President, shall return the appointment documentation and the return shall be noted in the Journal. The appointee whose appointment was returned continues in office until the end of the next ensuing regular session of the Legislature or until the Senate confirms a successor, whichever occurs first.

(2) If the appointment returned was made by the Governor, official or authority’s predecessor, the appointee shall not be subject to the provisions of section 114.05(1)(e) or (f), *Florida Statutes*, during the period of withdrawal.

(3) If the appointment returned was made by the Governor, official or authority requesting the return, for purposes of section 114.05(1)(e) and (f), *Florida Statutes*, the returned appointment shall be treated as if the Senate failed to consider the appointment.

12.9—Procedure upon receipt of an executive suspension

(1) Unless suspension proceedings are held in abeyance, the committee, subcommittee, or special master shall institute action by transmitting a notice of hearing for a prehearing conference or a hearing on the merits within three (3) months after the Secretary of the Senate receives the suspension order. The Governor and the suspended official shall be given reasonable notice in writing of any hearing or prehearing conference before the committee, subcommittee, or special master. If the Governor files an amended suspension order, the attention of the Senate, committee, subcommittee, or special master shall be directed at the amended suspension order.

(2) An executive suspension of a public official who has pending against him or her criminal charges, or an executive suspension of a public official that is challenged in a court shall be referred to the Ethics and Elections Committee, other appropriate committee, or special master; however, all inquiry or investigation or hearings thereon shall be held in abeyance and the matter shall not be considered by the Senate, committee, subcommittee, or special master until the pending charges have been dismissed, or until final determination of the criminal charges at the trial court level, or until the final determination of a court challenge, if any, and the exhaustion of all appellate remedies for any of the above. The committee, subcommittee, or special master shall institute action within three (3) months after the conclusion of any pending proceedings. Notwithstanding an abeyance, the committee, subcommittee, or special master and the Senate may proceed if the written consent of counsel for the Governor and of the suspended official is obtained. Nothing in this Rule shall be interpreted as preventing the Senate from proceeding if the Senate President determines due process so requires.

(3) The committee, subcommittee, or special master may provide for a prehearing conference with counsel for the Governor and the suspended official to narrow the issues involved in the suspension. At such conference, both the Governor and the suspended official shall set forth the names and addresses of all the witnesses they intend to call, the nature of their testimony, photocopies of all documentary evidence, and a description of all physical evidence that will be relied on by the parties at the hearing. Each shall state briefly what each expects to prove by such testimony and evidence. The suspended official may file with the Secretary, no later than ten (10) days prior to the first (1st) prehearing conference, or no later than the date set by the committee, subcommittee, or special master if no prehearing conference is held, all written defenses or matters in avoidance of the charges contained in the suspension order.

(4) When it is advisable, the committee, subcommittee, or special master may request that the Governor file a bill of particulars containing a statement of further facts and circumstances supporting the suspension order. Within twenty (20) days after receipt of the Governor's bill of particulars, the suspended officer shall file a response with the committee, subcommittee, or special master. Such response shall specifically admit or deny the facts or circumstances set forth in the Governor's bill of particulars, and may further make such representation of fact and circumstances or assert such further defenses as are responsive to the bill of particulars or as may bear on the matter of the suspension.

(5) The Senate may act on the recommendations of the committee, subcommittee, or special master at any time it is sitting but shall do so no later than the end of the next regular session of the Legislature.

(6) Within sixty (60) days after the Senate has completed final action on the recommendation of the committee, subcommittee, or special master, any party to the suspension matter may request the return, at that party's expense, of any exhibit, document, or other evidence introduced by that party. After the expiration of sixty (60) days from the date the Senate has completed final action, the committee, subcommittee, or special master may dispose of such exhibits or other evidence.

See FLA. CONST. art. IV, s. 7(b) Suspensions; filling office during suspensions.

12.10—Adjudication of guilt not required to remove suspended officer

For the purposes of Article IV, Section 7(b) of the *State Constitution*, the Senate may find that the suspended official has committed a felony notwithstanding that a court may have withheld adjudication of guilt upon which the suspension order is based in whole or in part.

12.11—Special master; appointment

The President may appoint and contract for the services of a special master to perform such duties and make such reports in relation to suspensions and removals as he or she shall prescribe.

12.12—Special master; floor privilege

With consent of the President, the special master may have the privilege of the Senate floor to present and explain the report and answer questions as to the law and facts involved.

12.13—Issuance of subpoenas and process

The committee, subcommittee, and special master shall each have the authority to request the issuance of subpoenas, subpoenas *duces tecum*, and other necessary process under Rule 2.2. The committee chair, subcommittee chair, and special master may each administer all oaths and affirmations in the manner prescribed by law to witnesses who shall appear to testify on matters pending before the committee, subcommittee, or special master.

12.14—Rule takes precedence

In any situation where there is a direct conflict between the provisions of Rule Twelve and part V of chapter 112, *Florida Statutes*, Rule Twelve, derived from Article III, Section 4(a) of the *State Constitution*, shall take precedence.

RULE THIRTEEN

SPECIAL SESSION

13.1—Applicability of Senate Rules

All Senate Rules shall apply and govern during special sessions except to the extent expressly modified or specified herein.

13.2—Sittings of the Senate

(1) The Senate shall convene pursuant to a schedule provided by the President or at the hour established by the Senate at its last sitting.

(2) A calendar may be published before a special session convenes.

13.3—Committee meetings; schedule, notice, amendment deadline

(1) Committee meetings shall be scheduled by the President.

(a) Meetings of committees may be held after notice is published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda for two (2) hours in advance of the meeting. If possible, such notice shall appear in the daily calendar.

(b) A committee may meet less than two (2) hours after the convening of a special session if a notice is filed with the Secretary at least two (2) hours before the scheduled meeting time.

(2) The notice shall include the date, time, and place of the meeting together with the name of the introducer, subject, number of each bill or proposed committee bill to be considered, and the amendment deadline for the meeting as provided herein. All other provisions for publication of notice of committee meetings are suspended.

(3) Main amendments shall be filed no later than one (1) hour before the scheduled convening of a committee meeting. Amendments adhering to main amendments shall be filed not later than **thirty (30) minutes** thereafter.

13.4—Delivery for introduction

Bills for introduction may be delivered to the Secretary at any time.

13.5—Committee reports

(1) Standing committee reports shall be filed with the Secretary's office as soon as practicable, but not later than 4:30 p.m. on the day after the meeting that is not a weekend or state holiday, except a committee drafting and recommending a committee substitute shall file such committee report no later than 4:30 p.m. on the second (2nd) such weekday. These reports must be accompanied by the original bill. Each report by a committee must set forth the identifying number of the bill. If amendments are proposed by the committee, the words "with

amendments” shall follow the identifying number. Committee amendments shall be identified by barcode in the report. All bills reported unfavorably shall be laid on the table.

(2) Bills referred to a standing subcommittee shall be reported to the standing committee.

13.6—Conference committee reports

(1) The report of a conference committee shall be read to the Senate. Upon completion of the reading and subsequent debate, the vote shall first be:

- (a) on adoption or rejection of the conference report and, if adopted, the vote shall then be
- (b) on final passage of the measure as amended by the conference report.

Copies of conference committee reports shall be available to the membership two (2) hours prior to the time such report is scheduled to be taken up on the Senate floor.

(2) The report must be acted on as a whole, being adopted or rejected.

(3) Each report shall include a statement sufficiently explicit to inform the Senate of the effect of the report on the measure to which it relates.

(4) Conference committees, other than a conference committee on a general or special appropriations bill and its related legislation, shall consider and report only on the differences existing between the Senate and the House, and no substance foreign to the bills before the conferees shall be included in the report or considered by the Senate.

(5) A conference committee may only report by recommending the adoption of a series of amendments to the House or Senate bill that was the subject of the conference, or it may offer an amendment deleting everything after the enacting clause of any such bill referred to the committee. In any event, the conference committee may recommend, as part of its report, the adoption or rejection of any or all of the amendments theretofore adopted by either house. Conference committee reports must be approved and signed by a **majority** of the conferees on the part of each house. All final actions taken in a conference committee shall be by motion.

(6) When conferees on the part of the Senate report an inability to agree, any action of the Senate taken prior to such reference to a conference committee shall not preclude further action on said measure as the Senate may determine.

(7) After Senate conferees have been appointed for thirty-six (36) hours and have failed to make a report, it is a motion of the highest privilege to move to discharge said Senate conferees and to appoint new conferees, or to instruct said Senate conferees.

13.7—Reconsideration

A motion to reconsider shall be considered when made.

13.8—Procedure to establish Special Order Calendars

(1) The Rules Chair, Majority Leader, and Minority Leader shall meet and submit a Special Order Calendar determining the list of bills for consideration by the Senate. The President shall determine the order in which such bills appear on the published Special Order Calendar.

See Rule 4.16—Consideration out of regular order.

(2) Such Special Order Calendar shall be published in one (1) daily calendar and may be considered on the day published. The amendment deadline for bills on the Special Order Calendar shall be 5:00 p.m. or two (2) hours after the Special Order Calendar is announced, or as provided in the Special Order Calendar, whichever occurs later.

(3) Notice of the date, time, and place for the establishment of the Special Order Calendar shall be published on the Senate website and posted on the Senate side of the fourth (4th) floor Capitol rotunda two

(2) hours in advance of the meeting. If possible, such notice shall appear in the daily calendar.

RULE FOURTEEN

SEAL AND INSIGNIA

14.1—Seal and insignia

(1) There shall be an official seal of the Senate. The seal shall be the size of a circle of two and one-half inches diameter having in the center thereof the current Florida state flag and the current United States flag above a disc containing the words: “In God We Trust” arched above a gavel, quill, and scroll. At the top of the field of flags shall be the word: “Seal.” At the bottom shall be the date: “1838.” The perimeter of the seal shall contain the words: “Senate” and “State of Florida.”

(2) There shall be an official coat of arms for the Senate. The coat of arms shall contain the current Florida state flag and the current United States flag above the Great Seal of Florida. At the base of the coat of arms shall be the words: “The Florida Senate.”

(3) All versions of the Senate Seal, the Senate Coat of Arms, official Senate stationery, calling cards, and facsimiles thereof may be used only in connection with official Senate business.

Senate Rules Appendix A

This document may be consulted by persons seeking to comply with the lobbyist expenditure ban set forth in section 11.045(4)(a), *Florida Statutes*, in the legislative context by refining the law and providing Interim Lobbying Guidelines and answers to 25 Frequently Asked Questions.

Part One of the Guidelines refines and applies the prohibition, with ten clearly stated exceptions, so that Senators and Senate employees cannot directly or indirectly take any “expenditure” from a lobbyist or principal in either the public or private sector.

Part Two of the Guidelines refines and applies the underlying core requirement that “lobbying firms” must publicly disclose the compensation they receive for lobbying activities, and does so in a way that is narrowly tailored, furthers the state’s compelling governmental interest in regulating legislative lobbying at the state level, and employs the least intrusive means available to do so.

This document sets out general principles. Outcomes depend heavily on underlying fact patterns that can vary greatly from case to case. Full disclosure of the operative facts must be provided and considered before a proper and correct answer can be derived.

A Senator may request an informal advisory opinion from the Senate General Counsel regarding the application of the law and Rule to a specific situation, on which the legislator may reasonably rely.

The houses of the Legislature are responsible for the administration and enforcement of the legislative lobbying portions of the law. The legislative lobbying expenditure prohibitions are not part of the Florida Code of Ethics for Public Officers and Employees. Neither the Florida Commission on Ethics nor the Florida courts have jurisdiction to interpret these internal matters of the Legislature.

Part One - Expenditures

(1) General Guidelines

a) The Expenditure Prohibition

The law contains a prohibition against lobbyists and principals making direct or *indirect* lobbying expenditures for legislators and legislative employees. It provides:

[N]o lobbyist or principal shall make, directly or indirectly, and no member or employee of the Legislature shall knowingly accept, directly or indirectly, any *expenditure*.... (emphasis added).

The expenditure prohibition applies only to expenditures made by lobbyists and principals. It applies whether or not the lobbyist, principal, legislator, or legislative employee is in Florida. Florida’s gift law,

section 112.3148, *Florida Statutes*, continues to apply to gifts to legislators and legislative employees from others.

Example: A legislator may accept a subscription to a newspaper or periodical that is neither published by, nor paid for, nor provided by a lobbyist or a principal.

Example: A legislator may not accept a free health screening or other personal service provided on behalf of an association that is a principal.

Example: A legislator may, as either a member or an invited guest, participate in meetings of, and partake of the food and beverage provided by a civic organization if the organization is not a principal.

The practical effect of this law is to prohibit expenditures for attempting to obtain the goodwill of a member or employee of the Legislature, and it is not designed to prohibit expenditures made in attempting to influence legislative action or non-action through oral or written communication.

b) Definitions

“*Expenditure*” is defined, essentially, as anything of value made by a lobbyist or principal *for the purpose of lobbying*.

“*Lobbying*,” in turn, means: (1) influencing or attempting to influence legislative action through oral or written communication (“active lobbying”); or, (2) attempting to obtain the *goodwill* of a member or employee of the Legislature (“goodwill”).

“*Goodwill expenditure*” is a gift, an entertainment, any food or beverage, lodging, travel, or any other item or service of personal benefit to a legislator or legislative employee.

Goodwill expenditures include contributions or donations from a lobbyist or a principal to a charitable organization that is, directly or indirectly, established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof.

A “*lobbyist*” is a person who is employed and receives payment, or who contracts for economic consideration, for the purpose of lobbying, or a person who is principally employed for governmental affairs by another person or governmental entity to lobby on behalf of that other person or governmental entity.

“*Personal benefit*” means a profit or gain pertaining to, directed toward, or affecting a person.

A “*principal*” means the person, firm, corporation, or other entity that has employed or retained a lobbyist. When an association has employed or retained a lobbyist, the association is the principal; *the individual members of the association are not principals merely because of their membership in the association*.

c) Honorarium-related Expenses

It is not permissible to accept from a lobbyist or principal, directly or indirectly, payment or reimbursement of expenses for travel, food, lodging, or beverage, related to speaking engagements or other honorarium-type events.

d) Indirect Expenditures

An indirect expenditure is an expenditure that is not made directly to a legislator or legislative employee, but is made to another with the purpose that the expenditure be used for the personal benefit of a legislator or legislative employee.

The expenditure prohibition *expressly* prohibits any lobbyist or principal from directing prohibited lobbying expenditures through a surrogate or through any person who by his or her actions or activities is obligated to register as a lobbyist but has failed to do so. Third-party intermediaries, such as employees, members of associations and others, cannot be used to make prohibited expenditures.

Where an item or service (anything of value) is provided to a person *other* than a legislator or legislative employee by a lobbyist or principal and the item or service or the benefit attributable to the item or service

ultimately is received by the legislator or employee, and where the item or service is provided with the intent to benefit the legislator or employee, such item or service constitutes a prohibited indirect expenditure to the legislator or employee.

Factors to be considered in determining whether a prohibited indirect expenditure has been made are set out on the following page in the joint functionality test:

TEST FOR DETERMINING LEGALITY OF AN INDIRECT EXPENDITURE

(1) The existence or nonexistence of communications by the lobbyist or principal indicating the lobbyist’s or principal’s intent to make or convey the item or service, or a personal benefit attributable to the item or service, to a legislator or employee rather than to the intervening third person;

(2) The existence or nonexistence of communications by the intervening third person indicating the intent to make or convey the lobbyist’s or principal’s item or service, or a personal benefit attributable to the item or service, to a legislator or employee rather than to the third person;

(3) The existence or nonexistence of any relationship between the lobbyist or principal and the third person, independent of the relationship between the lobbyist or principal and a legislator or employee, that would motivate the transfer to the third person;

(4) The existence or nonexistence of any relationship between the third person and a legislator or employee that would motivate the transfer;

(5) Whether the same or similar items or services have been or are being provided to other persons having the same relationship to the lobbyist or principal as the third person;

(6) Whether, under the circumstances, the third person had full and independent decision-making authority to determine whether a legislator or employee, or another, would receive the items or services, or a personal benefit attributable to the items or services;

(7) Whether the third person was acting with the knowledge or consent of, or under the direction of, the lobbyist or principal;

(8) Whether there were payments or the intention for any payments or bookkeeping transactions between the third person and the lobbyist or principal, reimbursing the third person for the items or services;

(9) The degree of ownership or control the lobbyist or principal had over the third person; and

(10) Whether a lobbyist or principal knew, or should have known, that an item or service provided to a third party would be used to provide a personal benefit to a legislator or employee, such as for the funding of a legislative reception or an event to be attended by legislators or employees.

The following examples illustrate some of the applications of the foregoing indirect expenditure criteria:

Example 1: A law firm which lobbies the Legislature invites all of its attorneys to attend a weekend retreat. The attorneys are encouraged to bring their spouses or significant others at the firm’s expense. Legislator C is married to an attorney in the firm and has been asked by her spouse to attend the retreat. The lodging provided to Legislator C for the retreat, food and drink, firm t-shirts, and the like would be considered a gift to her from her spouse and thus not a prohibited indirect expenditure, because the firm’s invitation was extended to Legislator C’s spouse by virtue of his employment with the firm.

Example 2: Legislator D hosts a fox hunt attended by legislators and lobbyists. Lobbyists give money to a third person, who is not a legislator or a legislative employee, to pay for the food and beverages which will be served at the fox hunt. The third party orders and prepares the food and beverages. The money provided to the third person by the lobbyists would be a prohibited indirect expenditure to Legislator D because it was given with the intent of benefiting him and his guests at the fox hunt.

Example 3: Legislator N and spouse have arranged to take a vacation trip together. A legislative lobbyist meets with Legislator N's spouse and offers to pay for the spouse's travel expenses. The lobbyist and Legislator N's spouse know each other only through the lobbyist's involvement with the legislator. This would constitute a prohibited indirect expenditure to Legislator N.

e) Equal or Greater Compensation

An expenditure is not prohibited when equal or greater value is given contemporaneously by the recipient to the donor.

Therefore, it is not an expenditure if:

1. The fair market value of the event, meeting, or other activity, including any food, beverage, transportation, lodging, or any other thing of value, can readily be determined, and

2. The legislator or legislative employee pays his or her pro rata share of the total fair market value to the person or organization hosting the event contemporaneously with the time of attending or participating in the event.

Thus, if a lobbyist or principal provides \$35 worth of goods or services to a legislator or legislative employee but the legislator or legislative employee *contemporaneously* provides *equal or greater consideration*, the lobbyist or principal has not provided *anything of value*, thus, there is no "expenditure."

f) Valuation

The law is silent as to the *valuation* of goods and services. *Fair market value* is the proper and applicable standard of valuation.

The retail price of an item or service is presumed to be its fair market value so long as it is reasonable in relation to the value of the item or service and the amount is not subsidized by a lobbyist or principal.

In valuing an expenditure, you may exclude the amount of additional expenses that are regularly required as a condition precedent to the donor's eligibility to make the expenditure if the amount expended for the condition precedent is primarily intended to be for a purpose other than lobbying, and is either primarily for the benefit of the donor or is paid to a charitable organization. Initiation fees and membership fees are examples of additional expenses that are regularly required as conditions precedent for eligibility to make an expenditure. Transportation expenses incurred to bring a member to an out-of-town event are not.

Entrance fees, admission fees, or tickets are normally valued on the face value or on a daily or per event basis. The portion of a ticket attributable to a charitable contribution is not included in the value. Conversely, if the ticket is subsidized by contributions of lobbyists or principals, the pro rata subsidized amount must be attributed to the face value.

A person providing transportation in a private automobile shall be considered to be making an expenditure at the then-current statutory reimbursement rate. The value of transportation provided in other private conveyances must be calculated on its fair market value.

g) Exceptions

1. Relatives

A relative is an individual who is related to the member or employee as 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, grandparent, grandchild, great grandparent, great grandchild, step grandparent, step great grandparent, step grandchild, or step great grandchild; any person who is engaged to be married to the member or employee or who otherwise holds himself or herself out as or is generally known as the person whom the member or employee intends to marry or with whom the member or employee intends to form a household; or any other natural person having the same legal residence as the member or employee.

This definition of "relative" is taken from former Joint Rule 1.4(4)(b), and has operated historically as an exception to the presumption that things of value given to a legislator or employee by a lobbyist or principal are intended for the purpose of engendering goodwill.

Example: A legislator is permitted to accept a Christmas gift from an aunt, even if she is a lobbyist. The gift is not deemed an expenditure made for the purpose of lobbying because of the family relationship between the donor and the donee.

2. Employment-related Compensation and Benefits

Salary, benefits, services, fees, commissions, gifts, or expenses associated primarily with the recipient's employment, business, or service as an officer or director of a corporation or organization are not prohibited expenditures so long as they are given in an amount commensurate with other similarly situated employees, officers, or directors.

These sorts of expenditures are currently also excepted from the definition of a gift in section 112.312(12)(b), *Florida Statutes*, and are a necessary exception in order for many legislators to continue their employment or continue their service on boards and continue to serve in Florida's citizen Legislature.

Example: A legislator who is on the board of directors of an organization that has a lobbyist is nevertheless permitted to partake of food and beverage provided to the board members by the organization at its board meetings.

3. Political Organizations and Entities

An expenditure does not include contributions or expenditures reported pursuant to chapter 106, *Florida Statutes*, or its federal law counterpart; campaign-related personal services provided without compensation by individuals volunteering their time; any other contribution or expenditure made by a chapter 106 entity such as a candidate campaign, political committee, organization making electioneering communications, political party, or an entity qualified under section 501(c)(4) or section 527 of the Internal Revenue Code.

Members are cautioned that these organizations or entities may not be used as a vehicle for skirting the lobbying expenditure law. To the extent that funds come from lobbyists or principals, one should exercise great care that the expenditures are legal and appropriate for that particular organization or entity.

4. Communications Expenses

The expenditure prohibitions in the law do not reach expenditures made by a lobbyist or principal for items such as "media advertising," "publications," "communications," and "research."

Expenditures for researching, gathering, collating, organizing, providing, or disseminating information for the *exclusive* purpose of "active lobbying" (influencing or attempting to influence legislative action through oral or written communication) are necessary for Floridians to be able to "instruct their representatives."

5. Office and Personal Expenses of Lobbyists and Principals

"Office expenses" and personal expenses of the lobbyist or principal for "travel," "lodging," and "food and beverages" as those items were defined in former Joint Rule 1.4(4)(c) are exempt from the prohibition on lobbying expenditures. This category does not include any expenses for legislators, legislative employees, or persons whose expenses would be attributed to them.

6. Government to Government Expenditures

Real property or a facility owned or operated by a state or local public agency or entity that is a lobbying principal and transportation to, from, and at the location provided by that agency or entity may, with the prior approval of the respective state legislative presiding officer or his or her designee, be used without payment, by a member, committee, or staff of the Legislature for a public legislative purpose. Such purposes include publicly noticed legislative committee meetings and site visits to operations conducted by the public agency or entity. Allowable free uses also specifically include legislative district offices and sub-offices and the normally attendant utilities, parking, janitorial services, building

maintenance, and telecommunications equipment and services common to a government building in which the office is located. Allowable free use does not extend to sports or entertainment venues; does not include food, beverages, or entertainment; and does not include free parking privileges at any location other than a district office or sub-office.

7. Free and Open Public Events

Expenditures directly associated with events that are held within the Capitol complex, out-of-doors or under temporary shelter, open to the general public, widely and publicly noticed, free to all, not ticketed, and for which equal and totally unobstructed access to the general public is provided, are not prohibited expenditures made by lobbyists or principals, or when accepted by legislators or legislative employees.

Example: Atlas County, Florida, is holding Atlas Day in the plaza between the Capitol and the Historic Capitol. Lunch is served to all comers. The event was widely publicized and access to the event and the food and beverage is totally unobstructed. Legislators may partake as well.

8. Regional and National Legislative Organizations

The prohibition does not apply to expenditures made directly or indirectly by a state, regional, or national organization that promotes the exchange of ideas between, or the professional development of, governmental officials or employees, and whose membership is primarily composed of elected or appointed public officials or staff to members of that organization or to officials or staff of the Legislature. This exception does not include extracurricular activities, entertainments, or items or services provided at conferences that are paid for or provided by a lobbyist or principal.

9. Monetary Value Impossible to Ascertain

The value of some items is *truly impossible* to quantify at the time of the expenditure. Expenditures for which a monetary value is not ascertainable at the time of the expenditure are not prohibited. Examples are: appearing on a news show or having a feature article about a legislator in a trade magazine or other medium, applause received by a legislator at an event, obtaining priority seating in a crowded restaurant or priority for obtaining services where there is an established queue, or the pro-rata portion of a host's monthly or annual membership in an exclusive supper club.

10. Plaques and Certificates

The prohibition does not apply to personalized wall plaques, personalized photographs, or personalized certificates that have no substantial inherent value other than recognizing the donee's public, civic, charitable, or professional service.

h) Effect of Other Laws and Rules

To the extent that an expenditure is excluded or exempt from the lobbying prohibition in section 11.045, *Florida Statutes*, it is still subject to the restrictions and requirements in other statutes: most notably, the gift law (section 112.3148, *Florida Statutes*) and the campaign finance law (chapter 106, *Florida Statutes*).

(2) Frequently Asked Questions

LEGISLATIVE EVENTS/RECEPTIONS

1. *Question: Can a county legislative delegation or delegation office sponsor an annual event in Tallahassee on public grounds or in quarters belonging to either the Senate or the House of Representatives (i.e., "Flavors of Hillsborough")?*

ANSWER: A county legislative delegation may host an annual event in Tallahassee provided that no free food, beverages, or other personal benefits to a legislator or legislative employee are paid for or provided by a lobbyist or principal, either directly or indirectly.

Legislators and legislative staff may pay an amount established and published by the delegation as the per-person cost of the event, or they may "pop in" and not partake of any food, beverage, or other personal benefit at the event. Alternatively, the delegation may make the event a free, open public event as described in Paragraph (1)g)7. above.

2. *Question: Can a legislator or legislative employee go up to the 22nd floor of the Capitol and partake of free food and drink provided by an organization hosting a luncheon or event at the Capitol?*

ANSWER: It depends. Yes, provided the organization hosting the event is not a principal and none of the food and beverages are paid for or provided by a lobbyist or principal. Otherwise, the legislator or legislative employee could attend the event but could not partake of the free food or beverages or they can pay the fair market value of what they consume.

3. *Question: Can "legislative days" that provide food, beverages, entertainment, and other personal benefits to legislators or legislative employees during the session and are hosted by counties, cities, universities, and others that employ a lobbyist continue?*

ANSWER: "Legislative days" and other legislative events funded by lobbyist or principal dollars may continue provided no free food, drink, entertainment, or other personal benefit is provided to a legislator or legislative employee, either directly or indirectly. Any such benefit would be a prohibited goodwill expenditure.

Legislators and legislative staff may pay an amount established and published by the sponsor as the per-person cost of the event, or they may "pop in" and not partake of any food, beverage, or other personal benefit at the event. Alternatively, the sponsor may make the event a free, open public event as described in Paragraph (1)g)7. above.

4. *Question: Can a not-for-profit organization host receptions and events for legislators that provide food, beverages, entertainment, and other personal benefits to legislators or legislative employees through contributions solicited from lobbyists or principals who sponsor the reception or event?*

ANSWER: The charity may host a reception or event for legislators and legislative employees provided that no free food, beverages, entertainment, or other personal benefit is provided to a legislator or legislative employee from the funds of lobbyists or principals.

Legislators and legislative employees may pay an amount established and published by the sponsor as the per-person cost of the event, or they may "pop in" and not partake of any food, beverage, or other personal benefit at the event. Alternatively, the sponsor may make the event a free, open public event as described in Paragraph (1)g)7. above.

5. *Question: Can a lobbyist or principal host an event with food, beverages, entertainment, or other personal benefit for legislators or legislative employees and collect from each legislator or legislative employee, a flat, per-person entrance fee based on the total cost to plan, produce, stage, and clean up after the event, divided by the number of persons reasonably expected to attend?*

ANSWER: Yes.

6. *Question: Each year, a few associations host legislative receptions/BBQs and invite their members as well as legislators. They usually pass out campaign funds at these events to those who support their industry. Would it now be legal to host this event if it were called a "fundraiser?" Could legislators then accept free food and beverages at the event?*

ANSWER: Senate Rule 1.361 precludes a senator, and House Rule 15.3 precludes a representative, from accepting a campaign contribution during a regular or special session, in addition to prohibiting them from accepting contributions on behalf of a section 527 or section 501(c)(4) organization, a political committee, a political party, or the campaign of any other senatorial candidate or candidate for representative, respectively. Thus, any fundraiser held during a regular or special session would violate the rules of each house.

Fundraisers not held during a regular or special session are outside the purview of the expenditure prohibitions in the law. A goodwill lobbying expenditure does not include contributions or expenditures reported pursuant to chapter 106, *Florida Statutes*. However, if the facts and circumstances demonstrate that calling the event a "fundraiser" is merely an artifice for lobbyists or principals to provide free gifts, food, beverages, and other items or services of personal benefit to a legislator, not associated with influencing the results of an election, then the fundraiser would violate the expenditure prohibition of the new law.

Note, also, that fundraisers remain subject to the contribution restrictions and requirements of Florida's campaign finance law (chapter 106, *Florida Statutes*).

HONORARIA EXPENSES

7. *Question: Can a lobbyist or principal continue to pay or reimburse a legislator's or legislative employee's expenses for such items as food and beverages, travel, and lodging associated with an honorarium event?*

ANSWER: No.

GIFTS TO LEGISLATORS

8. *Question: Can a school child give a legislator a painting that he or she has made?*

ANSWER: Yes. The prohibition against lobbying expenditures only applies to lobbyists and principals, and those acting on their behalf.

9. *Question: Can a school student whose parent is a lobbyist or principal give a scarf that was purchased by the child's parent to a legislator as a gift?*

ANSWER: It depends. The lobbying expenditure prohibition applies to all gifts from lobbyists or principals to legislators, directly or *indirectly*. A lobbyist or principal cannot use a third-party intermediary to circumvent the lobbying expenditure prohibition. Thus, if the facts and circumstances demonstrate that the scarf is an indirect gift from the lobbyist or principal to the legislator, it would be prohibited.

10. *Question: Can a legislator accept rent-free office space and associated building services from a city, county, or community college in his or her district that employs or retains a lobbyist?*

ANSWER: Yes. See Paragraph (1g)6. above for explanation and limitations.

11. *Question: Can a legislator or legislative staff accept transportation services from another governmental entity?*

ANSWER: Yes. See Paragraph (1g)6. above for explanation and limitations.

12. *Question: Are there any value limitations on the exceptions in the law for "floral arrangements or other celebratory items given to legislators and displayed in chambers on the opening day of a regular session"?*

ANSWER: Yes. All opening day flowers and floral arrangements are subject to the limitations and requirements of the gift law (section 112.3148, *Florida Statutes*). No other celebratory items will be allowed in either chamber on opening day of the regular session.

FOOD AND BEVERAGES/GIFTS

13. *Question: Can a legislator or legislative employee and his or her spouse have dinner with a lobbyist friend the legislator or legislative employee has known for 30 years at the lobbyist's home, whether or not active lobbying occurs?*

ANSWER: Yes, *provided* the legislator or legislative employee contemporaneously provides the lobbyist with the pro rata share of the total fair market value of the cost of the food and beverages provided to the legislator or legislative employee and his or her spouse, either in cash or barter (i.e., bottle of wine, flowers). Otherwise, the expenditure for food and beverages would constitute a prohibited goodwill expenditure, irrespective of the extent of the legislator's and lobbyist's friendship.

14. *Question: Can a lobbyist or principal and legislator or legislative employee have dinner at a public restaurant?*

ANSWER: Yes, *provided* the dinner is "Dutch treat."

15. *Question: Can a lobbyist or principal and a legislator or legislative employee have dinner "Dutch treat" at the Governor's Club?*

ANSWER: Yes, *provided* the legislator or legislative employee pays the total cost of all food and beverage that he or she was served or

consumed, or that was served to or consumed by a person whose expenditures are attributed to the legislator or legislative employee.

16. *Question: Can a lobbyist's business partner, employee, spouse, or child, who is not a registered lobbyist, accompany the lobbyist and legislator or legislative employee to dinner and pay for all the food and beverages if the partner, employee, spouse, or child does not actively lobby?*

ANSWER: No. The lobbying expenditure prohibition applies to all food and beverages provided by lobbyists or principals to legislators or legislative employees, directly or *indirectly*. A lobbyist or principal cannot utilize a third-party intermediary to channel gifts to legislators to circumvent the lobbying expenditure prohibition.

17. *Question: If someone offers a legislator or legislative employee a drink at a bar, or any other gift or personal benefit, does the legislator or legislative employee have a duty to inquire if the donor is a lobbyist or principal?*

ANSWER: Yes. A legislator or legislative employee is liable for *knowingly* accepting an expenditure from a lobbyist or principal, or someone acting on behalf of a lobbyist or principal. "Knowingly" has many statutory definitions, including that a person: (1) has *actual knowledge* of the information; (2) acts in *deliberate ignorance* of the truth or falsity of the information; or, (3) acts in *reckless disregard* of the truth or falsity of the information. Therefore, prudence dictates that the legislator or legislative employee, at a minimum, make *reasonable inquiry* as to the source of the proposed expenditure to determine whether it is prohibited. *Reasonableness* will turn on the facts and circumstances of each individual situation.

For example, a legislator receiving an invitation to an event to be held the next week, from an organization he or she is not familiar with would likely require that the legislator, *at a minimum*, consult the online directory of legislative principals and lobbyists, and perhaps make further inquiry if facts or circumstances come to light indicating that the organization might be making the expenditure on behalf of a lobbyist or principal. Similarly, a legislator offered a drink from someone he or she doesn't know in a Tallahassee bar or restaurant generally known to be frequented by lobbyists would probably be required, *at a minimum*, to ask whether the person is a lobbyist or principal or affiliated with a lobbyist or principal. On the other hand, a Miami legislator on personal holiday with his or her spouse at Busch Gardens in Tampa, who strikes up a friendship with a couple they don't know visiting from Colorado and who subsequently offers to pay for the legislator's and spouse's dinner probably has less of a duty to inquire whether either member of the couple is a Florida lobbyist or principal.

CHARITIES

18. *Question: Can a legislator or legislative employee raise funds from lobbyists or principals for charitable causes?*

ANSWER: Yes, *provided* the charity for which funds are sought is not directly or indirectly established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof. Otherwise, such a contribution or donation would constitute a prohibited goodwill expenditure.

19. *Question: Can a legislator or legislative employee establish or operate a charitable foundation that relies on lobbyist or principal support?*

ANSWER: No. A legislator or legislative employee may establish or operate a charitable organization but none of the money contributed or donated to the charity may be from lobbyists or principals. Such a contribution or donation would constitute a prohibited goodwill expenditure.

20. *Question: Can a legislator or legislative employee sit on the board of a charitable organization that is not established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof? Can he or she accept free food and beverages provided by the charity and be reimbursed by the charity for expenses associated with the work of the charity (i.e., travel, lodging)?*

ANSWER: Yes. A legislator or legislative employee may sit on the board of a charitable organization that receives donations and con-

tributions from lobbyists, and may partake of free food, beverages, and other personal benefits provided by the charity to board members in connection with their service, including reimbursement of personal expenses incurred by board members in furtherance of the charity's work. A goodwill expenditure does not include salary, benefits, services, fees, commissions, gifts, or expenses associated primarily with a legislator's or legislative employee's employment, business, or service as an officer or director of a corporation or organization. *However*, any such salary, benefit, services, fees, commissions, gifts, or expenses cannot be from funds earmarked by lobbyists or principals to the charity for such purpose and must be received only for the legislator's or legislative employee's service as a member of the board.

21. *Question: Can a legislative caucus that is established as a non-profit group raise funds from lobbyists for its charitable causes?*

ANSWER: It depends. If the legislative caucus or the nonprofit group is directly or indirectly established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof, then the answer is no.

If the legislative caucus or the nonprofit group is not directly or indirectly established by, organized by, or operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof, then the answer is yes.

22. *Question: Can a legislative caucus that is established as a non-profit group host its own charity golf tournament funded by lobbyist or principal "sponsors" at a private club, where the cost of sponsorship buys an opportunity to play golf with a member of the caucus, and to make a presentation to the caucus before and after the event?*

ANSWER: Yes, provided the legislative caucus or the nonprofit group is not directly or indirectly established by, organized by, operated primarily by, or controlled by a legislator or legislative employee, or any combination thereof, and the legislators and legislative employees pay their own golf fees and the per-person cost for food and beverage.

OTHER

23. *Question: What happens when a legislator is married to, related to, or living with a lobbyist? Can the lobbyist pay for meals, lodging, etc.?*

ANSWER: Yes, *provided* the lobbyist does not use the expenditure to actively lobby the legislator. Expenditures by "relatives" of a legislator for food, lodging, travel, and the like are specifically exempt from the definition of a goodwill expenditure.

24. *Question: Can a legislator be employed by a lobbyist or principal? Can a legislator go to the employer's retreat and partake of food and beverages?*

ANSWER: Yes. A goodwill expenditure does not include salary, benefits, services, fees, commissions, gifts, or expenses *associated primarily with a legislator's or legislative employee's employment*, business, or service as an officer or director of a corporation or organization.

25. *Question: Where a lobbyist or principal leaves a gift, such as a box of chocolates, in a legislator's office, what should the legislator do with the item?*

ANSWER: When a legislator or legislative employee receives an item that they believe violates the prohibition against accepting an expenditure from a lobbyist or principal, the item must either be sent back to the donor or delivered to the Sergeant at Arms for disposal.

Part Two - Compensation

(1) General Guidelines

The law requires the reporting of *compensation* received by *lobbying firms* for each calendar quarter, both in the aggregate and for each individual principal. Much of the reporting is done in dollar categories; however, if compensation from a single principal is \$50,000 or more in a calendar quarter, the lobbying firm must report the specific dollar amount of the compensation, rounded to the nearest \$1,000.

A "lobbying firm" is any business entity with a lobbyist, or an individual contract lobbyist, who gets paid to lobby for a principal. It is the

lobbying firm that must report, *not the individual lobbyists in the firm* (except in the case of an individual contract lobbyist, where the lobbyist also comprises the entire lobbying firm).

Reports are due no later than 45 days after the end of each calendar quarter. Compensation reports must be filed electronically using the online filing system of the Office of Legislative Services.

The law requires the senior partner, officer, or owner of the lobbying firm to certify to the veracity and completeness of each compensation report. This requirement is designed to discourage the mischaracterization and thus omission of reportable compensation through designations such as "media fees," "consulting services," "professional services," "governmental services," and other such artifices.

For example, if a law firm were paid a lump sum for rendering multiple types of services to a client, only one of which is lobbying, then the person certifying the report is responsible for properly and reasonably allocating the portion of the total fee received for lobbying activities and for activities other than lobbying. Only the compensation received for *lobbying* activities is to be reported on the compensation form.

The Legislature will use random audits supplemented by the lobbyist disciplinary process to hold the person certifying the compensation report and the lobbying firm accountable for making a true, complete, properly allocated report as required by law. In addition, the certification brings every compensation report filer within the scope of potential criminal penalties in section 837.06, *Florida Statutes*, for culpable violations.

(2) Frequently Asked Questions

1. *Question: Is an in-house, salaried lobbyist for an association, a governmental entity, or a corporation that does not derive income from principals for lobbying required to report compensation?*

ANSWER: No. An association, a governmental entity, a corporation or other business entity that does not derive income from principals for lobbying, and its employee lobbyists, are not a "lobbying firm" as defined in section 11.045(1)(f), *Florida Statutes*. Only "lobbying firms" must report compensation as provided in section 11.045(3)(a), *Florida Statutes*.

2. *Question: Does the prohibition against providing compensation to an individual or business entity that is not a lobbying firm mean that in-house lobbyists must either become a lobbying firm or cease lobbying?*

ANSWER: No. The provision in question merely clarifies that reportable "compensation" under the law must be provided to a "lobbying firm," and not contracted or subcontracted through some "straw man" to circumvent compensation reporting requirements. The provision in question clarifies and emphasizes the statutory definition of "compensation" in section 11.045(1)(b), *Florida Statutes*, as "anything of value provided or owed to a *lobbying firm*."

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By Senator Benacquisto—

SB 2—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 2019 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 2019 shall be effective immediately upon publication; providing that general laws enacted during the 2018 regular session and prior thereto and not included in the Florida Statutes 2019 are repealed; providing that general laws enacted after the 2018 regular session are not repealed by this adoption act; providing an effective date.

—was referred to the Committee on Rules.

By Senator Benacquisto—

SB 4—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 16.615, 17.076, 20.43, 25.077, 27.34, 27.54, 29.005, 29.006, 30.15, 39.001, 39.01, 39.0121, 39.0139, 39.2015, 39.202, 39.301, 39.303, 39.3031, 39.3035, 39.304, 39.3068, 39.307, 39.5086, 39.521, 105.036, 119.071, 121.71, 154.067, 159.834, 163.3177, 193.4615, 196.075, 196.1975, 210.03, 216.136, 218.135, 218.401, 220.11, 243.20, 259.105, 282.705, 288.9623, 316.614, 322.09, 328.76, 348.0012, 364.163, 373.206, 373.5905, 380.0651, 381.0072, 381.984, 383.3362, 383.402, 388.021, 391.026, 393.063, 395.1023, 395.1055, 395.4025, 397.6760, 400.235, 400.471, 400.4785, 400.991, 401.024, 402.305, 402.310, 402.56, 403.861, 408.036, 408.802, 408.820, 409.017, 409.145, 409.815, 409.9083, 440.45, 455.2286, 458.348, 459.025, 459.026, 468.432, 480.033, 483.285, 491.012, 501.011, 527.0201, 560.109, 578.08, 578.11, 578.13, 590.02, 624.509, 627.40951, 627.746, 634.436, 641.3107, 641.511, 655.825, 718.121, 736.0403, 825.101, 893.055, 893.0551, 900.05, 934.255, 943.0585, 943.1758, 944.115, 985.48, 1002.33, 1002.36, 1002.385, 1002.395, 1002.82, 1004.085, 1004.097, 1004.6495, 1005.03, 1005.06, 1006.061, 1007.24, 1007.273, 1008.31, 1009.89, 1011.69, 1011.71, 1012.2315, 1012.584, and 1013.62, F.S.; reenacting and amending s. 1006.12, F.S.; and reenacting ss. 163.3164 and 893.13, 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; improving the clarity of the statutes and facilitating their correct interpretation; and revising statutory provisions to conform to directives of the Legislature; providing an effective date.

—was referred to the Committee on Rules.

By Senator Benacquisto—

SB 6—A reviser's bill to be entitled An act relating to the Florida Statutes; repealing ss. 16.616, 196.102(14), 220.192, 311.07(3)(d), 316.0898, 319.141, 377.24075, 932.7055(4)(d), 960.002, 961.055, 961.056, 985.6865(4)(a), 1008.46(1)(b), and 1011.71(2)(k), F.S., and amending ss. 741.30, 784.046, and 1004.085 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 2019 Florida Statutes only through a reviser's bill duly enacted by the Legislature; amending s. 16.615, F.S., to conform a cross-reference; providing an effective date.

—was referred to the Committee on Rules.

By Senator Benacquisto—

SB 8—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 252.90, 252.939, 253.126, 260.0144, 287.0572, 295.187, 310.102, 310.142, 310.183, 316.29545, and 316.304, F.S.; and repealing s. 316.611, 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; providing an effective date.

—was referred to the Committee on Rules.

Senate Bills 10-20—Not used.

SB 22—Withdrawn prior to introduction.

By Senator Simmons—

SB 24—A bill to be entitled An act for the relief of the Estate of Eric Scott Tenner by the Miami-Dade County Board of County Commissioners; providing for an appropriation to compensate his estate for injuries and damages sustained by Eric Scott Tenner and his survivors as a result of the negligence of an employee of the Miami-Dade County

Board of County 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 Thurston—

SB 26—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 arrest, conviction, and incarceration of Barney Brown; prohibiting the award of any additional amounts for specified purposes; 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 28—A bill to be entitled An act for the relief of Kareem Hawari by the Osceola County School Board; providing an appropriation to compensate him for injuries and damages sustained as a result of the negligence of employees of the Osceola 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.

Senate Bills 30-32—Withdrawn prior to introduction.

By Senator Torres—

SB 34—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 and damages 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 Special Master on Claim Bills; and the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

By Senator Montford—

SB 36—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 attorney fees; providing an effective date.

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

By Senator Thurston—

SB 38—A bill to be entitled An act for the relief of Jane Doe by the School Board of Miami-Dade County; providing for an appropriation to compensate Jane Doe for injuries and damages sustained as a result of the negligence of the School Board of Miami-Dade County; 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 Taddeo—

SB 40—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 and damages 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.

By Senator Taddeo—

SB 42—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 Hillsborough 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.

SB 44—Withdrawn pursuant to Rule 3.12(3).

By Senator Gibson—

SB 46—A bill to be entitled An act for the relief of Justin Williamson by the St. Johns County School District; providing an appropriation to compensate him for injuries and damages sustained as a result of the negligence of the St. Johns County School 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 Gibson—

SB 48—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 Gibson—

SB 50—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 Gibson—

SB 52—A bill to be entitled An act for the relief of former employees of Fairfax Street Wood Treaters; directing the Department of Health to collaborate with the National Institute for Occupational Safety and Health to develop specified data for certain purposes; providing an appropriation to compensate the former employees for injuries and damages sustained as result of the negligence of the Department of Environmental Protection, the Department of Financial Services, and the Department of Health; providing a limitation on the payment of attorney fees; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Health Policy; Judiciary; and Appropriations.

By Senators Rouson and Berman—

SB 54—A bill to be entitled An act relating to possession of real property; repealing s. 163.035, F.S., relating to a governmental entity's establishment of recreational customary use on a portion of a beach above the mean high-water line on private property; providing an effective date.

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

By Senator Thurston—

SB 56—A bill to be entitled An act relating to the presidential preference primary; amending s. 97.041, F.S.; authorizing certain pre-registered voter registration applicants to vote in the presidential preference primary; prohibiting such persons from voting in any other race or on any amendment or ballot measure; providing that such persons are not considered electors for purposes of the Florida Election Code; amending s. 98.461, F.S.; requiring the supervisor of elections to generate a separate precinct register containing the names of pre-registered voter registration applicants eligible to vote in the presidential preference primary; providing an effective date.

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

By Senator Book—

SB 58—A bill to be entitled An act relating to the Legislature; providing a short title; amending s. 11.143, F.S.; deleting provisions regarding the administration of oaths and affirmations to witnesses appearing before legislative committees, and associated penalties, to conform to changes made by the act; creating s. 11.1435, F.S.; requiring that persons addressing a legislative committee take an oath or affirmation of truthfulness; providing exceptions; requiring that a member of the legislative committee administer the oath or affirmation; providing criminal penalties for certain false statements before a legisla-

tive committee; authorizing the use of a signed appearance form in lieu of an oral oath or affirmation; prescribing conditions related to the use of such form; providing penalties for making a false statement after signing such form; providing an effective date.

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

By Senators Book, Hutson, Stewart, and Farmer—

SB 60—A bill to be entitled An act relating to a tax exemption for diapers and incontinence products; amending s. 212.08, F.S.; exempting the sale for human use of diapers, incontinence undergarments, incontinence pads, or incontinence liners from the sales and use tax; providing an effective date.

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

By Senator Book—

SB 62—A bill to be entitled An act relating to students with disabilities in public schools; amending s. 1003.573, F.S.; defining terms; providing requirements for the use of physical 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; prohibiting the use of seclusion; amending s. 1012.582, F.S.; requiring continuing education and inservice training for instructional personnel in 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; Appropriations Subcommittee on Education; and Appropriations.

By Senators Gibson and Bean—

SB 64—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 Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senators Cruz, Book, Taddeo, Berman, Rouson, Farmer, and Stewart—

SB 66—A bill to be entitled An act relating to drinking water in public schools; creating s. 1013.29, F.S.; providing legislative findings; defining the term “drinking water source”; requiring each school district to locate all drinking water sources in certain schools, install a barcode on each source, and install filters that meet certain specifications on all such sources; requiring such schools to post certain signage on certain water sources and to publish specified information on the school district’s website; providing an effective date.

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

By Senator Book—

SB 68—A bill to be entitled An act relating to the transportation disadvantaged; amending s. 427.0155, F.S.; requiring community transportation coordinators, in cooperation with the coordinating board, to plan for and use any available and cost-effective regional fare payment systems that enhance cross-county mobility for specified purposes for the transportation disadvantaged; amending s. 427.0157, F.S.; re-

quiring each coordinating board to evaluate multicounty or regional transportation opportunities to include any available regional fare payment systems that enhance cross-county mobility for specified purposes for the transportation disadvantaged; providing an effective date.

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

By Senators Mayfield, Taddeo, Rodriguez, Berman, Harrell, Pizzo, Torres, Bracy, and Farmer—

SB 70—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 the General Revenue Fund; providing an effective date.

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

By Senators Passidomo and Hooper—

SB 72—A bill to be entitled An act relating to the Alligator Alley toll road; amending s. 338.26, F.S.; requiring specified fees to be used indefinitely, instead of temporarily, to reimburse a local governmental entity for the direct actual costs of operating a specified fire station; providing an effective date.

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

By Senators Bradley, Simpson, Book, Rouson, Rodriguez, Mayfield, Baxley, and Hooper—

SJR 74—A joint resolution proposing an amendment to Section 2 of Article XI of the State Constitution to require that any proposals to revise the State Constitution, or any part thereof, filed by the Constitution Revision Commission be limited to a single subject.

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

By Senators Simpson, Passidomo, Hooper, Mayfield, Book, Rouson, Berman, Perry, Taddeo, and Cruz—

SB 76—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 short title; revising legislative intent; prohibiting a person from operating a motor vehicle while listening or talking on a wireless communications device for the purpose of voice interpersonal communication; redefining the term “wireless communications device” to include voice communications; conforming provisions to changes made by the act; requiring deposit of fines into the Emergency Medical Services Trust Fund; deleting a provision requiring that enforcement of this section be accomplished only as a secondary action; providing an effective date.

—was referred to the Committees on Infrastructure and Security; Innovation, Industry, and Technology; Judiciary; and Rules.

By Senator Rodriguez—

SB 78—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 depart-

ment 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 Environment and Natural Resources; Infrastructure and Security; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Stargel—

SB 80—A bill to be entitled An act relating to medical malpractice; creating s. 766.1181, F.S.; specifying how to calculate damages in certain personal injury or wrongful death actions; prohibiting admission of specified information relating to costs of medical or health care as evidence in such actions; providing applicability; providing a directive to the Division of Law Revision; providing an effective date.

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

By Senator Bradley—

SB 82—A bill to be entitled An act relating to vegetable gardens; creating s. 604.71, F.S.; providing legislative intent; 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 Senators Rodriguez, Farmer, and Taddeo—

SB 84—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 for an individual who is younger than a specified age; providing that such licensee or practitioner is subject to disciplinary proceedings by the Department of Health and the appropriate board under certain circumstances; providing an effective date.

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

By Senator Rodriguez—

SJR 86—A joint resolution proposing an amendment to Section 2 of Article XI of the State Constitution to require that any proposals to revise the State Constitution, or any part thereof, filed by the Constitution Revision Commission be limited to a single subject.

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

By Senator Stewart—

SB 88—A bill to be entitled An act relating to the preemption of recyclable and polystyrene materials; amending s. 403.7033, F.S.; deleting preemptions of local law relating to the regulation of auxiliary containers, wrappings, or disposable plastic bags; amending s. 500.90, F.S.; repealing the preemption of local laws regarding the use or sale of polystyrene products to the Department of Agriculture and Consumer Services; providing an effective date.

—was referred to the Committees on Community Affairs; Environment and Natural Resources; and Rules.

By Senator Book—

SB 90—A bill to be entitled An act relating to early childhood courts; creating s. 39.01304, F.S.; providing legislative intent; authorizing circuit courts to create early childhood court programs; requiring that early childhood court programs have certain components present; providing requirements and guidelines for the Office of the State Courts Administrator when hiring community coordinators and a statewide training specialist; authorizing the office to provide funding to circuit courts that choose to establish a coordination system in lieu of creating a community coordinator position; requiring the office to contract with certain university-based centers; requiring the university-based centers to hire a clinical director; requiring the Florida Institute for Child Welfare to submit certain status reports to the Governor and the Legislature by specified dates; requiring the institute, in consultation with the Department of Children and Families, the office, and the contracted university-based centers, to conduct an evaluation of the court programs’ impact; requiring the evaluation to include the analysis of certain data and recommendations; requiring the institute to submit the results of its evaluation to the Governor and the Legislature by a specified date; 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 Book—

SB 92—A bill to be entitled An act relating to the C-51 reservoir project; amending s. 373.4598, F.S.; revising the portions of the C-51 reservoir project for which the South Florida Water Management District may negotiate; revising water storage and use requirements specified for the project if state funds are appropriated for the project; specifying that Phase II of the project may be funded by appropriation, in addition to other sources; authorizing the 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; amending s. 375.041, F.S.; clarifying the projects for which distributions from the Land Acquisition Trust Fund remaining in any fiscal year may be made available; making technical changes; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senators Stewart and Torres—

SB 94—A bill to be entitled An act relating to child care facilities; providing a short title; amending s. 402.305, F.S.; requiring that, by a specified date, vehicles used by child care facilities and large family child care homes to transport children 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 to maintain a list of approved alarm manufacturers and alarm systems; providing an effective date.

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

By Senators Bean, Hutson, Book, and Wright—

SB 96—A bill to be entitled An act relating to police, fire, and search and rescue dogs; amending s. 843.19, F.S.; revising the defined terms “police dog” to “police canine,” “fire dog” to “fire canine,” and “SAR dog” to “SAR canine”; increasing the penalty for intentionally and knowingly causing great bodily harm, permanent disability, or death to, or using a deadly weapon upon, police canines, fire canines, or search and rescue

canines; amending s. 921.0022, F.S.; updating a cross-reference; 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 Stewart—

SB 98—A bill to be entitled An act relating to emergency medical air transportation services; creating s. 401.2515, F.S.; providing a short title; defining terms; 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; specifying 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; Infrastructure and Security; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Book—

SB 100—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 referred to the Committees on Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Book—

SB 102—A bill to be entitled An act relating to recovery residences; amending s. 397.487, F.S.; removing an obsolete date; requiring that recovery residences obtain certification by a specified date or before commencing operation; creating a criminal penalty for a person who operates a recovery residence without a certificate of compliance; amending s. 397.4871, F.S.; removing an obsolete date; requiring that recovery residence administrators be certified by a specified date or before beginning employment; providing an effective date.

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

By Senator Book—

SB 104—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; defining terms; creating the Prescription Drug Donation Repository Program within the Department of Health; specifying the purpose of the program; authorizing the department to contract with a third-party vendor to administer the program; specifying entities that are eligible donors; providing criteria and procedures for eligible donations; prohibiting donations to specific patients; providing that certain prescription drugs eligible for return to stock must be credited to Medicaid and may not be donated under the program; prohibiting the donation of certain drugs pursuant to federal restrictions; clarifying that a repository is not required 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 the centralized repository to redistribute prescription drugs or supplies; authorizing a local repository to transfer prescription drugs or supplies to another local repository with author-

ization from the centralized repository; requiring a local repository to notify the department of its intent to participate in the program; providing notification requirements; providing a procedure for a local repository to withdraw from participation in the program; requiring the department to adopt rules regarding the disposition of prescription drugs and supplies of a withdrawing local repository; specifying conditions for dispensing donated prescription drugs and supplies to eligible patients; providing intake collection form requirements; requiring a local repository to issue an eligible patient who completes an intake collection form a program identification card; prohibiting the sale of donated prescription drugs and supplies under the program; authorizing a repository to charge the patient a nominal handling fee for the preparation and dispensing of prescription drugs or supplies under the program; requiring repositories to establish a protocol for notifying recipients of a prescription drug recall; providing for destruction of donated prescription drugs under certain circumstances; providing recordkeeping requirements; requiring the centralized repository to submit an annual report to the department; requiring the department or contractor to establish, maintain, and publish a registry of participating local repositories and available donated prescription drugs and supplies; requiring the department to publish certain information and forms on its website; providing immunity from civil and criminal liability and from professional disciplinary action for participants under certain circumstances; providing immunity to pharmaceutical manufacturers, under certain circumstances, from any claim or injury arising from the donation of any prescription drug or supply under the program; requiring dispensers to provide certain notice to patients; authorizing the department to establish a direct-support organization to provide assistance, funding, and promotional support for program activities; providing organizational requirements for a direct-support organization; specifying direct-support organization purposes and objectives; prohibiting the direct-support organization from lobbying; specifying that the direct-support organization is not a lobbying firm; prohibiting the direct-support organization from possessing prescription drugs on behalf of the program; providing limitations on expenditures of such direct-support organizations; 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 board's membership requirements; specifying requirements and requiring the department to adopt rules 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 of provisions relating to the direct-support organization; requiring the department to adopt rules; amending s. 252.36, F.S.; authorizing the Governor to waive program patient eligibility requirements during a declared state of emergency; providing an effective date.

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

By Senator Stewart—

SB 106—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 Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senators Book and Stewart—

SB 108—A bill to be entitled An act relating to the regulation of concealed weapons licenses; transferring the concealed weapons licensing program of the Division of Licensing of the Department of Agriculture and Consumer Services to the Department of Law Enforcement by a type two transfer; requiring the Department of Agriculture and Consumer Services to deliver certain records to the Department of Law Enforcement; prohibiting the Department of Agriculture and Consumer Services from retaining copies of such records; amending s. 20.201, F.S.;

creating the Concealed Weapons Licensing Program in the Department of Law Enforcement; amending ss. 493.6108, 790.06, 790.0601, 790.061, 790.062, 790.0625, 790.065, 790.335, 790.401, 943.053, and 943.059, F.S.; redesignating the Department of Law Enforcement as the entity responsible for regulating, and collecting payments and fees from, concealed weapons licensing; conforming provisions to changes made by the act; amending s. 943.367, F.S.; expanding the purpose of the Administrative Trust Fund of the Department of Law Enforcement; providing funding for the trust fund from payments and fees received relating to concealed weapons licensing; providing an effective date.

—was referred to the Committees on Judiciary; Commerce and Tourism; Infrastructure and Security; and Appropriations.

By Senator Thurston—

SB 110—A bill to be entitled An act relating to youth in solitary confinement; creating s. 958.155, F.S.; providing a short title; defining terms; prohibiting the Department of Corrections or a local governmental body from subjecting a youth to solitary confinement except under certain circumstances; limiting cell confinement of all youth prisoners; providing protection for youth prisoners held in emergency cell confinement; prohibiting a youth prisoner from being subjected to emergency cell confinement under certain circumstances; requiring facility staff to document the placement in emergency cell confinement; requiring that within a specified time and at specified intervals a mental health clinician evaluate face to face a youth prisoner who is subjected to emergency cell confinement; requiring facility staff to perform visual checks at specified intervals; requiring each evaluation to be documented; providing for an individualized suicide crisis intervention plan, if applicable; requiring the transporting of a youth to a mental health receiving facility if the youth’s suicide risk is not resolved within a certain time; requiring that youth prisoners in emergency cell confinement be allotted services and other benefits that are made available to prisoners in the general prison population; providing for the protection of youth prisoners in disciplinary cell confinement; prohibiting a youth prisoner from being subjected to disciplinary cell confinement for more than a certain duration; requiring staff to perform visual checks at specified intervals; requiring that youth prisoners in disciplinary cells be allotted services and other benefits that are made available to prisoners in the general prison population; providing reduced isolation for youth prisoners in protective custody; requiring the department and the boards of county commissioners to review their policies relating to youth prisoners to evaluate whether the policies are necessary; requiring the department and the board of county commissioners of each county that administers a detention facility or jail to certify compliance in a report to the Governor and Legislature by a specified date; requiring the department and the boards of county commissioners to adopt rules; providing construction; amending s. 944.09, F.S.; authorizing the department to adopt rules; amending s. 951.23, F.S.; requiring sheriffs and chief correctional officers to adopt model standards relating to youth prisoners; reenacting s. 944.279(1), F.S., relating to disciplinary procedures applicable to a prisoner for filing frivolous or malicious actions or bringing false information before a court, to incorporate the amendment made to s. 944.09, 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 112—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 certain 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.

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

By Senators Hutson, Simpson, and Benacquisto—

SB 114—A bill to be entitled An act relating to high school graduation requirements; designating the act as the “Dorothy L. Hukill Financial Literacy Act”; 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; and Rules.

By Senator Stewart—

SB 116—A bill to be entitled An act relating to motor vehicle racing; amending s. 316.191, F.S.; increasing the criminal penalty for a third or subsequent violation related to motor vehicle racing within a specified period after the date of a prior violation that resulted in a conviction; providing an effective date.

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

By Senator Bean—

SJR 118—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; Judiciary; and Rules.

By Senator Perry—

SB 120—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 referred to the Committees on Education; Appropriations Subcommittee on Education; and Appropriations.

By Senators Broxson and Hooper—

SB 122—A bill to be entitled An act relating to attorney fee awards under insurance policies and contracts; amending ss. 626.9373 and 627.428, F.S.; revising certain attorney fee provisions in the Florida Insurance Code to specify that an insured or beneficiary entitled, under certain circumstances, to attorney fees under an insurance policy or contract must be a named insured or named beneficiary; providing that such right to attorney fees may not be assigned or extended by agreement, except to certain persons; making technical changes; providing an effective date.

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

By Senators Bean, Montford, and Harrell—

SB 124—A bill to be entitled An act relating to dependent children; amending s. 744.1097, F.S.; specifying the venue in proceedings for the appointment of a guardian for a child who has been adjudicated dependent; amending s. 985.43, F.S.; authorizing a court to receive and consider any information provided by the Guardian Ad Litem Program

and the child's attorney ad litem if a child is under the jurisdiction of a dependency court; amending s. 985.441, F.S.; requiring the Department of Juvenile Justice, if a child is under the jurisdiction of a dependency court, to provide notice to the dependency court and the Department of Children and Families, and, if appointed, the Guardian Ad Litem Program and the child's attorney ad litem; amending s. 985.455, F.S.; authorizing a court to receive and consider any information provided by the Guardian Ad Litem Program or the child's attorney ad litem if a child is under the jurisdiction of a dependency court; amending s. 985.461, F.S.; adding the Guardian Ad Litem Program as an authorized entity of community reentry teams under which the Department of Juvenile Justice is authorized to provide transition-to-adulthood services to certain children; reenacting ss. 322.051(9), 322.21(1)(f), and 382.0255(3), F.S., relating to identification cards, license fees, and fees, respectively, to incorporate the amendment made to s. 985.461, F.S., in references thereto; providing an effective date.

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

By Senators Thurston and Torres—

SB 126—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 Bean—

SB 128—A bill to be entitled An act relating to child abuse; amending s. 39.01, F.S.; expanding the list of incidents or injuries that constitute harm to a child's health or welfare to include incidents or injuries resulting from violations of child restraint and seatbelt requirements; amending s. 39.201, F.S.; requiring the central abuse hotline to accept certain reports or calls for investigation for children who do not live in this state; amending s. 39.303, F.S.; expanding the types of reports that the Department of Health must refer to Child Protection Teams; providing an effective date.

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

By Senators Stewart and Perry—

SB 130—A bill to be entitled An act relating to the sexual battery prosecution time limitation; amending s. 775.15, F.S.; creating an exception to the general time limitations which allows a prosecution to be commenced at any time for specified sexual battery offenses against victims younger than a certain age at the time the offense was committed; providing applicability; providing an effective date.

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

By Senator Rouson—

SB 132—A bill to be entitled An act relating to drones; amending s. 934.50, F.S.; defining the terms "dangerous or deadly weapon" and "large-scale event"; authorizing the use of a drone by a law enforcement agency to prepare for or monitor safety and security at a large-scale event; prohibiting a law enforcement agency using a drone in an authorized manner from equipping it with specified attachments or using it to fire projectiles; reenacting s. 330.41(4), F.S., relating to the Unmanned Aircraft Systems Act, to incorporate the amendment made to s. 934.50, F.S., in a reference thereto; providing an effective date.

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

By Senator Stewart—

SB 134—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 Florida black bear hunting permit; specifying a penalty for the unlawful harvesting of saw palmetto berries on state lands; authorizing the Fish and Wildlife Conservation Commission to designate certain habitats on state lands 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 Environment and Natural Resources; Agriculture; Criminal Justice; and Rules.

By Senators Rouson and Perry—

SB 136—A bill to be entitled An act relating to false personation; amending s. 843.08, F.S.; adding school guardians to the list of officials the false personation of whom is prohibited and is subject to criminal penalties; making technical changes; reenacting s. 921.0022(3)(b), F.S., relating to the offense severity ranking chart of the Criminal Punishment Code, to incorporate the amendment made to s. 843.08, F.S., in a reference thereto; providing an effective date.

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

By Senators Thurston and Taddeo—

SB 138—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; requiring appointing authorities to collect and release certain demographic data regarding commission members and applicants for commission membership; requiring that such demographic data be collected through anonymous surveys and released in the statistical aggregate; 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 Stewart—

SB 140—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 Gopher Tortoise 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 Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senators Perry and Brandes—

SB 142—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.

—was referred to the Committees on Community Affairs; Innovation, Industry, and Technology; and Rules.

By Senator Gruters—

SB 144—A bill to be entitled An act relating to impact fees; amending s. 163.31801, F.S.; revising the minimum requirements for impact fees adopted by a local government; exempting water and sewer connection fees from the Florida Impact Fee Act; providing an effective date.

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

By Senators Stewart, Berman, Book, and Torres—

SB 146—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 Environment and Natural Resources; Innovation, Industry, and Technology; and Appropriations.

By Senator Baxley—

SB 148—A bill to be entitled An act for the relief of Scotty Bartek; providing an appropriation to compensate Scotty Bartek for being wrongfully incarcerated; 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 Rader—

SB 150—A bill to be entitled An act relating to tobacco-free schools; creating s. 1013.29, F.S.; requiring each school district to adopt a policy that prohibits the use or distribution of tobacco products in school facilities, on school grounds, in school vehicles, and at school functions; requiring that such policies apply to specified individuals, facilities, real property, organizations that use school property, and any person who supervises students off school grounds during certain activities; requiring that each school district adopt a procedure for communicating the policy to certain individuals; requiring that each school district adopt a policy to refer individuals to voluntary cessation education and support programs that address tobacco use; requiring each school district to provide an electronic copy of its current policy to the Department of Education and provide revisions within a certain timeframe; prohibiting the use of school facilities, school real property, or vehicles owned by a school district for the advertisement of any tobacco product; amending s. 386.212, F.S.; conforming provisions to changes made by the act; specifying that the section applies to any person operating certain vehicles; providing an effective date.

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

By Senator Rader—

SB 152—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 that certain schedules guarantee a minimum annual starting salary for instructional personnel; specifying a statewide minimum salary for all instructional personnel for the 2019-2020 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 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 Education; Appropriations; and Rules.

By Senator Thurston—

SB 154—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; 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 contract with only 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 regulations 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; Appropriations; and Rules.

By Senator Thurston—

SB 156—A bill to be entitled An act relating to state taxes or fees; amending s. 381.986, F.S.; requiring the Department of Health to impose initial application and biennial renewal fees for the licensing of medical marijuana retail facilities; providing a contingent effective date.

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

By Senator Baxley—

SB 158—A bill to be entitled An act relating to traffic offenses; creating s. 318.195, F.S.; providing a short title; providing criminal penalties for a person who commits a moving violation that causes serious bodily injury to, or causes the death of, a vulnerable road user; requiring that the person pay a specified fine, serve a minimum period of house arrest, and attend a driver improvement course; requiring that the court revoke the person's driver license for a minimum specified period; defining the term "vulnerable road user"; providing that the act does not prohibit the person from being charged with, convicted of, or punished for any other violation of law; providing an effective date.

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

By Senator Book—

SB 160—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, 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 Gruters—

SB 162—A bill to be entitled An act relating to reentry into this state by certain persons; creating s. 877.28, F.S.; prohibiting persons who are denied admission to, are excluded, deported, or removed from, or depart the United States under certain circumstances from entering or residing in this state; providing criminal penalties; providing exceptions; providing an effective date.

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

By Senators Bean, Mayfield, Harrell, and Gruters—

SB 164—A bill to be entitled An act relating to the verification of employment eligibility; defining terms; requiring employers to register with and use the E-Verify system beginning on a specified date to verify the employment eligibility of new employees; requiring the Department of Economic Opportunity to order certain agencies to suspend an employer's license under certain circumstances; prohibiting an employer from knowingly employing an unauthorized alien; authorizing certain persons to file a specified complaint with the department; prohibiting the filing of a complaint based on race, color, or national origin; providing that a person who knowingly files a false or frivolous complaint commits a misdemeanor of the second degree; providing responsibilities and powers of the department relating to notice, investigations, and subpoenas for the production of records; prohibiting the department from independently making a final determination regarding whether an employee is an unauthorized alien; requiring the department to notify the United States Immigration and Customs Enforcement Agency and specified law enforcement agencies of certain violations; requiring the department to order certain employers to take specified actions after the finding of a violation; providing for the suspension of an employer's license upon the finding of certain violations; providing civil immunity for an employer registered with and using the E-Verify system; providing specified immunity and nonliability for an employer who complies in good faith with the E-Verify system; requiring the department to maintain a public database containing certain information and make such information available on its website; authorizing the department to apply for a judicial order directing an agency or employer to comply with an order issued by the department; creating a rebuttable presumption for certain employers that the employer did not knowingly employ an unauthorized alien; authorizing an employer or employee to seek an injunction under certain circumstances; providing that certain actions by an employer constitute a deceptive and unfair trade practice; providing that an employee aggrieved by such actions has a private cause of action against the employer and providing available remedies; providing that a cause of action does not exist against an employer under specified circumstances; providing construction; creating s. 287.137, F.S.; defining terms; requiring public employers, contractors, and subcontractors to register with and use the E-Verify system; prohibiting such entities from entering into a contract unless each party to the contract registers with and uses the E-Verify system; requiring a subcontractor to provide certain certification to a contractor, which the contractor must maintain for a specified period of time; authorizing the termination of a contract under certain conditions; providing that such termination is not a breach of contract; authorizing a challenge to such termination; prohibiting a contractor from being awarded a public contract under certain circumstances; providing construction; providing an effective date.

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

By Senator Diaz—

SB 166—A bill to be entitled An act for the relief of Dontrell Stephens through Evett L. Simmons, as guardian of his property, by the Palm Beach County Sheriff's Office; providing for an appropriation to compensate him for personal injuries and damages sustained as the result of the negligence of a deputy of the office; providing a limitation on the payment of compensation, fees, and costs; 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 Gruters and Bean—

SB 168—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; 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 alien unlawfully present in the United States 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 reports of violations; providing penalties for failure to report violations; providing whistle-blower protections for persons who report violations; requiring the Attorney General to prescribe and provide 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 civil 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 ineligibility to receive certain funding for a specified period of time; 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; Infrastructure and Security; and Rules.

By Senator Bean—

SB 170—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; 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 alien unlawfully present in the United States 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 reports of violations; providing penalties for failure to report violations; providing whistle-blower protections for persons who report violations; requiring the Attorney General to prescribe and provide 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 civil 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 ineligibility to receive certain funding for a specified period of time; 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; Infrastructure and Security; and Rules.

By Senator Bean—

SB 172—A bill to be entitled An act relating to the Florida Endowment for Vocational Rehabilitation; amending s. 413.615, F.S.; abrogating the future repeal of provisions relating to the Florida Endowment for Vocational Rehabilitation; providing an effective date.

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

By Senator Book—

SB 174—A bill to be entitled An act relating to panic alarms in public schools; providing a short title; creating s. 1013.373, F.S.; defining terms; requiring each public school building on the campus of a public elementary school, middle school, or high school to be equipped with at least one panic alarm; providing an effective date.

—was referred to the Committees on Education; Infrastructure and Security; and Appropriations.

By Senator Berman—

SB 176—A bill to be entitled An act relating to a sales tax exemption; amending s. 212.08, F.S.; exempting from the sales and use tax specified items that enable persons to age in place and live independently in their homes or residences; authorizing the Department of Revenue to adopt rules; providing an effective date.

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

By Senator Gruters—

SB 178—A bill to be entitled An act relating to Florida tourism marketing; amending s. 288.1226 and s. 288.923, F.S., relating to the Florida Tourism Industry Marketing Corporation direct-support organization and the Division of Tourism Marketing of Enterprise Florida, Inc., respectively; abrogating the scheduled repeal of provisions related to the corporation and the division, respectively; providing an effective date.

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

By Senators Stargel and Hutson—

SB 180—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 its 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; and Rules.

By Senator Brandes—

SB 182—A bill to be entitled An act relating to smoking marijuana for medical use; amending s. 381.986, F.S.; redefining the term "medical use" to include the possession, use, or administration of marijuana in a form for smoking; conforming a provision to changes made by the act; deleting a provision prohibiting a medical marijuana treatment center from dispensing or selling specified products; providing an effective date.

—was referred to the Committees on Health Policy; Innovation, Industry, and Technology; and Rules.

By Senator Book—

SB 184—A bill to be entitled An act relating to aging programs; transferring the powers, duties, and functions of the Department of Elderly Affairs relating to hospices, assisted living facilities, adult family-care homes, and adult day care centers to the Agency for Health Care Administration; amending s. 20.41, F.S.; requiring the department to provide certain documents and information to the agency upon request; amending s. 20.42, F.S.; establishing that the agency is the lead agency responsible for the regulation of hospices, assisted living facilities, adult day care centers, and adult family-care homes; amending ss. 400.605, 400.60501, 400.6095, 400.610, 429.02, 429.17, 429.23, 429.24, 429.255, 429.256, 429.27, 429.275, 429.31, 429.34, 429.41, 429.42, 429.52, 429.54, 429.63, 429.67, 429.71, 429.73, 429.75, 429.81, 429.929, and 765.110, 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 Health and Human Services; and Appropriations.

By Senators Lee and Book—

SB 186—A bill to be entitled An act relating to public records; transferring, renumbering, and amending s. 406.136, F.S.; defining the term “killing of a victim of mass violence”; expanding an existing exemption from public records requirements for a photograph or a video or audio recording held by an agency which depicts or records the killing of a law enforcement officer to include a photograph or a video or audio recording held by an agency which depicts or records the killing of a victim of mass violence; providing criminal penalties; providing retroactive applicability; providing for future legislative review and repeal of the exemption; conforming provisions to changes made by the act; providing a statement of public necessity; providing a directive to the Division of Law Revision; providing an effective date.

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

By Senator Harrell—

SB 188—A bill to be entitled An act relating to the Department of Health; amending s. 381.4018, F.S.; authorizing the Department of Health to adopt certain rules; amending s. 456.013, F.S.; revising health care practitioner licensure application requirements; amending s. 458.3312, F.S.; removing a provision prohibiting a physician from representing himself or herself 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. 458.347, F.S.; requiring a licensed physician assistant to report any changes in his or her supervising physician or designated supervising physician within a specified timeframe; authorizing a licensed physician assistant to practice under the supervision of a physician other than the designated physician, under specified circumstances; amending s. 459.0055, F.S.; revising licensure requirements for a person seeking licensure or certification as an osteopathic physician; amending s. 459.022, F.S.; requiring a licensed physician assistant to report any changes in his or her supervising physician or designated supervising physician within a specified timeframe; authorizing a physician assistant to practice under the supervision of a physician other than the designated physician, under specified circumstances; 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. 464.202, F.S.; requiring the Board of Nursing to adopt rules that include disciplinary procedures and standards of practice 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. 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; providing for disciplinary action by the Board of Dentistry; defining the term “adverse incident”; authorizing the board to adopt rules; amending s. 466.031, F.S.; expanding the definition of the term “dental laboratory” to include any person, firm, or corporation that performs an onsite consultation during dental procedures; amending s. 466.036, F.S.; revising inspection frequency of dental laboratories during a specified period; amending s. 468.701, F.S.; revising the definition of the term “athletic trainer” for the purpose of relocating an existing requirement; amending s. 468.707, F.S.; revising athletic trainer licensure requirements; amending s. 468.711, F.S.; requiring certain licensees to maintain certification in good standing without lapse to renew their athletic trainer license; amending s. 468.713, F.S.; requiring that an athletic trainer work within a specified scope of practice; relocating an existing requirement; amending s. 468.723, F.S.; requiring the direct supervision of an athletic training student to be in accordance with rules adopted by the Board of Athletic Training; amending s. 468.803, F.S.; revising orthotic, prosthetic, and pedorthic licensure, registration, and examination requirements; amending s. 480.033, F.S.; revising the definition of the term “apprentice”; 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 for licensure as a massage therapist; amending s. 480.046, F.S.; revising instances under which disciplinary action may be taken against massage establishments; prohibiting certain massage establishments from applying for relicensure; providing an exception; amending s. 490.003, F.S.; revising the definition of the terms “doctoral-level psychological education” and “doctoral degree in psychology”; amending s. 490.005, F.S.; revising requirements for licensure by examination of psychologists and school psychologists; amending s. 490.006, F.S.; revising requirements for licensure by endorsement of psychologists and school psychologists; amending s. 491.0045, F.S.; providing an exemption for registration requirements for clinical social worker interns, marriage and family therapist interns, and mental health counselor interns under certain circumstances; amending s. 491.005, F.S.; revising requirements for the licensure by examination of marriage and family therapists; revising examination requirements for the licensure by examination of mental health counselors; amending s. 491.006, F.S.; revising requirements for licensure by endorsement or certification for specified 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, under certain circumstances, the department to enter an order denying licensure or imposing penalties against an applicant for licensure under certain circumstances; amending ss. 491.0046 and 945.42, 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.

By Senator Stargel—

SB 190—A bill to be entitled An act relating to education; amending s. 1009.215, F.S.; revising the academic terms in which certain students are eligible to receive Bright Futures Scholarships; providing that such students may receive the scholarships for the fall term for specified coursework under certain circumstances; amending s. 1009.53, F.S.; removing a requirement for a Florida high school graduate to enroll in certain programs within 3 years of graduation from high school in order to receive funds from the Florida Bright Futures Scholarship Program; expanding the Florida Bright Futures Scholarship Program to include the Florida Gold Seal CAPE Scholarship; conforming provisions to changes made by the act; removing a limitation of 45 semester credit hours or the equivalent for an annual award for the scholarship program; requiring an institution that receives scholarship funds for summer terms to certify to the department certain funding information and remit any undisbursed funds within a specified period of time; amending s. 1009.531, F.S.; expanding the eligibility for an initial award of a scholarship under the Florida Bright Futures Scholarship Program to include students who earn a high school diploma from a private school; modifying the date by which certain students must apply for a scholarship under the program; deleting provisions relating to

scholarship eligibility and application requirements for certain students who graduated from high school during specified years; extending the amount of time in which a student may reapply for an award to 5 years after high school graduation; extending the amount of time in which a student who enlists in the United States Armed Forces immediately after high school may apply for an award to 5 years after separation from active duty; providing that a student who is unable to accept an initial award due to a religious or service obligation may apply for an award within 5 years after the completion of his or her religious or service obligation; requiring that school districts provide a Florida Bright Futures Scholarship Evaluation Report and Key only to students in specified grades; allowing a student who does not meet certain requirements for a program award additional time to meet such requirements under certain conditions; providing that such students who timely meet the requirements must receive an award for the full academic year; revising the minimum examination scores required for a student to be eligible for a Florida Academic Scholars award or a Florida Medallion Scholars award; requiring the Department of Education to develop a method for determining the required examination scores which ensures equivalency between specified examinations and is consistent with specified limitations; requiring the department to publish any changes to examination score requirements; conforming a provision to changes made by the act; amending s. 1009.532, F.S.; revising student eligibility requirements for renewal of Florida Bright Futures Scholarship Program awards; removing obsolete language; conforming provisions to changes made by the act; amending s. 1009.536, F.S.; permitting certain Florida Gold Seal CAPE Scholars to receive an award from a specified funding source; providing grade point average requirements for Florida Gold Seal CAPE Scholars; removing limitations for certain academic years on the number of credit hours to which a student may apply a Florida Gold Seal Vocational Scholarship; reenacting and amending s. 1011.62, F.S.; removing a requirement that the total allocation relating to the federally connected student supplement be prorated under certain circumstances; revising the distribution formula for a certain portion of the safe schools allocation; deleting obsolete language; 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; deleting obsolete language; amending s. 1011.80, F.S.; removing a limitation on the maximum amount of funding that may be appropriated for performance funding relating to funds for operation of workforce education programs; amending s. 1011.81, F.S.; removing a limitation on the maximum amount of funding that may be appropriated for performance funding relating to industry certifications for Florida College System institutions; providing an effective date.

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

By Senator Bean—

SB 192—A bill to be entitled An act relating to Medicaid eligibility; requiring the Agency for Health Care Administration to seek authorization from the federal Centers for Medicare and Medicaid Services (CMS) to eliminate the Medicaid retroactive eligibility period for non-pregnant adults; requiring the agency to request such authorization to become effective no later than a certain date; requiring the agency to provide certain notice to CMS before a specified date; providing an effective date.

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

By Senator Stargel—

SB 194—A bill to be entitled An act relating to higher education; amending s. 1001.706, F.S.; requiring the Office of the Inspector General of the Board of Governors to verify certain information for accuracy; requiring the Board of Governors to match specified information; requiring the board to enter into a data-sharing agreement with the Department of Economic Opportunity; providing requirements for such agreement; amending s. 1007.23, F.S.; requiring, by a specified academic year, Florida College System institutions and state universities to execute agreements to establish “2+2” targeted pathway programs; providing requirements for such agreements; specifying requirements for student participation; requiring the State Board of Education and

the Board of Governors to collaborate to eliminate barriers in executing pathway articulation agreements; amending s. 1007.27, F.S.; requiring district school boards to notify students about credit-by-examination and dual enrollment equivalency lists; providing an effective date.

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

SB 196—Not introduced.

By Senator Berman—

SB 198—A bill to be entitled An act relating to trademark classifications; amending s. 495.111, F.S.; revising classes of goods and services to conform to the classifications adopted by the United States Patent and Trademark Office; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Innovation, Industry, and Technology; and Rules.

By Senator Cruz—

SB 200—A bill to be entitled An act for the relief of the Estate of Herminio Padilla, Jr., by the City of West Palm Beach, Palm Beach County, the City of Lake Worth, the City of Riviera Beach, and the Town of Palm Beach; providing for an appropriation to compensate his estate for injuries and damages sustained by Herminio Padilla, Jr., as a result of the negligence of the City of West Palm Beach, Palm Beach County, the City of Lake Worth, the City of Riviera Beach, and the Town of Palm Beach; 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 Wright—

SB 202—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; Finance and Tax; and Appropriations.

By Senator Brandes—

SB 204—A bill to be entitled An act relating to detention facilities; creating s. 900.06, 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; amending s. 951.22, F.S.; prohibiting introduction into or possession of any cellular telephone or other portable communication device on the grounds of any county detention facility; 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.

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

By Senator Brandes—

SB 206—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 for specified purposes; 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 health care facilities and providers from requiring that a patient have in effect or modify a POLST form as a prerequisite to treatment or admission; providing that the presence or absence of a POLST form does not affect, impair, or modify certain insurance contracts or annuities, or the issuance thereof, or increase or decrease premiums; providing that a POLST form is invalid if it is executed in exchange for payment or other remuneration; providing construction; creating s. 408.064, F.S.; defining terms; requiring the Agency for Health Care Administration, by a specified date, to establish and maintain a clearinghouse for compassionate and palliative care plans consisting of a database accessible to health care providers and facilities and other authorized individuals; providing a requirement for the database; providing related duties of the agency; authorizing the agency to subscribe to or participate in a public or private database in lieu of establishing and maintaining the clearinghouse; 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 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; providing immunity from criminal prosecution or civil liability to such personnel for such actions; 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 forms of medical intervention, in addition to cardiopulmonary resuscitation, under certain circumstances; providing that a specified form is valid if signed by a minor's parent or legal guardian; conforming provisions to changes made by the act; 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 the withholding or withdrawing of cardiopulmonary resuscitation or 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 208—A bill to be entitled An act relating to public records; creating s. 408.0641, F.S.; creating an exemption from public records requirements 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 Brandes—

SB 210—A bill to be entitled An act relating to searches of cellular phones and other electronic 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; conforming a provision to changes made by the act; amending s. 934.42, F.S.; defining the terms “mobile tracking device,” “real-time location tracking,” and “historical location data”; authorizing an investigative or law enforcement officer to apply to a judge of competent jurisdiction for a warrant, rather than an order, authorizing real-time location tracking or acquisition of historical location data; requiring an application for a warrant to include a statement of a reasonable period of time that the mobile tracking device may be used or the location data may be obtained in real time, 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; providing that the court, if it finds probable cause and finds the required statements in the application, must grant a warrant; specifying the warrant may authorize real-time location tracking or acquisition of historical location data; providing the warrant may authorize the use of the mobile tracking device as specified; requiring the warrant to command the officer to complete any 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; specifying how a warrant authorizing the acquisition of historical location data must be returned and served; 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 and the acquisition of location data apply to the installation, use, or monitoring of any devices and the acquisition of location data as authorized; deleting the definition of “tracking device”; authorizing any investigative or law enforcement officer who is specially designated by certain persons and who makes specified determinations to engage in real-time location tracking if a warrant is later obtained as specified; providing requirements for engaging in real-time location tracking; specifying when real-time location tracking must terminate; providing an effective date.

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

By Senator Wright—

SB 212—A bill to be entitled An act relating to the Interstate Compact on Educational Opportunity for Military Children; amending s. 1000.40, F.S.; extending the scheduled repeal of the compact and related provisions; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs and Space; and Appropriations.

By Senator Gruters—

SB 214—A bill to be entitled An act relating to onsite sewage treatment and disposal systems; amending s. 381.0065, F.S.; directing the Department of Health to identify certain information for onsite sewage treatment and disposal systems, update the current database of such systems, and submit a report to the Governor and Legislature by a specified date; requiring owners of onsite sewage treatment and disposal systems to have such systems periodically inspected; providing an exception; directing the department to administer an onsite sewage treatment and disposal system inspection program; requiring the department to adopt specified rules and implement program standards, procedures, and requirements; providing inspection requirements; providing that pump-outs are not required under certain circumstances; requiring system owners to pay the costs of required inspections and pump-outs; requiring that inspections and pump-outs be performed by registered septic tank or master septic tank contractors; providing notice requirements; defining the terms “failure” or “failing” and “repair”; creating s. 689.30, F.S.; requiring an onsite sewage treatment and disposal system disclosure summary for certain properties before or at the execution of a contract for sale; requiring that prospective purchasers acknowledge in writing receipt of such summary disclosures; defining the term “onsite sewage treatment and disposal system”; providing an effective date.

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

By Senators Gruters and Harrell—

SB 216—A bill to be entitled An act relating to water quality improvements; 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, with other specified entities, to provide grants for such projects; directing the department to submit an annual report to the Governor and Legislature; removing an obsolete provision; creating s. 403.0771, F.S.; requiring each wastewater facility that unlawfully discharges sewage into a waterway or aquifer to notify its customers within a specified period; amending s. 403.141, F.S.; providing penalties for wastewater treatment facilities that unlawfully discharge sewage into designated areas; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senators Gruters and Hutson—

SB 218—A bill to be entitled An act relating to smoking; renaming part II of ch. 386, F.S.; expanding its application to include outdoor areas; creating s. 386.2122, F.S.; prohibiting the smoking of tobacco on public beaches; providing civil penalties; authorizing a law enforcement officer to issue a citation as prescribed by a county or municipality to any person who smokes tobacco on a public beach; requiring a citation to include specified information; specifying that a person who fails to comply with the directions on the citation waives the right to contest the citation and authorizing the court to issue an order to show cause; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Community Affairs; Commerce and Tourism; and Rules.

By Senators Brandes and Stewart—

SB 220—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 that authorize a restaurant to allow patrons to remove partially consumed bottles of wine from a restaurant for off-premises consumption; amending s. 565.03, F.S.; redefining the terms “branded product” and “craft distillery”; specifying limitations on a craft distillery’s retail sales to consumers; deleting a provision that prohibits a craft distillery from selling more than six individual containers of a branded product to a consumer; declaring 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 specified distilled spirits from certain locations to its souvenir gift shop; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Commerce and Tourism; and Rules.

By Senator Rodriguez—

SB 222—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, produce renewable energy from that device, and provide or sell the renewable energy to users on that property, under certain circumstances; reenacting ss. 290.007(8), 350.111, 377.602(3), 440.02(24)(d), 538.18(12), 768.1382(1)(e), 812.145(1)(e), 815.061(1)(a), 893.13(10), and 934.03(2)(g), F.S., relating to state incentives available in enterprise zones, definitions, streetlights, security lights, and other similar illumination, theft of copper or other nonferrous metals, offenses against public utilities, drug abuse prevention and control, and interception and disclosure of wire, oral, or electronic communications, respectively, to incorporate the amendment made to s. 366.02, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Infrastructure and Security; Community Affairs; and Rules.

By Senator Gruters—

SB 224—A bill to be entitled An act relating to campaign financing; amending s. 106.011, F.S.; revising the definition of the term “contribution” to conform to changes made by the act; amending ss. 106.07 and 106.0703, F.S.; revising 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 Brandes—

SB 226—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 alter-

natives for the award of 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 certain students with mastery-based, nontraditional diplomas and transcripts; providing an effective date.

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

By Senator Gruters—

SB 228—A bill to be entitled An act relating to public records; amending s. 106.25, F.S.; increasing the length of time before an election during which the Florida Elections Commission may not make public a probable cause finding and any related proceedings and records; providing for future legislative review and repeal; amending s. 112.324, F.S.; prohibiting the Commission on Ethics from publicly releasing a notification of a probable cause finding, and the documents made and received in disposition of a complaint or referral, during a specified period immediately preceding an election; providing for future legislative review and repeal; providing statements of public necessity; providing an effective date.

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

By Senator Gruters—

SB 230—A bill to be entitled An act relating to voter registration maintenance; amending s. 98.065, F.S.; requiring supervisors of elections to enter into agreements with clerks of the circuit courts to receive specified information; requiring supervisors of elections to compare the information with the statewide voter registration system; amending s. 98.093, F.S.; requiring the Department of Highway Safety and Motor Vehicles to furnish monthly to the Department of State a list of persons who identified themselves as aliens; requiring the Department of State to compare the list with the statewide voter registration system and provide the names of registered voters who are aliens to the supervisors of elections of the counties in which the voters are registered; providing an effective date.

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

By Senator Baxley—

SJR 232—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 Baxley—

SB 234—A bill to be entitled An act relating to registration and titling of vehicles and vessels; amending s. 320.055, F.S.; revising registration periods for certain vehicles; authorizing the Department of Highway Safety and Motor Vehicles to develop and employ methods to implement changes made by the act; providing a limitation; amending s. 320.0609, F.S.; authorizing a surviving spouse of a motor vehicle owner to present certain death records when requesting a registration certificate and license plate transfer; amending ss. 320.07 and 320.0705, F.S.; conforming provisions to changes made by the act; amending s. 328.01, F.S.; authorizing a new owner or surviving coowner of a vessel to submit certain death records when applying for transfer of title; providing effective dates.

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

By Senator Book—

SB 236—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 exemption 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 Criminal Justice; Governmental Oversight and Accountability; and Rules.

By Senator Book—

SB 238—A bill to be entitled An act relating to sexual misconduct; creating s. 1004.098, F.S.; defining terms; requiring that a postsecondary educational institution include a notation on a student's academic transcript if the student has been dismissed from the institution for a sexual misconduct offense; requiring that the institution notify the student of such notation; requiring that institutions adopt procedures for removing a notation from a student's academic transcript under certain circumstances; requiring that an institution remove the notation on a student's academic transcript if the student fulfills certain requirements; specifying a requirement for the notation delineating a sexual misconduct offense on a student's academic transcript; requiring the State Board of Education to adopt rules and the Board of Governors to adopt regulations; providing an effective date.

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

By Senator Book—

SB 240—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 by 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; providing for construction; 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.; 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 242—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.

—was referred to the Committees on Innovation, Industry, and Technology; Commerce and Tourism; and Rules.

By Senators Hutson and Perry—

SB 244—A bill to be entitled An act relating to high school academic advisors; amending s. 1001.42, F.S.; requiring schools that serve students in grades 9 through 12 to designate academic advisors; providing parameters for academic advising; requiring students who meet specified criteria to meet with an academic advisor within a specified timeframe; providing an effective date.

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

By Senator Hooper—

SB 246—A bill to be entitled An act relating to public construction; amending s. 255.05, F.S.; revising requirements for Department of Management Services rules governing certain contracts; amending s. 255.078, F.S.; revising the amounts of retainage that certain public entities and contractors may withhold from progress payments for any construction services contract; specifying nonapplicability of the act; providing an effective date.

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

By Senators Hooper, Baxley, and Simpson—

SB 248—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; defining the term “home addresses” for purposes of public records exemptions for personal identifying and location information of certain agency personnel and their family members; exempting personal identifying and location information of active or former civilian personnel employed by a law enforcement agency, and of spouses and children of such personnel, from public records requirements; providing for legislative review and repeal of the exemptions; providing statements of public necessity; providing an effective date.

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

By Senator Flores—

SB 250—A bill to be entitled An act relating to a pilot state workforce housing tax credit; creating s. 220.1855, F.S.; defining terms; providing a credit, within a specified timeframe, against the corporate income tax for certain taxpayers owning interests in eligible workforce housing developments; requiring the Florida Housing Finance Corporation to make agency awards of the credit; specifying requirements for claiming and awarding awards; limiting the amount of awards; providing for the allocation of annual credit amounts among specified parties and requiring certification of such amounts; authorizing recipients of the credit to carry forward a portion of the credit for a specified time period; requiring the corporation to establish procedures to monitor compliance; providing for credit recapture; authorizing the corporation to adopt rules; providing applicability and construction; creating s. 420.5096, F.S.; creating the State Workforce Housing Tax Credit Program; providing the purpose of the program; requiring the corporation to administer the program; requiring the corporation to determine which workforce housing developments are eligible for certain tax credits; specifying requirements for the administration of the program; specifying procedures and requirements for taxpayers applying for the program; requiring the executive director of the Department of Revenue to apply credits to tax liability; creating s. 624.51056, F.S.; requiring that state workforce housing tax credits be allowed against the insurance premium tax and retaliatory tax after applying certain deductions and credits; providing applicability; providing construction; providing an effective date.

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

By Senator Flores—

SB 252—A bill to be entitled An act relating to motor vehicle registration applications; amending s. 320.02, F.S.; requiring the application form for motor vehicle registration and renewal of registration to include language permitting a voluntary contribution to the Live Like Bella Childhood Cancer Foundation; requiring the Department of Highway Safety and Motor Vehicles to distribute such contributions to the Live Like Bella Childhood Cancer Foundation; providing an effective date.

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

By Senators Farmer and Rodriguez—

SB 254—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; providing an effective date.

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

By Senator Baxley—

SB 256—A bill to be entitled An act relating to child protection teams; amending s. 768.28, F.S.; revising the definition of the term “officer, employee, or agent,” as it applies to immunity from personal liability in certain actions, to include any member of a child protection team established by the Department of Health in certain circumstances; providing an effective date.

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

By Senators Bean and Benacquisto—

SB 258—A bill to be entitled An act relating to genetic information used for insurance purposes; 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 taking 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.

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

By Senator Baxley—

SB 260—A bill to be entitled An act relating to a STEMI registry; creating s. 381.8175, F.S.; directing the Agency for Health Care Administration 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 agency to contract with an entity to maintain the registry, subject to a specific appropriation; requiring the contracted entity to collect certain data using a nationally recognized platform; requiring the contracted entity to provide annual reports to the agency; providing immunity from liability and disciplinary action; requiring the agency to adopt rules; amending s. 401.30, F.S.; authorizing the appropriate limited disclosure of records of emergency calls containing patient information to the agency and the contracted entity; requiring the Department of Health, the agency, and the contracted entity to share information related to the transport of specified patients; providing an effective date.

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

By Senator Albritton—

SB 262—A bill to be entitled An act relating to child welfare; amending s. 39.001, F.S.; expanding the 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 as soon as possible; requiring the Department of Children and Families to ensure that parents have the information necessary to contact their case manager; requiring that a new case manager who is assigned to a case notify the parent and provide updated contact information; specifying that continuances and extensions of time by the court on its own motion may not exceed a certain period of time; amending s. 39.402, F.S.; specifying that time limitations governing placement of a child in a shelter do not include continuances requested by the court; requiring the court to advise parents in plain language what is expected of them to achieve reunification with their child; expanding the requirements that parents must meet to achieve reunification with their child; amending s. 39.507, F.S.; requiring the court during an adjudicatory hearing to advise parents in plain language of certain requirements to achieve reunification with their child; expanding the requirements that parents must meet to achieve reunification with their child; amending s. 39.521, F.S.; requiring the department to serve copies of the case plan and the family functioning assessment on the parents of the child and provide copies of the plan and assessment to the other parties; amending s. 39.522, F.S.; specifying that a postdisposition hearing, if needed, must occur before a child achieves a permanency placement; amending s. 39.6011, F.S.; requiring that the written notice in a case plan include certain responsibilities and actions required of the parents and inform the parent that a breach of the case plan by the parent’s action or inaction may result in an earlier filing of a petition for termination of parental rights; requiring the department to ensure that the parent has

certain contact information and to explain certain strategies included in the case plan; providing a timeframe for referrals for services; amending s. 39.6012, F.S.; expanding the tasks and services a case plan must describe; 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; requiring that the case plan be updated at a permanency hearing unless the child will achieve permanency within a specified timeframe; amending s. 39.806, F.S.; specifying that grounds for termination of parental rights may be established when a case plan is materially breached by a parent or parents’ action or inaction; amending s. 39.811, F.S.; requiring the court to enter a written order of disposition within a specified timeframe following termination of parental rights; providing an effective date.

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

By Senator Gruters—

SB 264—A bill to be entitled An act relating to the Florida Workers’ Compensation Joint Underwriting Association; amending s. 627.311, F.S.; providing that certain dividends or premium refunds must be retained by the association’s joint underwriting plan of insurers for future use; providing an effective date.

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

By Senators Gibson, Berman, and Cruz—

SCR 266—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 Baxley—

SB 268—A bill to be entitled An act relating to voting methods; amending s. 101.56075, F.S.; authorizing voting to be conducted using a voter interface device that produces a voter-verified paper output; providing an effective date.

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

By Senator Baxley—

SJR 270—A joint resolution proposing the repeal of Section 7 of Article VI of the State Constitution which requires the availability of public financing of campaigns of candidates for elective statewide office who agree to campaign spending limits.

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

By Senator Baxley—

SB 272—A bill to be entitled An act relating to campaign finance; repealing ss. 106.30, 106.31, 106.32, 106.33, 106.34, 106.35, 106.353, 106.355, and 106.36, F.S., relating to the Florida Election Campaign Financing Act; deleting provisions governing the public funding of campaigns for candidates for statewide office who agree to certain expenditure limits; amending ss. 106.021, 106.141, 106.22, 328.72, and 607.1622, F.S.; conforming cross-references and provisions to changes made by the act; providing a contingent effective date.

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

By Senator Baxley—

SJR 274—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.

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

By Senator Taddeo—

SB 276—A bill to be entitled An act relating to legislative employees; providing a one-time pay adjustment for certain legislative employees as of a specified date; providing an annual salary adjustment for such employees, contingent upon funding by the Legislature; providing applicability; providing an effective date.

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

By Senator Taddeo—

SB 278—A bill to be entitled An act relating to pro se assistance; amending s. 28.215, F.S.; requiring the clerk of the circuit court to inform certain pro se litigants about court reporters and the importance of transcripts in the appeals process; making technical changes; providing an effective date.

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

By Senator Albritton—

SB 280—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 Education; and Appropriations.

By Senators Albritton and Gruters—

SB 282—A bill to be entitled An act relating to property-assessed clean environment; amending s. 163.08, F.S.; providing findings related to improvements to onsite sewage and treatment systems; amending the definition of “qualifying improvements” to include sewage treatment improvements; adding registered septic tank contractors to the list of contractors authorized to make or install a qualifying improvement; revising the contract language to be provided to a prospective purchaser if a qualifying improvement has been made on a property; providing an effective date.

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

By Senators Taddeo, Berman, and Farmer—

SJR 284—A joint resolution proposing the creation of a new section in Article X of the State Constitution to require amending the state Medicaid plan to provide Medicaid coverage to persons under age 65 who have an income equal to or below 138 percent of the federal poverty level.

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

By Senators Albritton and Perry—

SB 286—A bill to be entitled An act relating to domestic wastewater collection system assessment and maintenance; creating s. 403.1839, F.S.; providing definitions; providing legislative findings; establishing the Blue Star Collection System Assessment and Maintenance Program and providing its purpose; requiring the Department of Environmental Protection to adopt rules and review and approve program applications for certification; specifying the documentation utilities must submit to qualify for certification; 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 private, nonprofit utilities to participate in the Clean Water State Revolving Fund Program under certain conditions; authorizing the department to reduce penalties for sanitary sewer overflows at certified utilities and for investments in certain assessment and maintenance activities; amending s. 403.067, F.S.; creating a presumption of compliance for certain water quality standards for certified utilities; amending s. 403.087, F.S.; requiring the department to issue extended operating permits to certified utilities under certain conditions; amending s. 403.161, F.S.; authorizing the department to reduce penalties based on certain system investments for permitted facilities; amending s. 403.1838, F.S.; authorizing additional recipients and uses of Small Community Sewer Construction Assistance Act grants; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senators Baxley, Hooper, and Mayfield—

SB 288—A bill to be entitled An act relating to monuments and memorials; providing a short title; amending s. 1.01, F.S.; revising the definition of “veteran” to include additional periods of military service; creating s. 265.155, F.S.; defining the term “remembrance”; prohibiting specified activities concerning remembrances on public property; providing exceptions; granting certain persons standing for enforcement; amending s. 806.13, F.S.; prohibiting damage to or removal of certain remembrances; providing criminal penalties; providing an effective date.

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

By Senator Montford—

SB 290—A bill to be entitled An act relating to Medicaid school-based services; amending s. 409.9071, F.S.; revising applicable provisions for the reimbursement of school-based services by the Agency for Health Care Administration to certain school districts; deleting a requirement specifying the use of certified state and local education funds for school-based services; conforming a provision to changes made by the act; deleting an obsolete provision; amending s. 409.9072, F.S.; revising a requirement for the agency’s reimbursement of school-based services to certain private and charter schools; conforming a provision to changes made by the act; amending s. 409.908, F.S.; specifying the federal agency that may waive certain school-based provider qualifications; providing an effective date.

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

By Senator Lee—

SB 292—A bill to be entitled An act relating to education; amending s. 1001.43, F.S.; making a technical change; prohibiting a district school board from prohibiting a student from lawfully wearing the uniform of any branch of the military or naval service of the United States or of the state at his or her graduation ceremony; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs and Space; Education; and Rules.

By Senator Montford—

SB 294—A bill to be entitled An act relating to educational facilities; amending s. 1013.31, F.S.; authorizing a school district, in the absence of a survey recommendation, to use funds from a taxpayer-approved bond referendum to fund construction of educational, auxiliary, or ancillary facilities and to use funds from a specified district school tax for certain capital outlay purposes; amending s. 1013.64, F.S.; prohibiting a district school board from using funds from any source, other than specified local sources, for certain new construction of educational plant space; requiring the Commissioner of Education to annually adjust the cost per student station based on certain factors; requiring the commissioner to annually report the cost per student station to the State Board of Education by a specified date; removing a prohibition on the use of funds for certain new construction; revising the costs that may not be included in calculating the cost per student station; requiring the Office of Economic and Demographic Research to update the Review of Florida's Cost per Student Station; requiring the updated report to include specified information and recommendations; requiring the office to provide the updated report to the Governor and the Legislature by a certain date; providing an effective date.

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

By Senator Montford—

SB 296—A bill to be entitled An act relating to charter school capital outlay funding; amending s. 1011.71, F.S.; increasing the maximum number of years for which a specified millage may be levied; deleting obsolete language; amending s. 1011.73, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senators Montford and Torres—

SB 298—A bill to be entitled An act relating to rural businesses; creating s. 288.062, F.S.; providing a short title; defining terms; requiring the Department of Economic Opportunity to accept applications for certification as a growth fund beginning on a specified date; providing requirements for the application; requiring the department to grant or deny the application within a specified timeframe; limiting the amount of investment authority that may be approved by the department; requiring the department to deny applications that do not meet certain requirements; authorizing an applicant whose application was denied to provide additional information to the department within a specified timeframe; requiring the department to reconsider an application for which additional information has been submitted and to approve or deny it within a certain timeframe; prohibiting the department from reducing the investment authority of an application or denying an application for reasons other than those specified; requiring the department to certify approved applicants as growth funds and to specify their required investment authority and investor contributions; requiring that the growth fund's investment authority consist of a certain percentage of equity investments; requiring the growth fund to collect contributions and investments and submit required documentation to the department within a specified timeframe; requiring the department to issue tax credit certificates as appropriate; providing circumstances under which a growth fund's certification lapses; requiring the department to redistribute lapsed investment authority in a specified manner; providing that an investor who makes an investor contribution is vested with a credit against state premium tax liability; imposing restrictions on the use of the credit; providing for the carryover of tax credits; requiring that investors claiming a credit submit a copy of the tax credit certificate with their tax returns; requiring the department to revoke tax credit certificates under specified circumstances; capping the amount of investments which growth funds can count toward satisfaction of certain requirements; requiring the department to notify growth funds of reasons for a pending revocation of a tax credit certificate; requiring growth funds to address issues identified in the notice within a specified timeframe; providing that reverted investment authority and investor contributions do not count toward the limit on total investment authority and investor contributions; requiring the department to distribute reverted investment authority to certain growth

funds; authorizing growth funds to submit an exit application after a specified period of time; requiring the department to respond to an exit application within a certain timeframe; prohibiting the department from unreasonably denying an exit application; requiring that denial notices state the reasons for denial; prohibiting growth funds that have exited the program from making distributions to their equity holders unless they have made certain growth investments; requiring such growth funds to continue to annually report the amount of their growth investments until required investments are made; providing a formula for determining the amount a growth fund must pay the department when making certain distributions; prohibiting the department from revoking the growth fund's tax credit certificate after the growth fund has exited the program; authorizing growth funds to request a written opinion from the department as to whether a business qualifies as a growth business; requiring that the department notify the growth fund of its determination within a specified timeframe and granting growth business status to the business if the department fails to timely make its determination; specifying that out-of-state businesses 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 growth funds to submit annual reports to the department; requiring that the reports provide certain documentation; authorizing rulemaking; requiring the department to provide certain notification to the Department of Revenue; providing applicability; providing an effective date.

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

By Senator Brandes—

SB 300—A bill to be entitled An act relating to the testing for and treatment of influenza and streptococcus; amending s. 381.0031, F.S.; requiring specified licensed pharmacists to report certain information to the Department of Health; amending s. 465.003, F.S.; revising the definition of the term "practice of the profession of pharmacy"; creating s. 465.1895, F.S.; authorizing pharmacists to test for and treat influenza and streptococcus and providing requirements relating thereto; requiring that the written protocol between a pharmacist and supervising physician contain certain information, terms, and conditions; requiring the Board of Pharmacy to adopt rules within a specified time period; requiring that a pharmacist notify a patient's primary care provider within a specified time period after providing any such testing or treatment; providing an effective date.

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

By Senator Brandes—

SB 302—A bill to be entitled An act relating to nonemergency medical transportation services; amending s. 316.87, F.S.; authorizing Medicaid nonemergency transportation services to be provided to a Medicaid recipient by certain transportation network companies or transportation brokers, subject to compliance with certain requirements; requiring the Agency for Health Care Administration to update the Non-Emergency Transportation Services Coverage Policy by a specified date; providing that the requirements for transportation network companies and transportation network company drivers may not exceed specified requirements, except as necessary to conform to federal Medicaid transportation requirements administered by the agency; providing for construction; 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 304—A bill to be entitled An act relating to prescriptive authority certification for psychologists; creating s. 490.017, F.S.; defining terms; requiring the Board of Psychology to certify specified psychologists to exercise prescriptive authority; requiring the board to adopt rules relating to prescriptive authority certification; authorizing the board to require that a prescribing psychologist correct certain deficiencies under certain circumstances; specifying application requirements for

certification; requiring the board to adopt a rule providing for certification renewal; requiring each applicant for renewal to demonstrate the completion of specified continuing education; specifying requirements for the prescribing of drugs and controlled substances by a prescribing psychologist; prohibiting specified prescribing actions; requiring a prescribing psychologist who is authorized to prescribe controlled substances to file his or her federal Drug Enforcement Administration registration and number with the board; requiring the board to maintain a record of every prescribing psychologist authorized to prescribe controlled substances; requiring the Board of Psychology to transmit specified information to the Board of Pharmacy; requiring the Board of Psychology to establish an interim panel before a specified date; providing panel membership; requiring the panel to submit recommendations to the board by a specified date; providing an effective date.

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

SB 306—Withdrawn prior to introduction.

By Senator Brandes—

SB 308—A bill to be entitled An act relating to nonemergency medical transportation services; amending s. 316.87, F.S.; authorizing, at the request of an eligible plan, a licensed basic or advanced life support ambulance service to provide nonemergency medical transportation in permitted ambulances in any county, notwithstanding any ordinance relating to certificates of public convenience and necessity or a specified provision relating to licensure; providing an effective date.

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

By Senators Perry and Broxson—

SB 310—A bill to be entitled An act relating to off-highway vehicles; amending ss. 261.03 and 317.0003, F.S.; redefining the terms “ATV” and “ROV” to increase the authorized width and dry weight of such vehicles; amending s. 316.2074, F.S.; redefining the term “all-terrain vehicle” to increase the authorized width and dry weight of the vehicle; reenacting s. 316.2123(1), F.S., relating to the operation of an ATV on certain roadways; reenacting s. 316.21265(1), F.S., relating to the use of certain vehicles by law enforcement agencies; providing an effective date.

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

By Senator Montford—

SB 312—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 to complete an alternative pathway to a standard high school diploma; specifying alternative pathways; requiring that students provide verified documentation of completion of an 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; Innovation, Industry, and Technology; and Appropriations.

By Senators Montford, Stewart, and Berman—

SB 314—A bill to be entitled An act relating to advanced well stimulation treatment; amending s. 377.19, F.S.; conforming a cross-reference; defining the terms “high-pressure well stimulation” and “matrix acidization”; creating s. 377.2405, F.S.; providing legislative findings; prohibiting the performance of high-pressure well stimulation treatments or matrix acidization; clarifying that permits for drilling or operating a well do not authorize the performance of high-pressure well

stimulation treatments or matrix acidization; requiring the Department of Environmental Protection to conduct a study on high-pressure well stimulation and matrix acidization; providing requirements for the study; requiring a report to the Governor and the Legislature by a specified date; requiring the department to prominently post the report on its website; providing applicability; providing an appropriation; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Innovation, Industry, and Technology; and Appropriations.

By Senator Taddeo—

SB 316—A bill to be entitled An act relating to contracts for the sale or lease of pets; creating s. 828.32, F.S.; providing legislative intent; defining the term “pet”; declaring that certain contracts entered into on or after a specified date for the sale or lease of a pet are void and unenforceable as being against the public policy of this state; providing an exception; providing remedies for noncompliance; providing penalties; providing an effective date.

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

By Senator Montford—

SB 318—A bill to be entitled An act relating to child abuse, abandonment, and neglect; amending s. 39.201, F.S.; specifying that instructional personnel, school administrators, and educational support employees who follow certain policies when reporting or providing information related to child abuse, abandonment, or neglect are reporters; amending s. 39.202, F.S.; providing that any information that would identify a reporter in cases of child abuse, abandonment, or neglect may be released only under certain circumstances; providing that any information contained in reports or records relating to child abuse, abandonment, or neglect which would identify specified persons may be released only to specified individuals and entities; providing an effective date.

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

By Senator Hooper—

SB 320—A bill to be entitled An act relating to residential conservation programs; creating s. 379.107, F.S.; authorizing the Fish and Wildlife Conservation Commission to organize, staff, equip, and operate residential conservation programs for a specified purpose; authorizing the commission to establish cooperative efforts, procure commodities and contractual services, and hire and train appropriate personnel and volunteers for the programs; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Simpson—

SB 322—A bill to be entitled An act relating to preexisting conditions; creating ss. 627.6046 and 627.65612, F.S.; defining the terms “operative date” and “preexisting medical condition” with respect to health insurance policies and group, blanket, and franchise health insurance policies; requiring insurers and health maintenance organizations, contingent upon the occurrence of either of two specified events, to make at least one comprehensive major medical health insurance policy or health maintenance contract available to all residents of this state within a specified timeframe; prohibiting such insurers or health maintenance organizations from excluding or delaying coverage under such policies or contracts due to preexisting medical conditions; requiring such policies or contracts to have been actively marketed on a specified date and during a certain timeframe before that date; providing applicability; providing an effective date.

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

By Senator Brandes—

SB 324—A bill to be entitled An act relating to limitations on homestead assessments; amending s. 193.155, F.S.; revising the timeframe during which 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; revising the timeframe during which an owner of homestead property significantly damaged or destroyed by a named tropical storm or hurricane must establish a new homestead to make a certain election; providing applicability; providing a contingent effective date.

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

By Senator Brandes—

SJR 326—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 of time during which 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; Finance and Tax; and Appropriations.

By Senator Brandes—

SB 328—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 designating 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 specified facilities to allow a justice to establish an official headquarters; amending s. 26.012, F.S.; revising the appellate jurisdiction of the circuit courts; amending s. 29.008, F.S.; providing applicability and construction; amending s. 30.15, F.S.; requiring sheriffs to coordinate with the board of county commissioners and the chief judge of the circuit on a comprehensive plan for the provision of security for trial court facilities; requiring sheriffs to retain operational control over how they provide security for such facilities; specifying that the chief judge retains certain decisionmaking authority; specifying that sheriffs and their deputies, employees, and contractors are officers of the court when providing security for trial court facilities; amending s. 34.01, F.S.; increasing the limit on the amount in controversy in certain actions at law under which the county court has original jurisdiction, beginning on a specified date; specifying that certain actions relating to damages or losses covered by insurance policies are not within the jurisdiction of the county court; providing for adjustments to limits at specified intervals due to inflation or deflation; requiring the State Courts Administrator to make certain recommendations to the Governor and the Legislature by a specified date; amending s. 44.108, F.S.; prohibiting a filing fee from being levied on an appeal from the county court to the circuit court for a claim for more than a specified amount; amending s. 105.031, F.S.; requiring the Department of State or the supervisor of elections to refund the full amount of certain qualifying fees; conforming a cross-reference; providing effective dates.

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

By Senator Baxley—

SB 330—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 more rigorous 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; Innovation, Industry, and Technology; Appropriations; and Rules.

By Senators Pizzo, Rodriguez, Book, Thurston, Taddeo, Farmer, Brandes, Gibson, and Torres—

SB 332—A bill to be entitled An act relating to incarcerated women; providing a short title; creating s. 944.242, F.S.; providing definitions; requiring correctional facilities to provide incarcerated women with certain health care products, subject to certain requirements; requiring a correctional facility to make health care products available in common housing areas and in medical care facilities; providing requirements for male correctional facility employees in certain circumstances; requiring documentation of certain incidents involving male correctional facility employees; requiring the correctional facility to review and retain such documentation; 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 334—A bill to be entitled An act relating to professional regulation; amending s. 455.213, F.S.; requiring certain boards and entities within the Divisions of Certified Public Accounting, Professions, or Real Estate of the Department of Business and Professional Regulation 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, plea, adjudication, or sentencing of a crime before a specified date from being used as grounds for the denial of certain licenses; authorizing a person to apply for a license before his or her lawful release from confinement or supervision; prohibiting the Department of Business and Professional Regulation from imposing additional fees on certain applicants; prohibiting certain boards and entities from basing a denial of a license application solely on the applicant's current confinement or supervision; authorizing certain boards and entities to stay the issuance of an approved license under certain circumstances; requiring certain boards and entities to verify an applicant's release with the Department of Corrections; providing requirements for the appearance of certain applicants at certain meetings; requiring certain boards and entities to compile, publish, and update lists that specify how certain crimes affect an applicant's eligibility for licensure; amending s. 464.203, F.S.; prohibiting the conviction, plea, adjudication, or sentencing of a crime before a specified date from being used as grounds for the denial of certain certifications; providing that conviction of a crime which does not fall within a specified timeframe is not 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 the Department of Health from imposing additional fees on certain applicants; prohibiting the Board of Nursing 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 compile and update lists that specify how certain crimes 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 Innovation, Industry, and Technology; Commerce and Tourism; Appropriations; and Rules.

By Senator Brandes—

SB 336—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 Ethics and Elections; Finance and Tax; and Rules.

By Senator Brandes—

SB 338—A bill to be entitled An act relating to extension of confinement; 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; requiring the department to administer a risk assessment instrument to appropriately determine an inmate’s ability to be released; authorizing the department to terminate the inmate’s supervised community release and return him or her to the same or another institution under certain circumstances; authorizing a law enforcement or probation officer to arrest an inmate without a warrant under certain circumstances; 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; requiring an inmate participating in supervised community release to remain eligible to earn or lose gain-time, subject to certain restrictions; prohibiting the inmate from being counted in the population of the prison system; prohibiting the inmate’s approved community-based housing location from being counted in the capacity figures for the prison system; reenacting ss. 944.516(2), 945.092, and 946.503(2), F.S., relating to money or other property received for personal use or benefit of an inmate, limits on work-release and minimum security custody for persons who have committed the crime of escape, and definitions to be used with respect to correctional work programs, respectively, to incorporate the amendment made to s. 945.091, 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.

SR 340—Not introduced.

By Senator Lee—

SB 342—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 Senator Diaz—

SJR 344—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 provide a homestead tax exemption from school district levies to persons 65 years of age or older who have legal or equitable title to homestead property and who have maintained permanent residence thereon for at least 25 years, and to provide an effective date.

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

By Senator Brandes—

SB 346—A bill to be entitled An act relating to conditional medical release; amending s. 947.005, F.S.; defining the terms “conditional medical release” and “electronic monitoring device”; amending s. 947.149, F.S.; expanding eligibility for conditional medical release to include inmates with debilitating illnesses; defining the term “inmate with a debilitating illness”; redefining the term “terminally ill inmate”; 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; and Appropriations.

By Senator Montford—

SB 348—A bill to be entitled An act relating to the Exceptional Student Education State Assessment Accommodation Task Force; establishing the Exceptional Student Education State Assessment Accommodation Task Force within the Department of Education for the purpose of making recommendations on school accommodations for exceptional students; requiring the task force to convene by a specified date; providing for membership of the task force; requiring that members be appointed by a specified date; providing conditions of meetings of the task force; requiring the task force to post certain documents and recordings to the department’s website; providing duties of the task force and the department; requiring the task force to submit recommendations to the State Board of Education by a specified date; requiring the board to submit a report to the Governor and the Legislature by a specified date; providing for the expiration of the task force; providing an effective date.

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

By Senators Hutson and Mayfield—

SB 350—A bill to be entitled An act relating to impact fees; amending s. 163.31801, F.S.; prohibiting local governments from charging impact fees for certain developments; providing an effective date.

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

By Senators Gruters, Berman, Book, and Pizzo—

SB 352—A bill to be entitled An act relating to shark fins and ray parts; amending s. 379.2426, F.S.; providing and revising definitions; prohibiting the possession, sale or offer to sell, purchase or offer to purchase, or distribution of shark fins and ray parts, instead of only the possession of separated shark fins, under specified circumstances; providing exceptions; directing the Fish and Wildlife Conservation Commission to adopt specified rules; providing and revising penalties; providing an effective date.

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

By Senator Montford—

SB 354—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; establishing that a certain student who obtains a vaccination from a Florida college or university student health center may refuse to be included in the immunization registry; providing requirements for electronic availability of, rather than transfer of, immunization records; requiring certain health care practitioners to report data to the immunization registry; authorizing the department to adopt rules; amending s. 1003.22, F.S.; revising school-entry health require-

ments to require students to have a certificate of immunization on file with the department's immunization registry; providing an effective date.

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

By Senator Rodriguez—

SB 356—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; Education; and Rules.

By Senator Stargel—

SB 358—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; making technical changes; providing applicability; providing an effective date.

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

By Senator Rouson—

SB 360—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; requiring the report to contain certain information; 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 report to contain certain information; 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.

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

By Senator Brandes—

SJR 362—A joint resolution proposing amendments to Section 5 of Article II and Section 5 of Article XI and the repeal of Section 2 of Article XI of the State Constitution to abolish the Constitution Revision Commission.

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

By Senator Braynon—

SB 364—A bill to be entitled An act relating to prohibited places for weapons and firearms; amending s. 790.06, F.S.; revising the locations where a licensee is prohibited from openly carrying a handgun or carrying a concealed weapon or firearm; providing an effective date.

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

By Senators Braynon, Pizzo, and Book—

SB 366—A bill to be entitled An act relating to infectious disease elimination programs; providing a short title; amending s. 381.0038, F.S.; authorizing certain eligible entities to establish sterile needle and syringe exchange programs, rather than a single program established in Miami-Dade County; requiring an eligible entity to notify the Department of Health of specified information; revising program requirements; exempting certain persons affiliated with a program from prosecution for possession of a needle or syringe under certain circumstances; authorizing a county to prohibit a program within its boundaries; providing immunity from civil liability for certain law enforcement officers; providing severability; providing an effective date.

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

By Senator Harrell—

SB 368—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; requiring the department to submit an annual report to the Governor and Legislature; removing an obsolete provision; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Harrell—

SB 370—A bill to be entitled An act relating to victims of human trafficking; amending s. 796.07, F.S.; providing a definition; providing construction; requiring a mandatory minimum term of incarceration for solicitation of prostitution offenses involving victims of human trafficking; 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 372—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 marijuana delivery devices only be dispensed by medical marijuana treatment centers; 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 marijuana delivery devices; conforming provisions to changes made by the act; removing the 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 the 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; Innovation, Industry, and Technology; and Rules.

By Senators Harrell and Stewart—

SB 374—A bill to be entitled An act relating to the Children and Youth Cabinet; amending s. 402.56, F.S.; expanding the membership of the Children and Youth Cabinet within the Executive Office of the Governor to include a representative from the Florida Dental Association appointed by the Governor; providing an effective date.

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

By Senator Montford—

SB 376—A bill to be entitled An act relating to the Land Acquisition Trust Fund; amending s. 375.041, F.S.; requiring that certain funds distributed into the Land Acquisition Trust Fund be used for conservation and management projects in certain counties; providing the types of projects for which the Department of Environmental Protection may use such funds; removing an obsolete provision; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Hutson—

SB 378—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; the 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; Commerce and Tourism; and Rules.

By Senator Brandes—

SB 380—A bill to be entitled An act relating to homeowners' insurance policies; amending s. 627.7011, F.S.; revising circumstances under which insurers issuing homeowners' insurance policies must include a specified statement relating to flood insurance with the policy documents at initial issuance and renewals; providing an effective date.

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

By Senator Montford—

SB 382—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 Education; and Appropriations.

By Senator Montford—

SB 384—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 that a county-designated caregiver 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 that a caregiver or a county-designated caregiver administering marijuana to the student do so 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 Farmer—

SB 386—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 Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Farmer—

SB 388—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 Business and Professional Regulation and the Board of Cosmetology, respectively, 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 Innovation, Industry, and Technology; Children, Families, and Elder Affairs; and Rules.

By Senator Cruz—

SB 390—A bill to be entitled An act relating to X-linked myotubular myopathy; amending s. 393.063, F.S.; revising the definition of the term “developmental disability” to include a disorder or syndrome attributable to X-linked myotubular myopathy; defining the term “X-linked myotubular myopathy”; 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 392—A bill to be entitled An act relating to disclosure of sinkhole activity; amending s. 83.50, F.S.; requiring certain persons to make certain disclosures related to sinkholes or sinkhole activity to tenants of residential dwelling units; providing an effective date.

—was referred to the Committees on Judiciary; Innovation, Industry, and Technology; and Rules.

By Senator Farmer—

SB 394—A bill to be entitled An act relating to criminal history records in applications; 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; and Rules.

By Senator Farmer—

SB 396—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 398—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 analgesic drug product be attempted and have 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 Senators Brandes and Gruters—

SB 400—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; amending s. 893.03, F.S.; conforming a cross-reference; providing an effective date.

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

By Senators Gruters and Montford—

SB 402—A bill to be entitled An act relating to employment after retirement of school district personnel; amending s. 121.021, F.S.; revising the definition of “termination” to conform to changes made by the act; amending s. 121.091, F.S.; establishing an exception to reemployment after retirement limitations to authorize retired instructional staff to be employed as substitute teachers before meeting the definition of termination; prohibiting the accrual of additional retirement service credit and renewed membership during such period of reemployment; amending ss. 121.122, 121.591, and 1012.33, F.S.; conforming provisions and a cross-reference to changes made by the act; requiring the State Board of Administration and the Department of Management Services to request a determination letter and private letter ruling from the United States Internal Revenue Service; providing for nonapplicability of the act, or portions thereof, under specified circumstances; providing effective dates.

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

By Senator Farmer—

SB 404—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 plan 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 by a specified date; providing an expiration date; providing an effective date.

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

By Senators Brandes, Pizzo, and Perry—

SB 406—A bill to be entitled An act relating to theft; amending s. 812.014, F.S.; increasing threshold amounts for certain theft offenses; revising the list of items the theft of which constitutes theft of the third degree; providing that the value of taken property is based on fair market value at the time of the taking; requiring the adjustment of certain monetary amounts by the Division of Law Revision based on certain required periodic calculations done by the Office of Economic and Demographic Research; amending s. 812.015, F.S.; defining the term “value”; increasing threshold amounts for a certain theft offense; revising the circumstances under which an offense of retail theft constitutes a felony of the second degree; requiring the adjustment of certain monetary amounts by the Division of Law Revision based on certain required periodic calculations done by the Office of Economic and Demographic Research; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; conforming a cross-reference; reenacting ss. 95.18(10), 373.6055(3)(c), 400.9935(3), 409.910(17)(g), 489.126(4), 550.6305(10), 627.743(2), 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), 932.701(2)(a), 943.051(3)(b), 985.11(1)(b), and 985.557(1)(a) and (2)(c), 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; intertrack wagering; payment of third-party claims; diversion or appropriation of certain funds received by sales representatives; diversion or appropriation of certain funds received by sales representatives; penalties for certain violations; diversion or appropriation of certain funds received by 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; the definition of the term “contraband article”; fingerprinting of certain minors; fingerprinting and photographing of certain children; and discretionary and mandatory criteria for the direct filing of an information, respectively, to incorporate the amendment made to s. 812.014, F.S., in references thereto; reenacting s. 538.09(5), F.S., relating to the registration of a secondhand dealer, to incorporate the amendment made to s. 812.015, F.S., in a reference thereto; reenacting ss. 538.23(2) and 812.0155(2), F.S., relating to secondary metals recycler violations and penalties and suspension of driver license following an adjudication of guilt for theft, respectively, to incorporate the amendments made to ss. 812.014 and 812.015, 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 Senators Brandes and Perry—

SB 408—A bill to be entitled An act relating to drug offenses; creating s. 893.066, F.S.; prohibiting the use or possession of a pill press or similar device with the intent to unlawfully manufacture a pill, tablet, or capsule containing certain controlled substances; providing criminal penalties; amending s. 893.135, F.S.; defining the term “dosage unit”; providing applicability; prohibiting the sale, purchase, delivery, bringing into this state, or actual or constructive possession of specified amounts of dosage units of certain controlled substances; creating the offense of “trafficking in pharmaceuticals”; providing criminal penalties; reenacting ss. 373.6055(3)(c), 397.4073(6), 414.095(1), 772.12(2), 775.087(2)(a) and (3)(a), 782.04(1)(a), (3)(a), and (4)(a), 810.02(3)(f), 812.014(2)(c), 893.13(8)(d), 893.1351(1) and (2), 900.05(3)(e), 903.133, 907.041(4)(c), and 921.0024(1)(b), F.S., relating to criminal history checks for certain water management district employees and others; background checks of service provider personnel; the determination of eligibility for temporary cash assistance; the Drug Dealer Liability Act; felony reclassification of the possession or use of a weapon in an aggravated battery; murder; burglary; theft; prohibited acts that relate to the prescription of controlled substances; ownership, lease, rental, or possession for trafficking in or manufacturing controlled substances; criminal justice data collection; the prohibition of bail on appeal for certain felony convictions; pretrial detention and release; the scoresheet worksheet key for computation in the Criminal Punishment Code; re-

spectively, to incorporate the amendment made to s. 893.135, F.S., in references thereto; providing an effective date.

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

By Senators Berman, Cruz, and Farmer—

SB 410—A bill to be entitled An act relating to a long-acting reversible contraception pilot program; creating s. 381.00515, F.S.; requiring the Department of Health to establish a long-acting reversible contraception pilot program in Duval, Hillsborough, 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 by a specified date; 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; and Appropriations.

By Senator Stewart—

SB 412—A bill to be entitled An act relating to access to clinics; providing a directive to the Division of Law Revision; 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 Health Policy; Criminal Justice; Judiciary; and Rules.

By Senator Lee—

SB 414—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; amending s. 212.205, F.S.; conforming a cross-reference; 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 Gruters—

SB 416—A bill to be entitled An act relating to high school graduation requirements; amending s. 1003.4282, F.S.; revising the required credits for certain students for a standard high school diploma to include one-half credit of instruction in civics and seven and one-half, rather than eight, credits in electives; requiring certain students to correctly answer a minimum number of questions on a test identical to

the civics portion of the naturalization test used by the United States Bureau of Citizenship and Immigration Services; providing an effective date.

—was referred to the Committees on Education; Innovation, Industry, and Technology; and Rules.

By Senator Simpson—

SB 418—A bill to be entitled An act relating to essential health benefits under health insurance policies and contracts; creating s. 627.6054, F.S.; defining the term “PPACA”; specifying conditions under which health insurers and health maintenance organizations may comply with requirements under the federal Patient Protection and Affordable Care Act to provide essential health benefits; providing construction; providing an effective date.

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

By Senator Baxley—

SB 420—A bill to be entitled An act relating to consumer protection; amending s. 489.126, F.S.; revising the definition of the term “contractor”; reducing the period of time within which a contractor must begin to perform certain work on residential real property after receiving initial payment for such work and during which the contractor may refuse to perform substantial work on such property; defining the term “substantial work”; making technical changes; amending s. 501.022, F.S.; removing an exemption from permitting requirements for certain solicitors, salespersons, and agents; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Innovation, Industry, and Technology; and Rules.

By Senators Cruz and Berman—

SJR 422—A joint resolution proposing amendments to Sections 3 and 4 of Article IV and Section 2 of Article IX and the creation of a new section in Article XII of the State Constitution to provide for the election of the Commissioner of Education and his or her inclusion as a member of the Cabinet and the State Board of Education.

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

By Senator Perry—

SB 424—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; providing requirements for the decal; 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 Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senators Flores, Torres, and Hooper—

SB 426—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 dies as a result of cancer or cancer treatments; specifying that any costs associated with benefits granted by the act must 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 Committees on Governmental Oversight and Accountability; Community Affairs; and Appropriations.

By Senator Perry—

SB 428—A bill to be entitled An act relating to growth management; amending s. 163.3177, F.S.; requiring a local government’s comprehensive plan to include a property rights element; providing a statement of rights that a local government may use; requiring each local government to adopt a property rights element by a specified date; providing that a local government’s property rights element may not conflict with the statutorily provided statement of rights; providing an effective date.

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

By Senators Rouson, Berman, Taddeo, Rader, Stewart, Farmer, Book, Braynon, Pizzo, Cruz, and Rodriguez—

SB 430—A bill to be entitled An act relating to prohibited discrimination; providing a short title; 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 to changes made by the act; 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 to changes made by the act; 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, the provision of brokerage services, the financing of housing or in residential real estate transactions, and land use decisions and 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 to changes made by the act; 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; Judiciary; and Rules.

By Senator Gruters—

SB 432—A bill to be entitled An act relating to employment conditions; amending s. 218.077, F.S.; revising, adding, and deleting defined terms; prohibiting a political subdivision from establishing, mandating, or otherwise requiring an employer to offer conditions of employment not otherwise required by state or federal law; specifying that certain requirements related to minimum wage and other conditions of employment are expressly preempted to the state; revising exceptions to the preemption; providing for retroactive application; providing an effective date.

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

By Senator Harrell—

SB 434—A bill to be entitled An act relating to ambulatory surgical centers; amending s. 395.002, F.S.; revising the definition of the term “ambulatory surgical center”; 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; specifying that ambulatory surgical centers may provide certain procedures only if authorized by agency rule; providing an effective date.

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

By Senator Hooper—

SB 436—A bill to be entitled An act relating to use of vessel registration fees; amending s. 328.66, F.S.; authorizing a portion of county or municipal vessel registration fees to be used for specified additional purposes; providing an effective date.

—was referred to the Committees on Community Affairs; Environment and Natural Resources; and Rules.

By Senators Gruters, Berman, Pizzo, Taddeo, Rader, and Powell—

SB 438—A bill to be entitled An act relating to prohibited discrimination; providing a short title; 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 to changes made by the act; amending s. 760.07, F.S.; revising provisions regarding remedies for unlawful discrimination to include discrimination based on sexual orientation and gender identity in the area of employment, to conform to changes made by the act; 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 to specified provisions for the constitutionally protected free exercise of religion; providing an effective date.

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

By Senator Rouson—

SB 440—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.

By Senator Lee—

SB 442—A bill to be entitled An act relating to postsecondary education for certain military personnel; amending s. 1004.096, F.S.; requiring the Board of Governors and State Board of Education, in consultation with the Chancellors of the State University System and the Florida College System, to create a uniform system for the award of postsecondary college credit to certain servicemembers and veterans of the United States military; providing the requirements for such uniform system; requiring public postsecondary institutions to participate in the uniform system; amending s. 1009.26, F.S.; requiring specified postsecondary institutions to waive the transcript fee for active duty members of the Armed Forces of the United States and certain veterans; requiring specified postsecondary institutions to provide a report to the Board of Governors and the State Board of Education; requiring the Board of Governors and the State Board of Education to adopt regulations and rules, respectively; providing an effective date.

—was referred to the Committees on Education; Military and Veterans Affairs and Space; and Appropriations.

By Senator Bean—

SB 444—A bill to be entitled An act relating to homestead taxation; amending s. 193.155, F.S.; adding exceptions to the definition of a change of ownership of a homestead for purposes of a certain homestead property assessment limitation; revising the penalties and interest that may be imposed, under certain circumstances, by a property appraiser who determines that a person was improperly granted the assessment limitation; amending ss. 196.075 and 196.161, F.S.; revising the penalties and interest that may be imposed, under certain circumstances, by a property appraiser who determines that a person was improperly granted certain homestead exemptions; reenacting s. 194.032(1)(a), F.S., relating to hearing purposes, to incorporate the amendment made to s. 193.155, F.S., in a reference thereto; providing an effective date.

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

By Senators Mayfield, Hutson, Wright, and Book—

SB 446—A bill to be entitled An act relating to coastal management; amending s. 161.101, F.S.; revising the criteria the Department of Environmental Protection must consider 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 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; deleting certain temporary provisions relating to specified appropriations; revising the requirements for the report; 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 referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Harrell—

SB 448—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 applicability of licensure requirements under part II of ch. 408, F.S., to advanced birth centers; amending s. 383.302, F.S.; defining the terms “advanced birth center” and “medical director”; revising definitions; amending s. 383.305, F.S.; providing applicability of licensure fee requirements to advanced birth centers; amending s. 383.307, F.S.; providing for administration of advanced birth centers; creating s. 383.3081, F.S.; providing requirements for advanced birth center facilities and equipment; requiring the employment of specified personnel at an advanced birth center; requiring an advanced birth center to enter into a written agreement with a blood bank for emergency blood bank services; requiring that a patient who receives an emergency blood transfusion at an advanced birth center be immediately transferred to a hospital for further care; amending s. 383.309, F.S.; providing minimum standards for advanced birth centers; authorizing the Agency for Health Care Administration to enforce specified provisions of the Florida Building Code and the Florida Fire Prevention Code; amending s. 383.3105, F.S.; providing applicability of adoption protocols for staff of an advanced birth center; 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 that an advanced birth center ensure that clients have adequate prenatal care and that certain required tests are administered; amending s. 383.313, F.S.; providing for laboratory and surgical services at a birth center; creating s. 383.3131, F.S.; providing requirements for laboratory and surgical services at an advanced birth center; providing conditions for administration of anesthesia; authorizing the intrapartum use of chemical agents; amending s. 383.315, F.S.; requiring an advanced birth center to employ or maintain an agreement with an obstetrician under certain circumstances; amending s. 383.316, F.S.; requiring an advanced birth center to provide for the transport of emergency patients to a hospital; requiring each center to enter into a written transfer agreement with a local hospital or an obstetrician for such transfers under certain conditions; amending s. 383.318, F.S.; providing protocols for postpartum care of clients and infants; providing requirements for followup care; amending s. 383.32, F.S.; specifying when clinical records must be made immediately available at an advanced birth center; amending s. 383.324, F.S.; requiring an advanced birth center to pay an inspection fee to the agency; amending s. 383.325, F.S.; requiring an advanced birth center to maintain and make available inspection reports; amending s. 383.327, F.S.; requiring an advanced birth center to provide reports of all births and deaths occurring at the center; requiring an advanced birth center to annually submit a report to the agency; amending s. 383.33, F.S.; authorizing the agency to impose a specified administrative fine for certain violations; authorizing the agency to impose a moratorium on elective admissions to any birth center or advanced birth center upon making a certain determination; amending s. 383.332, F.S.; providing a criminal penalty for operating an unlicensed advanced birth center; amending s. 408.033, F.S.; providing applicability of an assessment to advanced birth centers; amending s. 408.07, F.S.; defining the term “advanced birth center”; revising the definition of the term “health care facility”; amending s. 408.802, F.S.; providing applicability of licensure requirements under part II of ch. 408, F.S., to advanced birth centers; amending s. 408.820, F.S.; exempting advanced birth centers from certain licensure requirements under part II of ch. 408, F.S.; 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; Children, Families, and Elder Affairs; and Rules.

By Senators Gibson and Bean—

SB 450—A bill to be entitled An act relating to public meetings; amending s. 286.0113, F.S.; providing an exemption from public meeting requirements for portions of a meeting at which certain exempt records related to the security of the technology, processes, or practices of certain utilities and the security of existing or proposed information technology systems or industrial control systems of certain utilities are discussed or may otherwise be revealed; 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 Innovation, Industry, and Technology; Governmental Oversight and Accountability; and Rules.

By Senator Gibson—

SB 452—A bill to be entitled An act relating to elder protection; amending s. 415.101, F.S.; revising legislative intent; amending s. 415.107, F.S.; requiring that elder abuse fatality review teams be granted access to certain records; creating s. 415.1103, F.S.; authorizing the establishment of elder abuse fatality review teams in each judicial circuit and housing the review teams, for administrative purposes only, in the Department of Elderly Affairs; providing conditions for review team membership, establishment, and organization; specifying requirements for the review team operations and meeting schedules; assigning responsibility for paying the administrative costs of review team operations to the team members or the entities they represent; authorizing elder abuse fatality review teams in existence on a certain date to continue; requiring such existing teams to comply with specified requirements; specifying review team duties; allowing review teams access to and use of certain information and records; requiring each review team to submit an annual report by a certain date to the Department of Elderly Affairs containing specified information; requiring the department to prepare annually a summary report on the review teams’ information and submit the summary to the Governor, the Legislature, and the Department of Children and Families; exempting certain information and records from discovery; providing an exception; restricting the testimony of certain persons about information or records presented during meetings or activities of the review teams; providing immunity from monetary liability for review team members under certain conditions; prohibiting review teams and review team members from disclosing confidential information; providing an effective date.

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

By Senator Gibson—

SB 454—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.

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

By Senator Gibson—

SB 456—A bill to be entitled An act relating to the Historically Black Colleges and Universities Matching Endowment Scholarship Program; creating s. 1009.895, F.S.; establishing the Historically Black Colleges and Universities Matching Endowment Scholarship Program within the Department of Education; providing for funding of the program;

providing the purpose of the program; requiring that historically black colleges or universities provide a certain amount of matching funds by a specified date as a condition of participation in the program; requiring that certain funds remain in the trust fund; providing that any interest accruing to the funds be used to provide scholarships to certain students; providing for annual disbursement of the interest; requiring the State Board of Education and the Board of Governors to adopt rules and regulations, respectively; providing for an appropriation; providing an effective date.

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

By Senator Gibson—

SB 458—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 source of funds 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 Education; Appropriations Subcommittee on Education; and Appropriations.

By Senator Gibson—

SB 460—A bill to be entitled An act relating to elections; amending s. 101.043, F.S.; removing the requirement that identification presented by an elector at the polls contain the elector’s signature; prohibiting an election clerk or inspector from comparing the elector’s signatures on the precinct register and the provided form of identification; amending s. 101.151, F.S.; revising requirements for Department of State rules regarding ballot layout; repealing s. 101.49, F.S., relating to procedures of election officers when an elector’s signatures differ; amending s. 101.5608, F.S.; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Powell—

SB 462—A bill to be entitled An act relating to lis pendens; amending s. 48.23, F.S.; providing that a person who acquires for 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; Community Affairs; and Rules.

By Senator Flores—

SB 464—A bill to be entitled An act relating to prepaid college plans; amending s. 1009.98, F.S.; authorizing each state university to specify the qualified nonprofit organizations that may receive prepaid dormitory residence plan fees; authorizing a qualified beneficiary to transfer or cause to have transferred the fees associated with dormitory residence to certain Florida College System institutions, Florida College System institution direct-support organizations, or qualified nonprofit organizations; defining the term “qualified nonprofit organization”; specifying that dormitory fees transferred to a qualified nonprofit organization may not exceed a certain limitation; making technical changes; providing an effective date.

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

By Senator Farmer—

SB 466—A bill to be entitled An act relating to assault weapons and large-capacity magazines; creating s. 790.301, F.S.; providing definitions; prohibiting the sale or transfer of an assault weapon or large-capacity ammunition 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 ammunition magazines lawfully possessed before a specified date; providing requirements for certificates; specifying the form of certificates; providing requirements for an applicant who fails to qualify for such a certificate; limiting transfers of assault weapons or large-capacity ammunition magazines represented by such certificates; providing conditions for continued possession of such weapons or large-capacity ammunition 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; providing severability; providing an effective date.

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

By Senator Farmer—

SB 468—A bill to be entitled An act relating to firearms; 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 and other information relating to the person’s eligibility to make the firearm purchase; requiring the department to notify certain law enforcement agencies when a potential sale or transfer receives a nonapproval number; providing requirements for such notice; requiring that, if neither party to a prospective firearms sale, lease, or transfer is a licensed dealer, the parties must complete the sale, lease, or transfer through a licensed dealer; specifying procedures and requirements for a licensed dealer, seller, lessor, or transferor, and a buyer, lessee, or transferee, including a required background check; providing applicability; revising the applicability of certain requirements imposed on licensed importers, licensed manufacturers, or licensed dealers; revising applicability of the prohibition against certain sales or deliveries of firearms to include certain purchases, trades, and transfers of a rifle or shotgun; deleting provisions exempting, under certain circumstances, a licensed importer, licensed manufacturer, or licensed dealer from the sale and delivery requirements; deleting provisions authorizing a licensee to complete the sale or transfer of a firearm to a person without receiving notification from the department informing the licensee as to whether such person is prohibited from receipt or possession of a firearm or providing a unique approval number; prohibiting the sale or transfer, or facilitation of a sale or transfer, of a firearm to a person younger than a certain age by any person or entity; revising an exception to the prohibitions; amending s. 790.0655, F.S.; applying a mandatory waiting period to private sales of firearms 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; Criminal Justice; and Rules.

By Senator Farmer—

SB 470—A bill to be entitled An act relating to fees; amending s. 790.065, F.S.; authorizing a licensed dealer to charge the buyer or transferee of a firearm specified fees; providing a contingent effective date.

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

By Senator Farmer—

SB 472—A bill to be entitled An act relating to the death penalty; amending s. 775.082, F.S.; deleting provisions specifying 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 capital collateral representation; amending ss. 23.21, 27.51, 27.511, 43.16, and 112.0455, F.S.; conforming provisions to changes made by the act; amending s. 119.071, F.S.; deleting a public records exemption relating to capital collateral proceedings; amending ss. 186.003, 215.89, 215.985, 216.011, 282.201, and 790.25, F.S.; conforming provisions 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 that the death penalty in a capital felony is unconstitutional; repealing s. 913.13, F.S., relating to jurors in capital cases; repealing s. 921.137, F.S., relating to prohibiting the imposition of the death sentence upon a defendant with an intellectual disability; repealing s. 921.141, F.S., relating to determination of whether to impose a sentence of death or life imprisonment for a capital felony; repealing s. 921.142, F.S., relating to determination of whether to impose a sentence of death or life imprisonment for a capital drug trafficking felony; amending ss. 775.021, 782.04, 775.30, 394.912, 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 warrant of execution, stay of execution of death sentence, proceedings when a person under sentence of death appears to be insane, proceedings when a person under sentence of death appears to be pregnant, pursuit of collateral remedies, execution of death sentence, prohibition against reduction of 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 warrant of execution issued by the Supreme Court, legislative intent concerning appeals and postconviction proceedings in death penalty cases, commencement of capital postconviction actions for which sentence of death is imposed on or after January 14, 2000, and limitation on postconviction cases in which the death sentence was imposed before January 14, 2000, 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 identity of executioners; providing an effective date.

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

By Senators Stewart, Berman, Cruz, Torres, and Book—

SB 474—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.; defining terms; prohibiting an employer from providing less favorable employment opportunities to employees based on their sex; providing exceptions; revising applicability; providing civil penalties; 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 wages and benefits; prohibiting an employer from 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 Commerce and Tourism; Judiciary; and Rules.

By Senators Perry and Taddeo—

SB 476—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 Infrastructure and Security; Children, Families, and Elder Affairs; and Rules.

By Senator Rader—

SB 478—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; Governmental Oversight and Accountability; and Appropriations.

By Senator Rouson—

SB 480—A bill to be entitled An act relating to specialty license plates; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Highwaymen license plate; providing for distribution and use of fees collected from the sale of the plates; providing a contingent effective date.

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

By Senator Rouson—

SB 482—A bill to be entitled An act relating to fees; amending s. 320.08056, F.S.; establishing a fee for a certain specialty license plate; providing a contingent effective date.

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

By Senator Rader—

SB 484—A bill to be entitled An act relating to specialty license plates; 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 a contingent effective date.

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

By Senator Rader—

SB 486—A bill to be entitled An act relating to fees; amending s. 320.08056, F.S.; creating a fee for a certain specialty license plate; providing a contingent effective date.

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

By Senator Pizzo—

SB 488—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 a warning sticker meeting certain requirements; amending s. 893.055, F.S.; requiring pharmacies to offer for sale prescription lock boxes; re-

quiring pharmacies to display a certain sign; defining the term “prescription lock box”; authorizing the Department of Health 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 a fee for the pamphlet; providing an effective date.

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

By Senator Albritton—

SB 490—A bill to be entitled An act relating to the Statewide Procurement Efficiency Task Force; creating the task force to evaluate procurement laws and policies and make specified recommendations; specifying membership of the task force; providing meeting requirements; providing for administrative and technical support of the task force; requiring task force members to serve without compensation or reimbursement of expenses; 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 an effective date.

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

By Senator Rader—

SB 492—A bill to be entitled An act relating to a capital relocation study; requiring the Office of Program Policy Analysis and Government Accountability (OPPAGA) to conduct a study regarding the relocation of the state capital; prescribing requirements for the study; requiring OPPAGA to submit a report to the Legislature by a specified date; providing an effective date.

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

By Senators Hooper and Broxson—

SB 494—A bill to be entitled An act relating to the Firefighters’ Bill of Rights; amending s. 112.81, F.S.; revising the definition of the term “interrogation” to include questioning pursuant to an informal inquiry; amending s. 112.82, F.S.; requiring that witnesses be interviewed and certain information be provided to a firefighter subjected to interrogation before the interrogation is conducted; authorizing a firefighter to provide a voluntary statement at any time after being informed of a certain right; prohibiting a firefighter from being threatened with certain disciplinary action during the course of an interrogation; requiring that a copy of the interrogation be provided to a firefighter within a specified timeframe, upon request; creating s. 112.825, F.S.; requiring that a firefighter be notified and provided certain information before certain disciplinary actions are taken; requiring that a firefighter be given the opportunity to address certain findings; requiring that certain information be kept confidential and exempt until a final determination is made, in accordance with existing law; providing an effective date.

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

By Senator Rader—

SB 496—A bill to be entitled An act relating to insurance guaranty associations; creating s. 631.576, F.S.; authorizing the Florida Insurance Guaranty Association to authorize certain employees to adjust losses for the association; requiring such authorization to be included in a contract; amending s. 631.914, F.S.; revising the assessments levied by the Office of Insurance Regulation on workers’ compensation insurers; requiring such insurers to recoup the assessments by applying a certain surcharge percentage to certain policies; authorizing the Florida Workers’ Compensation Insurance Guaranty Association to audit certain reports; revising requirements for remitting assessments; conforming cross-references; providing that assessments paid by an insurer constitute advances of funds to the association under certain circum-

stances; revising the requirements for the insurers’ reconciliation reports to the Florida Workers’ Compensation Insurance Guaranty Association; revising construction; providing an effective date.

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

By Senator Powell—

SB 498—A bill to be entitled An act relating to fire safety and prevention; creating s. 633.217, F.S.; prohibiting a person from committing or attempting to commit certain acts to influence firesafety inspectors; providing criminal penalties; providing an effective date.

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

By Senator Stewart—

SB 500—A bill to be entitled An act relating to gun safety; creating s. 790.30, F.S.; defining terms; prohibiting the importing into the state of, or the distributing, transporting, transferring, selling, or giving of, an assault weapon or large-capacity magazine; providing criminal penalties; providing applicability; prohibiting the possession of an assault weapon or large-capacity magazine; providing exceptions; providing criminal penalties; providing applicability; 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 certificates of possession; 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; requiring the department to maintain a file of all certificates of transfer; providing for relinquishment of assault weapons or large-capacity magazines; specifying 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 certain 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), 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 Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Rader—

SB 502—A bill to be entitled An act relating to the prohibition of plastic carryout bags and straws; creating s. 509.235, F.S.; defining terms; prohibiting a store or food service business from providing a carryout bag made of plastic film to a customer; prohibiting a food service business from selling or providing a single-use plastic straw to a customer; providing an exception; providing penalties; providing an effective date.

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

By Senator Rouson—

SB 504—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 of a waiver to increase federal Medicaid funding for specified purposes relating to substance use disorders; providing an effective date.

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

By Senator Rouson—

SB 506—A bill to be entitled An act relating to the high school equivalency diploma program; amending s. 1003.435, F.S.; providing additional qualifications for the award of a high school equivalency diploma to students who meet specified criteria relating to high school graduation requirements; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Gruters—

SB 508—A bill to be entitled An act relating to specifications for ballots; amending s. 101.151, F.S.; requiring ballots to use a uniform vote target throughout the state; defining the term “vote target”; requiring the Secretary of State to solicit certain votes from the supervisors of elections and to require the immediate implementation of a uniform vote target; providing a procedure to change the uniform vote target; requiring a supervisor of elections who must make a substantial change to a voting system to implement the uniform vote target within a specified period; providing an effective date.

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

By Senator Rader—

SB 510—A bill to be entitled An act relating to income inequality impact statements; creating s. 11.52, F.S.; requiring the Office of Program Policy Analysis and Government Accountability to prepare an income inequality impact statement for proposed legislation upon the request of a member of the Legislature; specifying requirements for the impact statement; providing an effective date.

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

By Senator Rader—

SB 512—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; and Rules.

By Senator Rader—

SB 514—A bill to be entitled An act relating to medical negligence; amending ss. 400.023, 400.0235, and 429.295, F.S.; conforming provisions to changes made by the act; amending s. 768.21, F.S.; authorizing an adult child who was under the care of a legal parental guardian at the time of a parent’s death to file a medical negligence claim under certain circumstances; authorizing the legal parental guardian of an adult child to file a claim for medical negligence under certain circumstances; providing an effective date.

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

By Senator Gruters—

SB 516—A bill to be entitled An act relating to smoking in state parks; amending s. 258.008, F.S.; clarifying that certain violations constitute a noncriminal infraction; creating s. 258.009, F.S.; prohibiting a person from smoking in a state park; defining the terms “smoke” and “smoking”; republishing s. 258.007(2), F.S., relating to rulemaking authority of the Division of Recreation and Parks of the Department of Environmental Protection; republishing s. 258.601, F.S., relating to the enforcement of prohibited activities by the department and the Division of Law Enforcement of the Fish and Wildlife Conservation Commission; providing an effective date.

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

By Senator Rader—

SB 518—A bill to be entitled An act relating to public meetings; re-enacting 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 such 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 such a board or commission; providing that a member of the public has the right to speak at a public meeting of such a board or commission; specifying circumstances under which such 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 such a board or commission to respond to questions made at public meetings within a specified timeframe; requiring that such a board or commission 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 Montford—

SB 520—A bill to be entitled An act relating to funding for school districts; holding harmless certain funding to school districts that enrolled students from certain counties as a result of Hurricane Michael; requiring that a calculation and allocation be made; providing for the calculation; providing that the funds calculated support a nonrecurring appropriation; providing an effective date.

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

By Senator Diaz—

SB 522—A bill to be entitled An act relating to apprenticeship programs; amending s. 446.011, F.S.; revising legislative intent; amending s. 446.032, F.S.; requiring the Department of Education to provide a specified annual report to the Legislature and the State Apprenticeship Advisory Council; providing requirements for the report; requiring the department to provide certain information on its website; creating s. 446.042, F.S.; requiring the department to develop and manage the Florida Apprenticeship Grant Program, subject to appropriation of funds by the Legislature; authorizing certain registered apprenticeship program sponsors to apply for grant awards to help fund apprenticeship programs; amending s. 446.051, F.S.; requiring the department to perform certain duties related to apprenticeships when a program sponsor has received a grant award; providing an effective date.

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

By Senators Diaz and Farmer—

SB 524—A bill to be entitled An act relating to health insurance savings programs; creating 627.6387, F.S.; providing a short title; providing definitions; authorizing health insurers and health maintenance organizations to implement shared savings incentive programs; providing procedures and requirements for such programs; providing construction; providing that a direct written premium must be reduced by the dollar amount of certain incentives, for the purpose of certain taxes; providing website requirements; providing notification requirements; requiring the Office of Insurance Regulation to review insurers' filings of their program descriptions; limiting the amount of annual savings incentives; authorizing the office to make rules; providing an effective date.

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

By Senator Gruters—

SB 526—A bill to be entitled An act relating to the entertainment industry; creating the Film, Television, and Digital Media Targeted Grant Program within the Department of Economic Opportunity under the supervision of the Commissioner of Film and Entertainment; providing purposes for the program; defining terms; requiring that film, television, and digital media projects being produced in this state meet specified criteria for grant eligibility; authorizing applicants to receive grants up to a specified amount, including bonuses; requiring an applicant that receives funding to make a good faith effort to use existing providers of infrastructure or equipment in this state; establishing application windows for the grant; providing requirements for the department relating to earmarking and setting aside grant funds; providing procedures and requirements for applicants applying for the grant; requiring the commissioner to take specified action within a specified timeframe; specifying that an applicant is only authorized to submit one application per fiscal year unless the applicant is producing certain television programs; creating the Grant Advisory Board within the Office of Film and Entertainment of the department; providing membership requirements for the board; providing meeting requirements for the board; requiring the board to determine a score for each applicant's project using specified criteria; requiring the board to make a recommendation for certification or rejection of applications within a specified timeframe; requiring the commissioner to determine the priority order and scoring system of the specified criteria with assistance from the board; requiring the board to use certain criteria; requiring the commissioner to take certain actions relating to the certification or denial of applications within a specified timeframe; requiring the department to earmark and set aside funding necessary to fund the total maximum that may be awarded to the qualified projects; requiring the commissioner to develop a verification process to verify the actual qualified expenditures of a qualified project after the project's work in this state is complete; providing requirements for the verification process; requiring that the grant be issued within a specified timeframe upon approval of the final grant amount by the department; requiring the department to deduct a specified percentage of the grant and to credit the amount to the department to offset certain expenses; requiring that certain marketing be included with a project; requiring qualified projects to allow certain persons to visit the production site upon request of the commissioner and after providing the commissioner with certain notice; specifying that a visit to the production site is not required; requiring the department to disqualify a project under certain circumstances; providing for liability and imposing civil penalties for an applicant that submits fraudulent information; providing for rulemaking; requiring the commissioner to provide an annual report to the Governor and the Legislature on a specified date; providing for the expiration of the program; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Innovation, Industry, and Technology; and Appropriations.

By Senator Rouson—

SB 528—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 to give preference to trainers who are certified peer specialists; requiring the training program to coincide with a competency exam and to 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 of Children and Families 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 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; amending s. 435.07, F.S.; authorizing the exemption of certain persons from disqualification from employment; amending ss. 212.055, 394.495, 394.496, 394.9085, 397.416, 409.972, 440.102, 464.012, 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 Senators Brandes and Stewart—

SB 530—A bill to be entitled An act relating to alcohol or drug overdose prosecutions; creating s. 562.112, F.S.; prohibiting the arrest, charge, prosecution, or penalization 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-related overdose; providing requirements for that person; prohibiting the arrest, charge, prosecution, or penalization under specified provisions of a person who experiences, or has a good faith belief that he or she is experiencing, an alcohol-related overdose; prohibiting the protection from arrest, charge, prosecution, or penalization for certain offenses from being grounds for suppression of evidence in other criminal prosecutions; amending s. 893.21, F.S.; prohibiting the arrest, charge, prosecution, or penalization under specified provisions of a person acting in good faith who seeks medical assistance for an individual experiencing, or believed to be experiencing, a drug-related overdose; prohibiting the arrest, charge, prosecution, or penalization under specified provisions of a person who experiences, or has a good faith belief that he or she is experiencing, 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 an individual experiencing, or believed to be experiencing, a drug-related overdose; prohibiting the protection from arrest, charge, prosecution, or penalization 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 Senators Lee and Farmer—

SB 532—A bill to be entitled An act relating to wetland mitigation; amending s. 373.4135, F.S.; revising the conditions under which a governmental entity may create or provide mitigation for a project other than its own under certain circumstances; providing an effective date.

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

By Senator Brandes—

SB 534—A bill to be entitled An act relating to pretrial release; creating s. 907.042, F.S.; providing legislative findings; authorizing each county to establish a supervised bond program with the concurrence of the chief judge of the judicial circuit, the county's chief correctional officer, the state attorney, and the public defender; providing an exception for a county that has already established and implemented a supervised bond program that uses a risk assessment instrument; providing minimum program requirements; requiring each county that establishes a supervised bond program to have the risk assessment instrument validated by the Department of Corrections; requiring each county that establishes a supervised bond program to submit an annual report by a certain date to the Office of Program Policy Analysis and Government Accountability; requiring the Office of Program Policy Analysis and Government Accountability to compile such reports and include such information in a specified report sent to the Legislature; authorizing the department to adopt rules; creating s. 907.0421, F.S.; providing legislative findings; authorizing the chief judge of each circuit, with the concurrence of the county's chief correctional officer, the state attorney, and the public defender, to enter an administrative order for the use of a risk assessment instrument in pretrial release determinations; requiring the risk assessment instrument results to be used as supplemental factors for the court's evaluation of appropriate pretrial release conditions; requiring the court to impose the least restrictive conditions necessary to reasonably ensure the defendant's appearance at subsequent hearings; providing that a court retains sole discretion to determine the appropriateness of pretrial release and any necessary pretrial release conditions; requiring a circuit that uses a risk assessment instrument to have the instrument validated by the department; authorizing the circuit to implement the risk assessment instrument immediately after validation and implementation of training of all local staff who will administer the risk assessment instrument; requiring each circuit that enters an administrative order to use risk assessment instruments in pretrial release determinations to submit an annual report by a certain date to the Office of Program Policy Analysis and Government Accountability; requiring the Office of Program Policy Analysis and Government Accountability to compile the reports and include such information in a specified report sent to the Legislature; authorizing the department to adopt rules; providing an effective date.

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

By Senators Brandes and Perry—

SB 536—A bill to be entitled An act relating to 911 services; amending s. 365.172, F.S.; revising the applicability of definitions; requiring counties to develop a plan for implementing a text-to-911 system and to implement a system to receive E911 text messages by a specified date; creating s. 365.177, 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 this state; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Infrastructure and Security; and Appropriations.

By Senator Brandes—

SB 538—A bill to be entitled An act relating to nonadmitted insurance market reform; amending s. 626.916, F.S.; deleting a limitation on per-policy fees charged by surplus lines agents for exporting certified policies; requiring that such fees be itemized separately for the customer before purchase and enumerated in the policy; amending s. 626.931, F.S.; deleting a requirement for surplus lines agents to quarterly file a certain affidavit with the Florida Surplus Lines Service Office; amending s. 626.932, F.S.; conforming a provision to changes made by the act; revising the determination of the surplus lines tax on certain policies as of a specified date; amending ss. 626.935 and 629.401, F.S.; conforming provisions to changes made by the act; amending s. 627.715, F.S.; extending the expiration date of a provision authorizing surplus lines agents to export contracts or endorsements providing flood coverage to eligible surplus lines insurers without making a certain diligent effort to seek coverage from authorized insurers; providing effective dates.

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

By Senator Book—

SB 540—A bill to be entitled An act relating to human trafficking; creating s. 509.096, F.S.; requiring the owner or operator of a public lodging establishment to train certain employees and create certain policies relating to human trafficking by a specified date; requiring the Division of Hotels and Restaurants of the Department of Business and Professional Regulation to impose fines on public lodging establishments for failure to comply with such requirements; creating s. 787.08, F.S.; requiring the Department of Children and Families, in consultation with the Department of Law Enforcement and the Attorney General, to establish a certain direct-support organization; providing requirements for the direct-support organization; requiring the direct-support organization to form strategic partnerships and to serve as a liaison with public and private sector partners in funding the provision of inpatient care to victims of human trafficking; requiring the direct-support organization to operate under a written contract with the Department of Children and Families; providing contractual requirements; providing for the membership of and the appointment of directors to the board of the direct-support organization; providing for future review and repeal by the Legislature; amending s. 796.07, F.S.; requiring that the criminal history record of a person who is convicted of, or enters a plea of guilty or nolo contendere to, soliciting, inducing, enticing, or procuring another to commit prostitution, lewdness, or assignment be added to the Soliciting for Prostitution Registry; requiring the clerk of the court to forward the criminal history record of such persons to the Department of Law Enforcement for certain purposes; creating s. 943.0433, F.S.; requiring the Department of Law Enforcement to create and administer the Soliciting for Prostitution Registry; requiring the department to add certain criminal history records to the registry; requiring the department to adopt rules; amending s. 943.0583, F.S.; creating an exception to a prohibition that bars certain victims of human trafficking from petitioning for the expunction of a criminal history record as part of the human trafficking scheme or at the direction of an operator of the scheme; creating s. 943.17297, F.S.; requiring each certified law enforcement officer to successfully complete training on identifying and investigating human trafficking before a certain date; requiring that the training be developed in consultation with specified entities; specifying that an officer's certification shall be inactive if he or she fails to complete the required training until the employing agency notifies the Criminal Justice Standards and Training Commission that the officer has completed the training; providing an effective date.

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

By Senator Brandes—

SB 542—A bill to be entitled An act relating to micromobility devices and motorized scooters; amending s. 316.003, F.S.; defining the term “micromobility device”; revising the definition of the term “motorized scooter”; conforming a cross-reference; amending s. 316.008, F.S.; authorizing a county or municipality to regulate the operation of micromobility devices and for-hire motorized scooters, subject to certain restrictions; authorizing a county or municipality to require that a person offering micromobility devices or for-hire motorized scooters be licensed; requiring that such license be granted if the applicant for licensure provides certain proof of insurance coverage; providing that, except for specified provisions, regulation of micromobility devices and for-hire motorized scooters is exclusively controlled by state and federal law; amending s. 316.1995, F.S.; conforming a provision to changes made by the act; amending s. 316.2128, F.S.; providing that the operator of a micromobility device or motorized scooter has all of the rights and duties applicable to the rider of a bicycle, except the duties imposed by specified provisions that by their nature do not apply; exempting a micromobility device or motorized scooter from certain registration, insurance, and licensing requirements; providing that a person is not required to have a valid driver license to operate a micromobility device or motorized scooter; authorizing the parking of a micromobility device or motorized scooter on sidewalks, subject to certain requirements; deleting specified requirements for the sale of motorized scooters; amending s. 316.2225, F.S.; exempting micromobility devices and motorized scooters from certain emblem requirements; amending s. 655.960, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Brandes—

SB 544—A bill to be entitled An act relating to airports; amending s. 212.08, F.S.; revising the exemptions of people-mover systems and parts from certain taxes; conforming a cross-reference; amending s. 332.004, F.S.; revising and defining terms; amending s. 332.006, F.S.; requiring the Department of Transportation to provide financial and technical assistance to sponsors that operate public-use airports by making department personnel and department-owned facilities and equipment available on a cost-reimbursement basis to such sponsors for special needs of limited duration; amending s. 332.007, F.S.; requiring federal funding of individual local public-use airport projects to be wholly between the airport sponsors and the appropriate federal agencies; authorizing the department to receive federal grants for both local and statewide public-use airport projects when no sponsor is available; requiring the department to prepare and continuously update an aviation and airport work program based on a collection of projects proposed by sponsors to be included in a certain work program of the department; requiring the department to provide priority funding in support of the planning, design, and construction of proposed projects by sponsors, with special emphasis on certain projects on public-use airport property; authorizing the department to participate in the capital cost of eligible public-use airport and aviation development projects in accordance with specified rates, under certain circumstances; revising the requirements of such rates; authorizing the department to participate in the capital cost of eligible public-use airport and aviation discretionary capacity improvement projects; revising the conditions under which the department provides priority funding; prohibiting a single public-use airport from securing discretionary capacity improvement project funds in excess of a specified percentage; authorizing the department to initially fund up to a specified percentage of the cost of land acquisition for a new public-use airport or for the expansion of an existing public-use airport that is owned and operated by a municipality, a county, an authority, or a sponsor; authorizing the department to fund eligible projects performed by not-for-profit organizations that represent a majority of public-use airports in this state; revising the requirements of such eligible projects; amending s. 332.06, F.S.; authorizing the cost of investigation, surveying, planning, acquiring, establishing, constructing, enlarging, or improving or equipping public-use airports to be paid for by appropriation or from the proceeds of municipal bonds; amending s. 332.07, F.S.; authorizing governing bodies that have the power to appropriate moneys within the municipalities in this state which are acquiring, establishing, constructing, enlarging, improving, maintaining, equipping, or operating public-use airports to appropriate and raise

moneys in such municipalities sufficient to administer specified provisions; amending s. 332.08, F.S.; authorizing additional powers to a municipality that has established or may establish public-use airports, instead of airports, or that has acquired, set apart, or may acquire or set apart real property for such purpose; revising the name of the Federal Aviation Administration’s Airport Privatization Pilot Program to the Federal Aviation Administration’s Airport Investment Partnership Program; amending s. 332.09, F.S.; authorizing a municipality or a sponsor to accept federal and other moneys for the acquisition, construction, enlargement, improvement, maintenance, equipment, or operation of public-use airports and other air navigation facilities and to comply with certain laws, rules, and regulations for the expenditure of federal moneys; amending ss. 196.012 and 334.27, F.S.; conforming cross-references; providing an effective date.

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

By Senator Brandes—

SB 546—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 certain persons authorized by the Office of Financial Regulation to cash 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 certain conditions are met; authorizing the Financial Services Commission to adopt rules; providing an effective date.

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

By Senator Brandes—

SB 548—A bill to be entitled An act relating to electronic legal documents; providing directives to the Division of Law Revision; 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 the 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 certificates; 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 electronic journals of online notarial acts and certain audio-video communication recordings; 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; specifying that the Department of State maintains jurisdiction for a specified period of time for purposes of investigating notarial misconduct; authorizing the use of specified information for evidentiary purposes; creating s. 117.255, F.S.; specifying requirements for the use of electronic journals, signatures, and seals; requiring an online 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; providing an exception; 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 cer-

tificate 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; authorizing the use of specified information for evidentiary purposes; providing for 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.; authorizing the department to adopt rules and standards for online notarizations; providing minimum standards for online notarizations until such rules are adopted; 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. 90.803, F.S.; creating a hearsay exception for certain electronic records created and stored by a qualified custodian; amending s. 92.50, F.S.; revising requirements for oaths, affidavits, and acknowledgements; amending s. 95.231, F.S.; providing a limitation period for certain recorded instruments; amending s. 689.01, F.S.; providing for the witnessing of documents in connection with real estate conveyances; providing for the validation of certain recorded documents; amending s. 694.08, F.S.; providing for the validation of certain recorded documents; amending s. 695.03, F.S.; providing and revising requirements for making acknowledgments, proofs, and other documents; amending s. 695.04, F.S.; conforming provisions to changes made by the act; amending s. 695.25, F.S.; revising the statutory short form of acknowledgements to include acknowledgement by online notarization; amending s. 695.28, F.S.; revising the criteria under which an electronic document is deemed to be validly recorded; conforming provisions to changes made by the act; amending s. 709.2119, F.S.; authorizing the acceptance of a power of attorney based upon an electronic journal or electronic record made by a notary public; amending s. 709.2120, F.S.; prohibiting acceptance of a power of attorney if witnessed or notarized remotely; amending s. 709.2202, F.S.; prohibiting the granting of certain authority through a power of attorney that is witnessed or notarized remotely; amending s. 731.201, F.S.; redefining the term “will” to conform to changes made by the act; amending s. 732.506, F.S.; exempting electronic wills from provisions governing the revocation of wills and codicils; prescribing the manner by which an electronic will or codicil may be revoked; creating s. 732.521, F.S.; providing definitions; creating s. 732.522, F.S.; prescribing the manner by which an electronic will must be executed; creating s. 732.523, F.S.; specifying requirements for the self-proof of an electronic will; creating s. 732.524, F.S.; specifying requirements necessary to serve as a qualified custodian of an electronic will; creating s. 732.525, F.S.; requiring a qualified custodian to post and maintain a blanket surety bond of a specified amount and maintain liability insurance; authorizing the Attorney General to petition a court to appoint a receiver to manage electronic records of a qualified custodian; creating s. 732.526, F.S.; specifying conditions by which an electronic will is deemed to be an original will; amending s. 733.201, F.S.; requiring that self-proved electronic wills meet certain requirements for admission to probate; creating s. 740.10, F.S.; specifying that any act taken pursuant to ch. 740, F.S., does not affect the requirement that a will be deposited within a certain timeframe; providing effective dates.

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

By Senator Cruz—

SB 550—A bill to be entitled An act relating to homeowners’ insurance policies; amending s. 627.7011, F.S.; providing that homeowners’ insurance policies offering specified flood insurance coverage may omit a portion of a specified statement which relates to flood insurance; providing an effective date.

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

By Senator Rader—

SB 552—A bill to be entitled An act relating to presidential electors; amending ss. 103.011, 103.021, 103.022, and 103.061, F.S.; revising the manner of allocating the state’s electoral votes in presidential elections to be based on votes cast in each congressional district; providing a limitation regarding the filling of vacancies of presidential electors;

conforming provisions to changes made by the act; providing an effective date.

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

By Senator Pizzo—

SB 554—A bill to be entitled An act relating to offenses against brokers, broker associates, or sales associates; creating s. 775.0864, F.S.; providing definitions; providing applicability; providing for reclassification of specified offenses committed against brokers, broker associates, or sales associates; amending s. 921.0022, F.S.; 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; and Appropriations.

By Senator Rader—

SB 556—A bill to be entitled An act relating to primary elections; amending s. 100.061, F.S.; requiring that a universal primary election open to all qualified electors, regardless of political party affiliation or lack thereof, be held for purposes of selecting candidates for specified federal, state, local, and district offices; specifying that the candidates receiving the highest and next highest number of votes in the universal primary election advance to the general election; modifying procedures in the event of a tied vote between candidates; amending s. 101.151, F.S.; modifying ballot layout requirements to conform to the addition of the universal primary election; amending ss. 97.021, 99.061, 99.063, 99.0955, 100.051, 100.081, 100.111, 100.191, 101.021, 101.2512, 101.252, 101.5606, 102.131, 102.151, 102.168, 102.1685, 102.171, 104.071, 104.31, 105.071, 106.011, 106.021, 106.03, 106.12, 106.143, 106.15, 106.18, 112.313, and 112.3145, F.S.; conforming provisions and terminology to changes made by the act; providing an effective date.

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

By Senator Gruters—

SB 558—A bill to be entitled An act relating to the termination of pregnancy; creating s. 390.301, F.S.; providing a short title; defining terms; prohibiting the attempted or actual performance or induction of an abortion in certain circumstances; providing a parameter to be used in determining the applicability of the prohibition; requiring a physician to make a specified determination before performing or inducing or attempting to perform or induce an abortion; requiring that, except in the case of a medical emergency, the physician performing or inducing an abortion determine the probable postfertilization age of the unborn child; providing parameters for making the determination; requiring a physician to use an abortion method that provides the best opportunity for the unborn child to survive the abortion in specified circumstances; requiring certain physicians to report specified information to the Department of Health containing specified data each time the physician performs or attempts to perform an abortion; prohibiting the reports from including information that would identify the woman whose pregnancy was terminated; requiring the reports to include a unique medical record identification number; requiring the department to publish a summary of data from the physician reports on an annual basis; providing penalties for failure to timely submit physician reports; providing for disciplinary action; requiring the department to adopt rules; providing criminal penalties and civil and criminal remedies; providing for the awarding of attorney fees; requiring a court to rule on the need for the protection, in certain civil and criminal proceedings or actions, of the privacy of the identity of a woman on whom an abortion is performed or induced or on whom an abortion is attempted to be performed or induced; requiring that certain actions be brought under a pseudonym; creating a special revenue account to pay for certain costs and expenses incurred by the state in defending the act; providing for funding and retention of interest; providing construction and severability; providing an effective date.

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

By Senator Gruters—

SB 560—A bill to be entitled An act relating to public records; creating s. 390.305, F.S.; providing an exemption from public records requirements for physician abortion reports filed with the Department of Health; providing exceptions; providing retroactive application; 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; Judiciary; Governmental Oversight and Accountability; and Rules.

By Senator Diaz—

SB 562—A bill to be entitled An act relating to homestead exemptions; creating s. 196.076, F.S.; providing an additional homestead exemption from school district levies for certain persons age 65 or older; authorizing persons entitled to and receiving a certain homestead exemption to apply for and receive the additional exemption; authorizing specified other persons to receive the exemption; requiring a property appraiser who makes a certain determination to serve upon the owner a notice of intent to record a tax lien against the property; providing that such property is subject to certain taxes, penalties, and interest; providing an exception from such penalties and interest; providing that an owner must be given a specified timeframe to pay taxes, penalties, and interest before a lien is filed; providing requirements for such a lien; providing applicability; providing a contingent effective date.

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

By Senator Hooper—

SB 564—A bill to be entitled An act relating to truth in millage notices; amending s. 200.069, F.S.; authorizing property appraisers to make notices of proposed property taxes available on their websites in lieu of mailing the notices; authorizing property appraisers to use electronic technology and devices for certain formatting purposes; requiring a property appraiser electing to post such notices on the website to present a plan to the board of county commissioners; providing construction; requiring such websites to provide certain options for receiving notices to taxpayers; requiring such property appraisers, for a specified timeframe, to mail notices containing specified information to taxpayers listed on assessment rolls; requiring such property appraisers to mail a notification containing specified information to new property owners; amending ss. 192.0105, 193.073, 193.114, and 193.1142, F.S.; conforming provisions to changes made by the act; amending s. 194.011, F.S.; revising timeframes for filing petitions with the value adjustment board as to valuation issues; providing an effective date.

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

By Senator Hooper—

SB 566—A bill to be entitled An act relating to sinkhole and catastrophic ground cover collapse insurance; amending s. 627.706, F.S.; revising the definition of the term “catastrophic ground cover collapse” for insurance coverage purposes; providing circumstances under which damage of a structure or building constitutes a specified loss; defining the term “dangerous”; providing applicability; providing an effective date.

—was referred to the Committees on Banking and Insurance; Innovation, Industry, and Technology; and Rules.

By Senator Diaz—

SB 568—A bill to be entitled An act relating to the assessment of property; creating s. 193.019, F.S.; authorizing local governments to enter into agreements with certain property owners to authorize the local governments to record specified restrictive covenants related to affordable housing; authorizing such covenants to contain resale restrictions and to be amended or supplemented under certain circumstances; specifying where such covenants must be recorded; requiring such local governments to provide property appraisers with a certain list by a certain date; requiring property appraisers to consider such restrictive covenants in arriving at the just value of such properties; specifying that such restrictive covenants and the changes and updates to and resale restrictions in the covenants are deemed a land use regulation; amending s. 196.183, F.S.; revising the requirements that allow property appraisers to exempt certain property from the tangible personal property tax; providing an effective date.

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

By Senator Diaz—

SB 570—A bill to be entitled An act relating to laser hair removal or reduction; amending s. 478.42, F.S.; revising definitions; repealing s. 478.44, F.S., relating to the Electrolysis Council; amending s. 478.49, F.S.; providing certification requirements for licensed electrologists who perform laser hair removal or reduction; amending ss. 478.43, 478.45, 478.50, 478.52, and 478.53, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Health Policy; Innovation, Industry, and Technology; and Rules.

By Senators Baxley and Perry—

SB 572—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; Health Policy; and Appropriations.

By Senators Diaz and Stewart—

SB 574—A bill to be entitled An act relating to the Special Risk Class; amending s. 121.0515, F.S.; adding to the class certain employees of specified state hospitals and other facilities who spend a certain amount of time performing duties that involve contact with patients or inmates; 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 Agriculture, Environment, and General Government; and Appropriations.

By Senator Perry—

SB 576—A bill to be entitled An act relating to a back-to-school sales tax holiday; providing exemptions from the sales and use tax on the retail sale of certain clothing, school supplies, personal computers, and personal computer-related accessories during a specified timeframe; defining terms; specifying locations where the exemptions do not apply; authorizing the Department of Revenue to adopt emergency rules; providing an appropriation; providing an effective date.

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

By Senators Broxson and Perry—

SB 578—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 specified fees for certain purposes; amending s. 492.105, F.S.; providing that the examination fee is nonrefundable; 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; authorizing the board to adopt a continuing education program; 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.; providing that certain persons may only maintain their specified exemptions if they do not submit documents for public record; exempting certain persons practicing professional geology from certain requirements; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Bean—

SB 580—A bill to be entitled An act relating to the taxation of aircraft sales and leases; amending s. 212.05, F.S.; decreasing the sales tax rate on aircraft sales and leases; amending s. 212.08, F.S.; decreasing the maximum applicable sales tax rate under the flyable aircraft partial sales tax exemption; providing an effective date.

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

By Senators Diaz and Gainer—

SB 582—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; 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.; clarifying the circumstances under which ballots must be processed through automatic tabulating equipment in a recount; 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; Governmental Oversight and Accountability; and Appropriations.

By Senator Cruz—

SB 584—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; prohibiting charter schools from operating as, or being operated by, a for-profit corporation, a for-profit educational management organization, or a for-profit charter management organization; defining the terms “for-profit educational management organization,” “for-profit charter management organization,” and “operate as, or be operated by”; prohibiting a charter school from entering into a subcontract to avoid certain requirements; providing an effective date.

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

By Senator Cruz—

SB 586—A bill to be entitled An act relating to structurally sound and accessible school facilities; creating s. 1002.24, F.S.; providing legislative intent; defining terms; providing that all students have certain rights relating to attending schools that meet specific standards; providing construction; requiring that certain new school facilities be constructed in compliance with public shelter design criteria; requiring each district school board, the governing authority of each state scholarship-participating private school, and the governing authority of any school not owned by a board to implement certain procedures; providing for duties of existing state scholarship-participating private schools and certain startup charter schools; providing for duties of the Department of Education; providing for rulemaking; providing for preemption of the State Requirements for Educational Facilities and the Florida Building Code; amending s. 1002.33, F.S.; requiring a startup charter school to use facilities that comply with the State Requirements for Educational Facilities; amending s. 1002.42, F.S.; requiring the governing authority of a state scholarship-participating private school to require that any new construction, remodeling, or renovation of school facilities comply with the Florida Building Code and the State Requirements for Educational Facilities; providing an effective date.

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

By Senators Hutson and Bradley—

SB 588—A bill to be entitled An act relating to single-use plastic straws; creating s. 403.7034, F.S.; defining terms; providing that a food service establishment may distribute a single-use plastic straw to a customer only if requested to do so by the customer; providing exceptions; providing that a food service establishment may make single-use plastic straws available through self-serve straw dispensers; preempting the regulation of single-use plastic straws to the state; providing an effective date.

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

By Senator Albritton—

SB 590—A bill to be entitled An act relating to state park fees; amending s. 258.014, F.S.; requiring the Division of Recreation and Parks to create by rule a state park annual entrance pass program to allow entrance at no charge to persons who perform certain volunteer work; providing requirements for the program; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Albritton—

SB 592—A bill to be entitled An act relating to the prescription drug monitoring program; amending s. 893.055, F.S.; expanding the exceptions to a requirement that a prescriber or dispenser must consult the program to review a patient’s controlled substance dispensing history before prescribing or dispensing a controlled substance for a patient of a certain age; providing an effective date.

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

By Senator Hutson—

SB 594—A bill to be entitled An act relating to state shared revenues; creating s. 16.63, F.S.; requiring the Attorney General, at the request of one or more members of the Legislature, to investigate whether a certain official action of the governing body of a county or municipality violated state law or the State Constitution; requiring the Attorney General to report his or her findings and conclusions to the Governor, the Legislature, and the Secretary of State; providing requirements if

no violation is found; requiring the Attorney General to initiate a civil action for specified relief in the appropriate circuit court against the county or municipality if it finds a violation occurred or is likely to have occurred; requiring, if the circuit court issues an order finding a violation, the governing body of the subject county or municipality timely remedy the violation as provided in the order; authorizing the county or municipality to seek judicial review and a stay of the order; requiring the Attorney General to petition for, and the circuit court to issue, an order directing the Department of Revenue to withhold the share of revenues apportioned to the county or municipality under the Revenue Sharing Act of 1972 and from local government half-cent sales tax proceeds if the county or municipality fails to timely comply with the order; providing an exception; authorizing the county or municipality to petition the court for an order to restore amounts withheld under certain circumstances; amending s. 218.23, F.S.; specifying requirements for the department in redistributing Revenue Sharing Act of 1972 moneys withheld from a county or municipality; amending s. 218.26, F.S.; conforming provisions to changes made by the act; amending s. 218.63, F.S.; specifying requirements for the department in redistributing local government half-cent sales tax moneys withheld from a county or municipality; providing an effective date.

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

By Senators Albritton and Perry—

SB 596—A bill to be entitled An act relating to regional rural development grants; amending s. 288.018, F.S.; defining the term “regional economic development organization”; specifying that the concept of building the professional capacity of a regional economic development organization includes the hiring of professional staff to perform specified services; providing that matching grants may be used to provide technical assistance to local governments and economic development organizations and to existing and prospective businesses; specifying that a regional economic development organization that provides taxpayer-funded incentives is not eligible to participate in the matching grant program; increasing the maximum amount of annual grant funding that specified economic development organizations may receive; revising the required amount of nonstate matching funds; requiring that certain information be included in a contract or agreement involving the expenditure of grant funds; requiring that contracts or agreements involving the expenditure of grant funds, and a plain-language version of certain contracts or agreements, be placed on the contracting regional economic development organization’s website for a specified period before execution; deleting an obsolete provision; increasing the amount of funds the Department of Economic Opportunity may expend each fiscal year for certain purposes; amending s. 288.0655, F.S.; increasing the maximum percentage of total infrastructure project costs for which the department may award a grant; deleting a provision authorizing a higher maximum percentage of total infrastructure project costs 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; requiring that improvements to broadband Internet service and access be made through certain partnerships, which must be established through a competitive selection process; extending the date by which the department is required to reevaluate certain guidelines and criteria; requiring that certain information be included in a contract or agreement involving the expenditure of grant funds; requiring that contracts or agreements involving the expenditure of grant funds, and a plain-language version of certain contracts or agreements, be placed on the contracting regional economic development organization’s website for a specified period before execution; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Innovation, Industry, and Technology; and Appropriations.

By Senator Albritton—

SB 598—A bill to be entitled An act relating to firearms; amending s. 790.115, F.S.; authorizing a concealed weapon or concealed firearm licensee to carry a concealed firearm on the property of a religious institution during religious services or religious institution events when the property also contains a school; providing exceptions; reenacting s.

775.30(2), F.S., relating to terrorism, to incorporate the amendment made to s. 790.115, F.S., in a reference thereto; providing an effective date.

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

By Senators Gibson and Bean—

SB 600—A bill to be entitled An act relating to public records; amending s. 119.0713, F.S.; providing an exemption from public records requirements for certain utility customer meter-derived data and billing 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 Innovation, Industry, and Technology; Governmental Oversight and Accountability; and Rules.

By Senator Perry—

SB 602—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 Pizzo—

SB 604—A bill to be entitled An act relating to registered contractor licensing; amending s. 489.514, F.S.; extending the date by which an applicant must make application for a license to be grandfathered; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Community Affairs; and Rules.

By Senator Pizzo—

SB 606—A bill to be entitled An act relating to sexual battery offenses; amending s. 775.15, F.S.; increasing the statute of limitations period for specified sexual battery offenses committed on or after a specified date; amending s. 943.326, F.S.; requiring the Department of Law Enforcement to adopt a system for tracking sexual offense evidence test kits by a specified date; requiring the department to develop policies and procedures concerning victim access to information from such kits; providing an effective date.

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

By Senator Bean—

SB 608—A bill to be entitled An act relating to railroad-highway grade crossings; amending s. 351.03, F.S.; prohibiting a railroad train from blocking a public highway, street, or road at a railroad-highway grade crossing for more than a specified time; providing exceptions; providing civil penalties; exempting certain persons from liability for violations under certain circumstances; providing construction; providing an effective date.

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

By Senator Pizzo—

SB 610—A bill to be entitled An act relating to condominium associations; amending s. 718.111, F.S.; revising criminal penalties relating to the acceptance of things or services of value or kickbacks; providing

criminal penalties for certain violations relating to official association records; defining the term “repeatedly”; revising criminal penalties relating to the use of association debit cards; defining the term “lawful obligation of the association”; creating s. 718.129, F.S.; providing criminal penalties for fraudulent voting activities related to association elections; providing an effective date.

—was referred to the Committees on Criminal Justice; Innovation, Industry, and Technology; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Baxley—

SB 612—A bill to be entitled An act relating to driving under the influence; amending s. 316.193, F.S.; defining the term “conviction”; amending s. 316.1937, F.S.; requiring that the monthly leasing fee for an ignition interlock device be discounted by specified percentages under certain circumstances when a person claims inability to pay; providing that a person who qualifies for a discount is not required to pay certain costs; amending s. 316.656, F.S.; authorizing a court, upon agreement by a state attorney, to withhold adjudication of guilt for certain criminal violations relating to driving under the influence, under certain circumstances; providing that a person is eligible to petition the court to enter a withhold of adjudication within a specified period after the date of his or her conviction for a certain criminal violation, under certain circumstances; making technical changes; providing an effective date.

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

By Senator Broxson—

SB 614—A bill to be entitled An act relating to the Interstate Insurance Product Regulation Compact; amending s. 626.9933, F.S.; providing that this 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 compact standards adopted by this state; revising standards and amendments to standards that the state prospectively opts out of; deleting a provision construing certain opt-out authority under the compact; deleting a provision specifying uniform standards opted out of by this state; 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; Judiciary; and Rules.

By Senator Perry—

SB 616—A bill to be entitled An act relating to engineering; amending s. 471.008, F.S.; authorizing the Board of Professional Engineers to establish standards of practice and responsibility rules for the profession of engineering; amending s. 471.013, F.S.; revising the prerequisites for a person to take an examination that determines whether she or he is qualified to practice in this state as an engineer; deleting an obsolete provision; amending s. 471.015, F.S.; revising licensure certification requirements to include active engineering experience and a minimum age; revising requirements for licensure by endorsement by the board; providing that the time period in which a licensure application must be granted or denied is tolled if an applicant is required to make a personal appearance before the board; requiring the board to deny a license if such an applicant fails to appear before the board within a specified timeframe; requiring the board to establish certain training and education requirements for certain qualified representatives; amending s. 471.025, F.S.; requiring a successor engineer to be able to independently re-create certain work when seeking to reuse certain documents; specifying that a successor engineer assumes full professional and legal responsibility by signing or affixing his or her seal to assumed documents; releasing the engineer who previously sealed the documents from any professional responsibility or civil liability for her or his work that is assumed by a successor engineer; defining the term “successor engineer”; amending s. 553.79, F.S.; requiring that structural inspections on a threshold building be performed

during new construction or during certain repair or restoration projects; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Community Affairs; and Rules.

By Senator Perry—

SB 618—A bill to be entitled An act relating to the tax on commercial real property; amending s. 212.031, F.S.; providing an exemption from the tax imposed on rental or license fees charged for the use of commercial real property; increasing 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; amending ss. 212.08, 212.12, 288.1258, 338.234, and 341.840, F.S.; conforming provisions to changes made by the act; providing effective dates.

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

By Senator Broxson—

SB 620—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. 163.3175, F.S.; revising applicability with respect to certain military installations; 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.; revising the definition of the term “activities”; 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; amending s. 1003.05, F.S.; requiring public schools to accept a permanent change of station order as proof of residency for certain programs; amending s. 1009.21, F.S.; revising when active duty members of the Armed Services of the United States are classified as residents for tuition purposes; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs and Space; Innovation, Industry, and Technology; and Rules.

By Senators Brandes and Diaz—

SB 622—A bill to be entitled An act relating to traffic infraction detectors; repealing s. 316.003(36) and (91), 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 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, 316.640, 316.650, 318.121, 318.14, 318.18, 320.03, and 322.27, F.S., relating to distribution of proceeds, enforcement by traffic infraction enforcement officers using such detectors, procedures for disposition of citations, preemption of additional fees or surcharges, compliance, amount of penalties, registration and renewal of license plates, and points assessed for certain violations, to conform provisions to changes made by the act; providing an effective date.

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

By Senator Montford—

SB 624—A bill to be entitled An act relating to youth in solitary confinement; creating s. 945.425, F.S.; defining terms; prohibiting the Department of Corrections from placing a youth in solitary confinement except under certain circumstances; authorizing a youth to be placed in emergency confinement if certain conditions are met; requiring facility staff to document such placement; requiring that, within a specified timeframe and at specified intervals, a mental health clinician conduct certain evaluations of a youth who is in emergency confinement; limiting the allowable length of time for emergency confinement; requiring specific treatment for a youth who is in emergency confinement; prohibiting the use of emergency confinement for certain purposes; authorizing a youth to be placed in medical confinement under certain circumstances; limiting the allowable length of time for medical confinement; requiring facility staff to document such confinement; requiring that, within a specified timeframe and at specified intervals, a medical professional conduct certain evaluations of a youth who is in medical confinement; prohibiting the use of medical confinement for certain purposes; requiring the department to review its policies and procedures relating to youth in solitary confinement; requiring the department to certify compliance in a report to the Governor and Legislature by a specified date; requiring the department to adopt policies and procedures; providing applicability; amending s. 951.23, F.S.; requiring sheriffs and chief correctional officers to adopt model standards relating to youth; creating s. 985.28, F.S.; defining terms; prohibiting the Department of Juvenile Justice from placing a child in solitary confinement except under certain circumstances; authorizing a child to be placed in emergency confinement if certain conditions are met; requiring facility staff to document such placement; requiring that, within a specified timeframe and at specified intervals, a mental health clinician conduct certain evaluations of a child who is in emergency confinement; limiting the allowable length of time for the use of emergency confinement; requiring specific treatment for a child who is in emergency confinement; prohibiting the use of emergency confinement for certain purposes; authorizing a youth to be placed in medical confinement under certain circumstances; limiting the allowable length of time for medical confinement; requiring facility staff to document such placement; requiring that, within a specified timeframe and at specified intervals, a medical professional conduct certain evaluations of a child who is in medical confinement; prohibiting the use of medical confinement for certain purposes; requiring the department and the board of county commissioners of each county that administers a detention facility to review policies and procedures relating to disciplinary treatment; requiring the department and the board of county commissioners of each county that administers a detention facility to certify compliance in a report to the Governor and Legislature by a specified date; providing applicability; creating s. 985.4415, F.S.; defining terms; prohibiting facility staff from placing a child in solitary confinement, except under certain circumstances; authorizing a child to be placed in emergency confinement if certain conditions are met; requiring facility staff to document such placement; requiring that, within a specified timeframe and at specified intervals, a mental health clinician conduct certain evaluations of a child who is in emergency confinement; limiting the allowable length of time for emergency confinement; requiring specific treatment for a child who is in emergency confinement; prohibiting the use of emergency confinement for certain purposes; authorizing a youth to be placed in medical confinement under certain circumstances; limiting the allowable length of time for medical confinement; requiring facility staff to document such placement; requiring that, within a specified timeframe and at specified intervals, a medical professional conduct certain evaluations of a child who is in medical confinement; prohibiting the use of medical confinement for certain purposes; requiring the department to review policies and procedures relating to disciplinary treatment; requiring the department to certify compliance in a report to the Governor and Legislature by a specified date; providing applicability; amending s. 944.09, F.S.; authorizing the Department of Corrections to adopt rules; amending s. 985.601, F.S.; requiring the Department of Juvenile Justice to adopt rules; reenacting s. 944.279(1), F.S., relating to disciplinary procedures applicable to a prisoner for filing frivolous or malicious actions or bringing false information before a court, to incorporate the amendment

made to s. 944.09, 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 Brandes—

SB 626—A bill to be entitled An act relating to insurer guaranty associations; amending s. 631.713, F.S.; revising applicability of part III of ch. 631, F.S., as to health maintenance organizations, long-term care insurance benefits, certain health care benefits, and certain structured settlement annuity benefits; amending s. 631.714, F.S.; defining the term “long-term care assessment obligations”; amending s. 631.716, F.S.; revising the number of members and composition of the Florida Life and Health Insurance Guaranty Association’s board of directors; specifying requirements relating to the director of the Health Maintenance Organization Consumer Assistance Plan to be confirmed to the association’s board; specifying rights of the director or his or her designee; deleting an obsolete provision; amending s. 631.717, F.S.; adding the reissuance of covered policies to a list of duties of the association relating to insolvent insurers; providing construction; specifying duties of the association as to potential long-term care insurer impairments or insolvencies, sharing information, and providing assistance to the Health Maintenance Organization Consumer Assistance Plan’s board of directors; revising applicability of a specified limit on the association’s liability for the contractual obligations of an insolvent insurer; conforming a provision to changes made by the act; requiring that the Department of Financial Services, rather than a receivership court, approve certain alternative policies or contracts; authorizing the board to file directly for actuarially justified rate or premium increases; amending s. 631.718, F.S.; specifying the calculation and allocation of Class B assessments for long-term care insurance; specifying a limit on certain assessments on a member insurer or member health maintenance organization; conforming provisions to changes made by the act; amending s. 631.721, F.S.; deleting an obsolete provision; revising the requirements of the association’s plan of operation relating to long-term care insurer impairments and insolvencies; conforming a cross-reference; creating s. 631.738, F.S.; providing applicability of certain provisions to certain member insurers; amending s. 631.816, F.S.; adding duties of the board of directors of the Health Maintenance Organization Consumer Assistance Plan to conform to changes made by the act; amending s. 631.818, F.S.; adding to the duties of the plan to conform to changes made by the act; amending s. 631.819, F.S.; specifying requirements for long-term care insurer impairment and insolvency assessments for member health maintenance organizations; requiring the plan to issue certificates of contribution to member health maintenance organizations paying certain assessments; specifying requirements of, and the use of, such certificates; amending s. 631.820, F.S.; conforming provisions to changes made by the act; amending s. 631.821, F.S.; making a technical change; providing a directive to the Division of Law Revision; providing an effective date.

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

By Senator Albritton—

SB 628—A bill to be entitled An act relating to water resources; amending s. 403.928, F.S.; declaring legislative intent; revising requirements for the Office of Economic and Demographic Research’s annual assessment of this state’s water resources and conservation lands; requiring the office to consult with the Department of Environmental Protection; defining the term “agency”; requiring the assessment to be submitted to the Legislature by a specified date; making technical changes; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Infrastructure and Security; and Appropriations.

By Senator Perry—

SB 630—A bill to be entitled An act relating to nonopioid directives; amending s. 456.44, F.S.; providing legislative findings; requiring the

Department of Health to establish a voluntary nonopioid directive form; providing requirements for the form; requiring the form to be posted on the department website; requiring certain registrants to document receipt of the form in a patient's medical record; authorizing a patient to appoint a duly authorized guardian or health care proxy who may revoke a voluntary nonopioid directive; requiring certain registrants to provide a copy of the form to certain patients; requiring a pharmacist to presume that an electronically transmitted prescription for an opioid drug is valid; authorizing a pharmacist to dispense an opioid drug in contradiction of a voluntary nonopioid directive; providing that certain persons are not liable for damages or subject to criminal prosecution under certain circumstances; providing that certain persons may be subject to disciplinary action under certain circumstances; providing an effective date.

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

SR 632—Not introduced.

By Senators Rouson, Berman, and Perry—

SB 634—A bill to be entitled An act relating to child welfare; providing a short title; amending s. 25.385, F.S.; requiring the Florida Court Educational Council to establish certain standards for instruction of circuit and county court judges for dependency cases; creating s. 39.0142, F.S.; requiring the Department of Children and Families to notify local law enforcement agencies of certain people involved in a child protective investigation; authorizing a law enforcement officer to call the central abuse hotline in certain situations; creating s. 39.0143, F.S.; providing training requirements for the recognition and treatment of head trauma and brain injury in specified children; amending s. 39.8296, F.S.; requiring that the guardian ad litem training program include training on the recognition and treatment of head trauma and brain injury in specified children; amending s. 402.402, F.S.; requiring certain entities to provide training to certain parties on the recognition and treatment of head trauma and brain injury in specified children; removing obsolete language; amending s. 409.906, F.S.; requiring the Agency for Health Care Administration, in consultation with the department, to establish a targeted case-management pilot project in certain judicial circuits; amending s. 409.988, F.S.; authorizing lead agencies to provide intensive family reunification services that combine child welfare and mental health services to certain families; creating s. 943.17297, F.S.; requiring the Criminal Justice Standards and Training Commission to incorporate training for specified purposes; requiring law enforcement officers to complete training on the recognition and treatment of head trauma and brain injury in specified children for certification or continued employment; 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 Braynon—

SB 636—A bill to be entitled An act relating to use or threatened use of force; amending ss. 776.012 and 776.013, F.S.; revising the standard under which a person is justified in using or threatening to use non-deadly or deadly force from a person's reasonable belief to the objective belief of a reasonably cautious and prudent person in the same circumstances; amending s. 776.032, F.S.; revising the burden of proof from clear and convincing evidence to a preponderance of the evidence which the party seeking to overcome immunity from criminal prosecution under a specified provision must prove; providing that immunity from prosecution is not available to an aggressor; reenacting s. 790.25(5), F.S., relating to lawful ownership, possession, and use of firearms and other weapons, to incorporate the amendment made to s. 776.012, F.S., in a reference thereto; providing an effective date.

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

By Senator Braynon—

SB 638—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 Braynon—

SB 640—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; providing an effective date.

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

By Senators Brandes, Gruters, Rouson, Perry, and Broxson—

SB 642—A bill to be entitled An act relating to criminal justice; providing a short title; amending s. 893.135, F.S.; requiring that the court impose, for an offense relating to trafficking in certain substances, a sentence pursuant to the Criminal Punishment Code and without regard to any statutory minimum sentence if the court makes specified findings under certain circumstances; amending s. 944.275, F.S.; requiring an education program manager to recommend, and authorizing the Department of Corrections to grant, an award of a specified amount of incentive gain-time to an inmate who has completed the Prison Entrepreneurship Program; revising circumstances under which certain inmates are not eligible for certain types of gain-time in amounts that would cause a sentence to end or require a release prior to serving a minimum percentage of a sentence; amending s. 944.611, F.S.; providing legislative intent with respect to the location of an inmate's confinement; amending s. 944.705, F.S.; requiring that the department provide an inmate with a comprehensive community reentry resource directory organized by county before an inmate's release; authorizing a nonprofit faith-based business or a professional, civic, or community organization to apply for registration with the department to provide inmate reentry services; requiring the department to adopt certain policies and procedures; authorizing the department to deny approval and registration of an organization or representative of an organization under certain circumstances; authorizing the department to contract with a public or private educational institution's Veterans Advocacy Clinic or Veterans Legal Clinic for certain purposes; requiring the department to include notification of all outstanding terms of sentence in an inmate's release documents; requiring the department to adopt certain rules; amending s. 944.801, F.S.; authorizing the Correctional Education Program to establish a Prison Entrepreneurship Program and adopt procedures for admitting student inmates; providing requirements for the program; authorizing transitional and postrelease continuing educational services to be offered under certain circumstances; requiring the department to enter into certain agreements to implement the program; requiring that the program be funded with existing resources; amending s. 948.001, F.S.; redefining the term "administrative probation"; amending s. 948.013, F.S.; authorizing the department to transfer an offender to administrative probation under certain circumstances; amending s. 948.03, F.S.; requiring the department to include in the Florida Crime Information Center system all conditions of probation as determined by the court for each probationer;

amending s. 948.06, F.S.; requiring a probation officer to determine whether a probationer or offender on community control who commits a technical violation is eligible for a certain alternative sanctioning program; authorizing the probation officer to take certain actions if such probationer or offender is eligible; defining the term “technical violation”; requiring that judicial circuits establish an alternative sanctioning program; authorizing the chief judge of each judicial circuit to issue specified administrative orders; requiring a probation officer to submit to the court for approval any recommended sanctions against a probationer or offender determined to be eligible for the program to the court for approval; defining the terms “low-risk violation” and “moderate-risk violation”; specifying circumstances under which a probationer or offender on community control is not eligible for an alternative sanction; authorizing a probation officer to offer an eligible probationer one or more specified alternative sanctions for a first or second low-risk violation; authorizing a probation officer, under certain circumstances, to offer an eligible probationer or offender on community control one or more specified alternative sanctions for a first moderate-risk violation; providing that the participation of a probationer or offender on community control in the alternative sanctioning program is voluntary, subject to certain requirements; specifying actions that a probationer or offender on community control may take if he or she is eligible for an alternative sanctioning program; providing that a probation officer, under certain circumstances, submit a recommended sanction to the court; authorizing the court to impose the recommended sanction or direct the department to submit a violation report, affidavit, and warrant to the court; authorizing a probation officer to submit a violation report, affidavit, and warrant to the court under certain circumstances; prohibiting certain evidence in subsequent proceedings; amending s. 893.03, F.S.; conforming a cross-reference; 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 644—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 nurse 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 direct care registered 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 should be 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 and providing requirements relating thereto; 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 certain 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 direct care registered 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 Book—

SB 646—A bill to be entitled An act relating to child welfare; amending s. 39.4085, F.S.; providing legislative findings and intent; specifying the rights of children and young adults in out-of-home care; providing roles and responsibilities for the Department of Children and Families, community-based care lead agencies, and other agency staff; providing roles and responsibilities for caregivers; requiring the department to adopt certain rules; creating s. 39.4088, F.S.; requiring the Florida Children’s Ombudsman to serve as an autonomous entity within the department for certain purposes; providing general roles and responsibilities for the ombudsman; requiring the ombudsman to collect certain data; requiring the ombudsman, in consultation with the department and other specified entities and by a specified date, to develop standardized information explaining the rights of children and young adults placed in out-of-home care; requiring the department, community-based care lead agencies, and agency staff to use the information provided by the ombudsman in carrying out specified responsibilities; requiring the department to establish a statewide toll-free telephone number for the ombudsman; requiring the department to adopt certain rules; amending s. 39.6011, F.S.; requiring that a case plan be developed in a face-to-face conference with a caregiver of a child under certain circumstances; providing additional requirements for the content of a case plan; providing additional requirements for a case plan when a child is 14 years of age or older or is of an appropriate age and capacity; requiring the department to provide a copy of the case plan to the caregiver of a child placed in a licensed foster home; amending s. 39.604, F.S.; requiring a caseworker to provide information about subsidies provided by early learning coalitions to caregivers of certain children; amending s. 39.701, F.S.; providing additional requirements for social study reports for judicial review; amending s. 409.145, F.S.; providing additional requirements for caregivers; providing additional requirements for records and information the department and any additional providers are required to make available to caregivers; amending s. 409.175, F.S.; providing additional requirements for the licensure and operation of family foster homes, residential child-caring agencies, and child-placing agencies; amending s. 409.1753, F.S.; requiring a lead agency, rather than the department, to provide caregivers with a contact when the caseworker is unavailable; amending s. 409.988, F.S.; requiring lead agencies to recruit and retain foster homes; amending s. 39.6013, F.S.; conforming a cross-reference; 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 Mayfield—

SB 648—A bill to be entitled An act relating to continuing education for dentists; amending s. 466.0135, F.S.; requiring a licensed dentist to complete a minimum of 2 hours of continuing education on the prescribing of controlled substances biennially; providing an effective date.

—was referred to the Committees on Health Policy; Innovation, Industry, and Technology; and Rules.

By Senator Mayfield—

SB 650—A bill to be entitled An act relating to health insurer authorization; amending s. 627.42392, F.S.; redefining the term “health insurer” and defining the term “urgent care situation”; providing that prior authorization forms may not require 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, by specified means, certain information relating to prior authorization; 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 a procedure; requiring health insurers, within specified timeframes, to authorize or deny a protocol exception request or respond to appeals of such authorizations or denials; requiring that authorizations or denials 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; Health Policy; and Rules.

By Senators Berman and Torres—

SB 652—A bill to be entitled An act relating to state procurement; creating s. 287.0921, F.S.; requiring the Department of Management Services to establish a certification program for vendors who pay their employees equal pay for equal work without regard to gender, subject to available resources; requiring the department to adopt certain rules to implement and administer the program; requiring the department to include the vendor’s certification in its records; authorizing a certified vendor to include its certification in advertising and promotional materials; providing a penalty for a vendor who makes a material misrepresentation or commits a fraudulent act in regard to self-certification; providing a limited bidding preference for certified vendors if certain conditions are met; prescribing reporting requirements; authorizing the department to cooperate and coordinate with certain governmental entities in carrying out the act; providing for applicability; authorizing the department to initiate rulemaking upon the act becoming a law; providing effective dates.

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

By Senators Book and Taddeo—

SB 654—A bill to be entitled An act relating to transfers of firearms; amending s. 790.001, F.S.; providing a definition; creating s. 790.0653, F.S.; requiring transfers of firearms to be conducted through a licensed dealer; requiring deposit of the firearm with the licensed dealer under certain circumstances; requiring processing by the licensed dealer; providing for disposition of the firearm if the licensed dealer cannot legally complete the transaction or return the firearm to its owner; authorizing a fee; providing exceptions; providing criminal penalties; requiring law enforcement agencies to report certain violations by licensed dealers to the Attorney General; providing an effective date.

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

By Senator Baxley—

SB 656—A bill to be entitled An act relating to background screening; amending ss. 25.386 and 44.106, F.S.; requiring that certain standards and procedures for foreign language court interpreters and mediators, respectively, include level 2 background screenings; providing an effective date.

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

By Senator Albritton—

SB 658—A bill to be entitled An act relating to property assessment administration; amending s. 195.022, F.S.; requiring the Department of Revenue to pay for aerial photographs and nonproperty ownership maps furnished to fiscally constrained counties; defining the term “fiscally constrained county”; providing an effective date.

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

By Senator Brandes—

SB 660—A bill to be entitled An act relating to transportation; amending s. 20.23, F.S.; requiring the Department of Transportation to consist of a central office that establishes policies and procedures and districts that carry out projects as authorized or required under the policies and procedures of the central office; amending s. 316.003, F.S.; revising and adding definitions; conforming a cross-reference; amending s. 316.008, F.S.; requiring that personal delivery devices and mobile carriers be operated in accordance with rules of the Department of Transportation; authorizing more restrictive local ordinances; amending s. 316.0895, F.S.; prohibiting the driver of any vehicle from following another vehicle more closely than is reasonable and prudent given certain circumstances; providing construction; deleting a provision relating to prohibitions on certain vehicles following other vehicles within a specified distance; repealing s. 316.0896, F.S., relating to an assistive truck platooning technology pilot project; creating s. 316.0897, F.S.; requiring the Department of Transportation, in consultation with the Department of Highway Safety and Motor Vehicles, to adopt rules for the operation of platoons, subject to certain requirements; creating s. 316.0899, F.S.; authorizing the Department of Transportation, in consultation with the Department of Highway Safety and Motor Vehicles, to conduct pilot or demonstration programs to explore the efficient implementation of innovative transportation technologies; requiring the Department of Transportation to prepare an annual report outlining the programs undertaken pursuant to this section; requiring the report be submitted to the Governor and Legislature; amending s. 316.2071, F.S.; requiring personal delivery devices and mobile carriers to comply with certain rules of the Department of Transportation or county or municipal ordinances; amending s. 316.224, F.S.; conforming a cross-reference; amending s. 316.235, F.S.; authorizing a motor vehicle to be equipped with certain lamps or devices under certain circumstances; amending s. 316.2397, F.S.; prohibiting a person from driving or moving any vehicle or equipment upon any highway within this state with any lamp or device showing or displaying a certain red and white light; authorizing certain vehicles to display red and white lights; conforming a cross-reference; amending s. 316.2398, F.S.; authorizing certain vehicles to display red and white warning signals under certain circumstances; providing requirements for such warning signals; deleting a specified penalty; amending s. 316.302, F.S.; revising regulations applicable to owners and drivers of commercial motor vehicles; 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; deleting the exemption from certain requirements for a person transporting petroleum products; amending s. 316.303, F.S.; exempting an operator of a platoon from the prohibition against active display of television or video; amending s. 316.515, F.S.; revising length and load extension limitations for stinger-steered automobile transporters; authorizing automobile transporters to backhaul certain cargo or freight under certain circumstances; authorizing an unladen power unit to tow a certain combination of trailers or semi-trailers under certain circumstances; amending s. 316.85, F.S.; authorizing the Florida Turnpike Enterprise and certain authorities to

fund, construct, and operate facilities for the advancement of autonomous and connected innovative transportation technologies, for certain purposes; amending s. 318.14, F.S.; revising the number of times that certain persons may elect to attend a basic driver improvement course; amending s. 319.141, F.S.; revising the definition of the term “rebuilt inspection services”; deleting obsolete language; requiring that the Department of Highway Safety and Motor Vehicles establish a memorandum of understanding that allows private sector operators participating in the pilot program to conduct rebuilt motor vehicle inspections and specifies certain requirements; requiring the department to ensure that a private sector operator of the pilot rebuilt motor vehicle inspection program meets certain criteria before the operator is approved to participate; specifying minimum requirements for the private sector operators; requiring the operator of a facility to annually make certain attestations; prohibiting a private sector operator from conducting an inspection of a vehicle rebuilt before its purchase by the current vehicle owner; requiring that such vehicles be inspected by the department; requiring any vehicle owner applying for a vehicle title that fails an initial rebuilt inspection to have that vehicle reinspected only by the department or the facility that conducted the original inspection; prohibiting any person or business authorized by the department to train, certify, or recertify operators and inspectors of private rebuilt motor vehicle inspection facilities from certifying or recertifying itself or any of its employees; requiring the department to conduct an onsite facility inspection at least twice a year; requiring a current operator to give the department certain notice before any transfer of a rebuilt inspection facility; requiring a transferee to meet certain eligibility requirements and execute a new memorandum of understanding with the department before operating the facility; revising the date of repeal of pilot rebuilt motor vehicle inspection program; requiring the department to submit a written report to the Governor and Legislature by a certain date; amending s. 320.01, F.S.; revising the definition of the term “apportionable vehicle”; amending s. 320.02, F.S.; requiring the application form for motor vehicle registration and renewal of registration to include an option to make a voluntary contribution to the Alzheimer’s Association, Inc.; providing distribution requirements for such contribution; amending s. 320.06, F.S.; specifying that issuance of a certain annual license plate and cab card to a vehicle that has an apportioned registration continues until a specified date; revising information required to appear on the cab card; 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; requiring an associated fee to be deposited in the Highway Safety Operating Trust Fund; authorizing a damaged or worn license plate to be replaced at no charge under certain circumstances; amending s. 320.0605, F.S.; requiring that a certain electronic copy of a registration certificate and an electronic copy of rental or lease documentation issued for a motor vehicle be in the possession of the operator or be carried in the vehicle for which it is issued and be exhibited upon demand of any authorized law enforcement officer or any agent of the department; specifying that the act of presenting to a law enforcement officer or agent of the department an electronic device displaying an electronic copy of a registration certificate or rental or lease documentation does not constitute consent for the officer or agent to access any information on the device other than the displayed certificate or documentation; requiring the person who presents the device to the officer or agent to assume the liability for any resulting damage to the device; providing that rental or lease documentation that includes the date and time of rental is sufficient to satisfy a specified requirement; 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. 320.131, F.S.; authorizing the department, beginning on a specified date, to partner with a county tax collector to conduct a Fleet Vehicle Temporary Tag pilot program, subject to certain requirements; providing for future repeal of the program; amending s. 320.95, F.S.; allowing the department to authorize issuance of an electronic certificate of registration; authorizing such certificate to be presented for inspection; providing for construction; assigning liability for any damage occurring to the device that displays the certificate; amending s. 322.01, F.S.; revising and providing definitions; amending s. 322.032, F.S.; directing the department to implement protocols for issuing an optional electronic credential and to procure a related technology system; providing requirements for qualified entities; requiring the department to maintain certain protocols and national standards; requiring the department to timely review and approve all electronic credential provider requests for authorized access to certain interfaces that meet the department’s requirements; provid-

ing requirements for an electronic credential provider and the electronic credential and verification system; requiring the department to procure electronic credential providers and a credential service provider; requiring the department to enter into specified agreements with electronic credential providers; requiring a report to the Governor and the Legislature; requiring that the department provide electronic credential providers access to a standardized digital transaction process that has specified capabilities; requiring that certain revenue be deposited into the Motor Vehicle License Clearing Trust Fund for distribution; prohibiting fees from being charged to certain entities; requiring that an electronic credential be in a format that allows certain entities to make specified verifications and validations; specifying that presenting an electronic device displaying an electronic credential does not constitute consent for a law enforcement officer to access any other information on such device; providing for the assumption of liability; providing punishments for the manufacture or possession of a false electronic credential; amending s. 322.059, F.S.; conforming a provision to changes made by the act; amending s. 322.143, F.S.; revising the definition of the term “swipe”; amending s. 322.15, F.S.; conforming a provision to changes made by the act; amending s. 322.38, F.S.; revising requirements for renting a motor vehicle to another person; amending s. 322.61, F.S.; conforming a cross-reference; amending s. 324.031, F.S.; authorizing the owner or operator of for-hire passenger transportation vehicles to prove financial responsibility by providing satisfactory evidence of holding a motor vehicle liability policy that is provided by a certain insurer; amending s. 324.032, F.S.; decreasing the minimum number of for-hire passenger transportation vehicles that an owner or a lessee must operate in order to be able to provide financial responsibility by complying with specified provisions, subject to certain requirements; amending s. 338.166, F.S.; establishing toll amounts charged on segments of an express lane when the average travel speed falls below a certain speed; providing for the determination of express lane segments; deleting provisions relating to a customer’s express lane average travel speed; amending s. 338.2216, F.S.; revising requirements for variable pricing in certain express lanes; providing for the determination of segments; deleting provisions relating to toll amounts to be charged after a certain date; amending s. 338.222, F.S.; requiring any contract for the transfer, purchase, sale, acquisition, or other conveyance of the ownership, operation, or maintenance of a turnpike project or any part of the turnpike system to a local governmental entity to be specifically approved by the Legislature; amending s. 655.960, F.S.; conforming a cross-reference; 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 if the property stolen is cargo; requiring the department, in cooperation with the Florida Tax Collectors Association, to review and make recommendations regarding the registration renewal period for certain heavy trucks; requiring the department to submit a certain report to the Governor and Legislature by a specified date; providing requirements for the report; requiring the Florida Transportation Commission, by a specified date, to review all sources of revenue for transportation infrastructure and maintenance projects and to submit a certain report to the Governor and the Legislature; authorizing the commission, in consultation with the Department of Highway Safety and Motor Vehicles, to use certain commercially available data; providing minimum reporting requirements; 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; providing effective dates.

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

By Senator Brandes—

SB 662—A bill to be entitled An act relating to fees; amending s. 322.032, F.S.; creating a competitive, market-based fee that may be assessed by the Department of Highway Safety and Motor Vehicles for the use of a credential service provider for any qualified entity to obtain an electronic ID; providing a contingent effective date.

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

By Senator Brandes—

SB 664—A bill to be entitled An act relating to fees; amending s. 320.06, F.S.; creating a fee for an initial validation sticker and any renewed validation sticker for a vehicle registered in accordance with the International Registration Plan; providing a contingent effective date.

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

By Senator Hooper—

SB 666—A bill to be entitled An act relating to veterinary medicine; amending s. 474.202, F.S.; defining and redefining terms relating to veterinary medical practice; amending s. 474.2165, F.S.; conforming provisions to changes made by the act; reenacting s. 465.0276(5), F.S., relating to dispensing practitioners to incorporate the amendment made to s. 474.202, F.S., in a reference thereto; providing an effective date.

—was referred to the Committees on Agriculture; Innovation, Industry, and Technology; and Rules.

By Senator Perry—

SB 668—A bill to be entitled An act relating to public nuisances; amending s. 823.05, F.S.; making technical changes; providing that the use of a location by a criminal gang, criminal gang members, or criminal gang associates for criminal gang-related activity is a public nuisance; declaring 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 a nuisance and may be abated or enjoined pursuant to specified provisions; providing a property owner an opportunity to remedy a nuisance before specified legal actions may be taken against the property under certain circumstances; providing an effective date.

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

By Senator Rader—

SB 670—A bill to be entitled An act relating to the Assisted and Independent Living Facility Task Force; creating s. 393.25, F.S.; establishing the Assisted and Independent Living Facility Task Force within the Agency for Persons with Disabilities; providing for duties, membership, and meetings of the task force; requiring the task force to submit a report to the Governor and Legislature by a specified date; providing for termination of the task force; providing an effective date.

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

By Senator Rader—

SB 672—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 dealers and consumers in this state to pay a deposit fee for specified beverage containers; requiring that certain information be affixed to or printed on deposit beverage containers; prohibiting the establishment or operation of a redemption center unless it is registered with the Department of Environmental Protection; providing minimum standards for registration; requiring that information provided to the department in the registration process be kept current; providing that persons establishing a redemption center have a certain right; providing requirements for redemption centers; prohibiting redemption centers from paying the refund value for certain containers; authorizing the use of reverse vending machines under certain circumstances; specifying requirements and procedures for certain deposit beverage dealers and distributors; requiring distributors to pay a handling fee of at least a specified amount to dealers and redemption centers; requiring certain dealers, distributors, redemption centers, and recycling facilities to

submit specified information to the department and to make records available to the department upon request; authorizing the department 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; providing that distributors and dealers are not obligated to accept or take and pay the refund value for containers not originally sold in this state; prohibiting certain transactions involving such empty deposit beverage containers and requiring a specified notice to customers; providing a civil penalty for violations; providing for disposition of the penalty; requiring such penalties to be publicly noticed; prohibiting local governments from imposing fees for the same or a similar purpose; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Montford—

SB 674—A bill to be entitled An act relating to construction contracting qualifications; amending s. 489.113, F.S.; revising requirements for a subcontractor who is not certified or registered to perform construction work under the supervision of a person who is certified or registered; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Banking and Insurance; and Rules.

By Senator Hooper—

SB 676—A bill to be entitled An act relating to certificates of title for vessels; creating s. 328.001, F.S.; providing a short title; creating s. 328.0015, F.S.; defining terms; amending s. 328.01, F.S.; revising requirements for application for, and information to be included in, a certificate of title for a vessel; creating s. 328.015, F.S.; requiring the Department of Highway Safety and Motor Vehicles to retain certain information relating to ownership and titling of vessels; requiring the department to furnish certain information upon request; creating s. 328.02, F.S.; providing that local law governs all issues relating to a certificate of title; specifying when a vessel becomes covered by such certificate; amending s. 328.03, F.S.; requiring a vessel owner to deliver an application for a certificate of title to the department by a specified time; revising circumstances under which a vessel must be titled by this state; providing requirements for issuing, transferring, or renewing the number of an undocumented vessel issued under certain federal provisions; deleting provisions relating to operation, use, or storage of a vessel; deleting provisions relating to selling, assigning, or transferring a vessel; specifying that a certificate of title is prima facie evidence of the accuracy of the information in the record that constitutes the certificate; creating s. 328.04, F.S.; providing requirements for the content of a certificate of title; creating s. 328.045, F.S.; providing the respective responsibilities of an owner and insurer of a hull-damaged vessel when transferring an ownership interest in the vessel; requiring the department to create a new certificate of title indicating such damage; providing a civil penalty; creating s. 328.055, F.S.; requiring the department to maintain certain information in its files and to provide certain information to governmental entities; specifying that certain information is a public record; creating s. 328.06, F.S.; providing responsibilities of the department when creating a certificate of title; creating s. 328.065, F.S.; specifying effect of possession of a certificate of title; providing construction; amending s. 328.09, F.S.; providing duties of the department relating to creation, issuance, refusal to issue, or cancellation of a certificate of title; providing for a hearing; creating s. 328.101, F.S.; specifying that a certificate of title and certain other records are effective despite missing or incorrect information; amending s. 328.11, F.S.; providing requirements for obtaining a duplicate certificate of title; creating s. 328.12, F.S.; providing requirements for the determination and the perfection of a security interest in a vessel; providing applicability; requiring the department to adopt rules; creating s. 328.125, F.S.; providing requirements for the delivery of a statement of termination of a security interest; providing duties of the department; providing liability for noncompliance; creating s. 328.14, F.S.; providing for the rights of a purchaser of a vessel who is not a secured party; creating s. 328.145, F.S.; providing for the rights of a secured party; amending s.

328.15, F.S.; deleting certain provisions relating to notice of a lien; providing for future repeal of certain provisions; amending ss. 328.16 and 328.165, F.S.; conforming provisions to changes made by the act; creating s. 328.215, F.S.; specifying circumstances under which the department may create a new certificate of title after receipt of an application for a transfer of ownership or termination of a security interest unaccompanied by a certificate of title; authorizing the department to indicate certain information on the new certificate; authorizing the department to require a bond, indemnity, or other security under certain circumstances; providing for the release of such bond, indemnity, or other security; creating s. 328.22, F.S.; providing rules for the transfer of ownership in a vessel; providing effect of noncompliance; creating s. 328.23, F.S.; defining the term “secured party’s transfer statement”; providing duties of the department upon receipt of a secured party’s transfer statement; providing construction; creating s. 328.24, F.S.; defining the term “by operation of law”; providing requirements for a transfer of ownership by operation of law; providing duties of the department; providing applicability; creating s. 328.25, F.S.; providing that the principles and law of equity supplement the provisions of the act; amending ss. 409.2575, 705.103, and 721.08, F.S.; conforming provisions and cross-references to changes made by the act; providing construction and applicability regarding transactions, certificates of title, and records entered into or created, actions or proceedings commenced, and security interests perfected before the effective date of the act; providing applicability; providing an effective date.

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

SR 678—Not introduced.

By Senator Perry—

SB 680—A bill to be entitled An act relating to excess credit hour surcharges; amending s. 1009.286, F.S.; requiring a state university to calculate an excess hour threshold for each student based on specified criteria; providing that the excess hour threshold may be adjusted only under certain circumstances; revising the threshold for assessing the excess credit hour surcharge; providing an effective date.

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

By Senator Diaz—

SR 682—A resolution expressing solidarity with the people of Venezuela in their pursuit of a strong and stable democratic government under which they may enjoy the political freedoms and economic security that are the hallmarks of democracy.

—was referred to the Committee on Rules.

By Senators Brandes, Book, Perry, Montford, Taddeo, and Stewart—

SB 684—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 setting or program; amending s. 466.001, F.S.; revising legislative purpose and intent; amending s. 466.002, F.S.; providing applicability; amending s. 466.003, F.S.; defining the terms “dental therapist” and “dental therapy”; 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 effective after a specified timeframe; 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 who applies to take the examination to practice dental therapy in this state to maintain medical malpractice insurance in a certain amount; amending s. 466.009, F.S.; requiring the

Department of Health to allow any person who fails the dental therapy examination to retake the examination; providing that a person who fails a practical or clinical examination to practice dental therapy and who has failed one part or procedure of the examination may be required to retake only that part or procedure to pass the examination; amending s. 466.011, F.S.; requiring the board to certify applicants for licensure as a dental therapist; creating s. 466.0136, F.S.; requiring the board to require each licensed dental therapist to complete a specified number of hours of continuing professional education; 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 and utilize an X-ray machine, expose dental X-ray films, and interpret or read such films if specified requirements are met; correcting a term; 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 the patient; creating s. 466.0225, F.S.; providing application requirements and examination and licensure qualifications for dental therapists; creating s. 466.0227, F.S.; providing legislative findings and intent; limiting the practice of dental therapy to specified settings; authorizing a dental therapist to perform specified services under the general supervision of a dentist under certain conditions; specifying state-specific dental therapy services; requiring a collaborative management agreement to be signed by a supervising dentist and a dental therapist and to include certain information; requiring the supervising dentist to determine the number of hours of practice that a dental therapist must complete before performing certain authorized services; 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 under certain conditions; requiring a supervising dentist to 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 practicing dental therapy without an active license, selling or offering to sell a diploma from a dental therapy school or college, falsely using a specified name or initials or holding herself or himself 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 the practice of dental therapy; amending s. 466.0285, F.S.; prohibiting persons other than licensed dentists from employing a dental therapist in the operation of a dental office and from controlling the use of any dental equipment or material in certain circumstances; amending s. 466.051, F.S.; revising a public records exemption to include personal identifying information contained in a record provided by a dental therapist in response to a dental workforce survey and held by the department; requiring the department, in consultation with the board and the Agency for Health Care Administration, to provide 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 Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Brandes—

SB 686—A bill to be entitled An act relating to fees; amending s. 466.0225, F.S.; revising the licensure requirements for dental therapists to include application and examination fees; providing a contingent effective date.

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

By Senator Diaz—

SB 688—A bill to be entitled An act relating to disabled parking permits; amending s. 320.0848, F.S.; authorizing a licensed physical therapist to issue a certification of disability for a disabled parking permit; providing an effective date.

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

By Senator Rodriguez—

SJR 690—A joint resolution proposing an amendment to Section 6 of Article XI of the State Constitution to require that any proposals to revise the State Constitution, or any part thereof, filed by the Taxation and Budget Reform Commission be limited to a single subject.

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

By Senator Cruz—

SB 692—A bill to be entitled An act relating to employment practices; creating ch. 444, F.S., entitled “Florida Family Leave Act”; creating s. 444.001, F.S.; providing a short title; creating s. 444.002, F.S.; providing legislative findings and intent; creating s. 444.003, F.S.; defining terms; creating s. 444.004, F.S.; requiring an employer to allow certain employees to take paid family leave to bond with a new child upon the child’s birth, adoption, or foster care placement; requiring an employee to take certain action in order to receive family leave; specifying limitations and duties related to an employer’s administration of family leave; requiring that family leave be taken concurrently with any leave taken pursuant to federal family and medical leave provisions; creating s. 444.005, F.S.; requiring an employer to provide notice to employees of the right to paid family leave; prescribing notice requirements; requiring the Department of Economic Opportunity to create a poster and a model notice that specify family leave rights; specifying circumstances under which an employer is deemed in compliance with notice requirements; providing a civil penalty for an employer’s failure to comply with such requirements; creating s. 444.006, F.S.; authorizing the executive director of the department to conduct an investigation under certain circumstances; establishing rebuttable presumptions that an employer has violated certain provisions of ch. 444, F.S., under specified circumstances; authorizing the executive director to take certain action in the event of specified violations; authorizing an employee to bring a civil action against an employer for a violation within a specified timeframe; authorizing the award of specified compensation, damages, and fees; providing a civil penalty; prohibiting an employee from taking certain actions in bad faith; providing a criminal penalty; creating s. 444.007, F.S.; authorizing the department to adopt rules; creating s. 444.008, F.S.; providing construction; amending s. 760.10, F.S.; revising the Florida Civil Rights Act of 1992 to prohibit specified employment practices on the basis of pregnancy, childbirth, or a related medical condition; providing for leave, maintenance of health coverage, reasonable accommodation and transfer, and return rights for an employee who is disabled from pregnancy, childbirth, or a related medical condition; providing construction; reenacting and amending s. 760.11(1), F.S., relating to administrative and civil remedies for violations of the Florida Civil Rights Act of 1992; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Rodriguez—

SB 694—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 the adoption and 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., relating to the

department’s analysis of the need for new or revised regulation of particular recyclable materials; providing an effective date.

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

By Senator Hutson—

SB 696—A bill to be entitled An act relating to the budgets of county constitutional officers; amending s. 129.03, F.S.; including property appraisers to the list of county constitutional officers who must submit a tentative budget to the board of county commissioners; providing criteria for submission of tentative and final budgets by county constitutional officers; requiring the tentative budget of a county constitutional officer to be separately identified from the tentative budget of the county as a whole when posted to the county’s website; providing an effective date.

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

By Senator Stewart—

SB 698—A bill to be entitled An act relating to collective bargaining for instructional personnel; amending s. 1012.2315, F.S.; removing a requirement that each school district and the certified collective bargaining unit for instructional personnel within each district negotiate a specified memorandum of understanding; removing a requirement that certain certified collective bargaining units include specified information in their applications for renewal of registration; removing a requirement that certain employee organizations petition the Public Employees Relations Commission for recertification; providing an effective date.

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

By Senator Stewart—

SB 700—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 that 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; Health Policy; and Rules.

By Senator Lee—

SB 702—A bill to be entitled An act relating to qualified blind trusts; repealing s. 112.31425, F.S., relating to qualified blind trusts; providing an effective date.

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

By Senator Rouson—

SB 704—A bill to be entitled An act relating to general savings provisions; creating s. 900.06, F.S.; providing for the retroactive application of amendments, reenactments, or repeals of criminal statutes, unless otherwise provided by law; providing an exception; providing applicability; providing an effective date.

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

By Senator Bean—

SB 706—A bill to be entitled An act relating to institutional pharmacies; amending s. 465.003, F.S.; revising the definition of the term “institutional formulary system”; amending s. 465.019, F.S.; authorizing the use of an institutional formulary system in a Class I institutional pharmacy; specifying requirements for the policies and procedures of an institutional formulary system in a Class I institutional pharmacy; providing an effective date.

—was referred to the Committees on Health Policy; Innovation, Industry, and Technology; and Appropriations.

By Senator Stewart—

SB 708—A bill to be entitled An act relating to the sale of sunscreen; creating s. 380.29, F.S.; defining terms; prohibiting the sale, offer for sale, or distribution of certain sunscreen products to a consumer who does not have a prescription for such product; providing applicability; providing an effective date.

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

By Senator Baxley—

SB 710—A bill to be entitled An act relating to the administrative review of property taxes; amending s. 194.011, F.S.; providing that, in certain counties, a petition to the value adjustment board may be filed late for good cause; defining the term “good cause”; requiring that late filed petitions be filed within a specified timeframe; amending s. 194.032, F.S.; revising the definition of the term “good cause” to exclude certain circumstances; providing an effective date.

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

By Senator Cruz—

SB 712—A bill to be entitled An act relating to school safety funding; amending s. 1011.62, F.S.; specifying distribution requirements for certain safe schools allocation funds for the 2019-2020 fiscal year; requiring each district school superintendent to remit specified unused funds from the 2018-2019 fiscal year to the Department of Education; authorizing the department to redistribute such funds to certain school districts for a specific purpose; providing an effective date.

—was referred to the Committees on Education; Infrastructure and Security; and Appropriations.

By Senator Brandes—

SB 714—A bill to be entitled An act relating to insurance; providing a short title; amending s. 624.155, F.S.; revising circumstances under which a person may not bring a civil action against an insurer; amending s. 626.9541, F.S.; providing that provisions relating to unfair methods of competition and unfair or deceptive insurance acts or practices do not prohibit insurers or agents from offering or giving to insureds certain free or discounted services or offerings relating to loss control or loss mitigation; amending s. 627.0655, F.S.; revising circumstances under which insurers or certain authorized persons may provide certain premium discounts to insureds; amending s. 627.4555, F.S.; requiring life insurers that are required to provide a specified notice to policyowners of an impending lapse in coverage to also notify the policyowner’s agent of record within a certain timeframe; providing that the agent is not responsible for any lapse in coverage; exempting the insurer from the requirement under certain circumstances; amending s. 627.7015, F.S.; adding circumstances under which certain property insurers may provide required notice to policyholders of their

right to participate in a certain mediation program; providing an effective date.

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

By Senators Hooper, Stewart, Perry, Rodriguez, Berman, and Harrell—

SB 716—A bill to be entitled An act relating to dental services; providing legislative intent; 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 a dental student loan repayment program for specified purposes; 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; creating s. 381.40195, F.S.; providing a short title; providing definitions; requiring the Department of Health to establish the Donated Dental Services Program to provide comprehensive dental care to certain eligible individuals; requiring the department to contract with a nonprofit organization to implement and administer the program; specifying minimum contractual responsibilities; 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 Gruters—

SB 718—A bill to be entitled An act relating to the Honor and Remember flag; creating s. 256.16, F.S.; designating the Honor and Remember flag as an emblem of the state; authorizing the display of the flag at specified locations, on specified days, and in a specified manner; requiring the flags to be manufactured in the United States; authorizing local governments to display the flag at certain locations; authorizing certain departments, agencies, and local governments to adopt certain regulations by a specified date; authorizing the Department of Management Services to procure and distribute the flags by a specified date; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs and Space; Community Affairs; and Appropriations.

By Senator Flores—

SB 720—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 Subcommittee on Education; and Appropriations.

By Senator Hooper—

SB 722—A bill to be entitled An act relating to carrying of firearms by tactical medical professionals; amending s. 790.25, F.S.; exempting certain licensed medical professionals from specified provisions concerning the carrying of firearms; requiring certain policies and procedures for law enforcement agencies; providing immunities and privileges for such professionals; providing a definition; providing an effective date.

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

By Senator Hooper—

SB 724—A bill to be entitled An act relating to residential swimming pool safety; providing a short title; amending s. 468.8323, F.S.; requiring a home inspector to include certain information relating to swim-

ming pools in his or her report; amending s. 515.27, F.S.; requiring that new residential swimming pools meet an additional requirement in order to pass final inspection and receive a certificate of completion; prohibiting a swimming pool owner from transferring ownership of a swimming pool unless certain requirements are met; revising criminal penalties relating to swimming pool safety features; amending s. 515.31, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Community Affairs; and Rules.

By Senator Stewart—

SB 726—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 to promote or incentivize film or television productions in this state; defining the term “production”; requiring such counties to require certain productions to include a specified statement in the production’s credits; providing an effective date.

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

By Senator Lee—

SB 728—A bill to be entitled An act relating to growth management; 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; authorizing community development districts to merge with another type of special district created by special act or by filing a petition for establishment of a new district; authorizing a community development district merging with another type of district to enter into merger agreements for certain purposes; providing an effective date.

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

By Senator Gibson—

SB 730—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 Innovation, Industry, and Technology; Community Affairs; and Rules.

By Senator Flores—

SB 732—A bill to be entitled An act relating to office surgery; amending s. 395.002, F.S.; revising the definition of the term “ambulatory surgical center” to remove the exclusion of physician offices;

amending ss. 458.309 and 459.005, F.S.; deleting provisions related to the registration and inspection of certain offices by the Department of Health and the payment for such registration and inspection, for the purpose of relocating the requirements; creating ss. 458.3266 and 459.0138, F.S.; defining terms; relocating the requirements that a person who seeks to operate an office surgery center must register with the department and pay registration costs; providing an exception; requiring each office surgery center to identify to the department a designated physician upon registration or within a specified timeframe after the resignation or termination of a designated physician; authorizing the department to suspend a center’s certificate of registration under certain circumstances; requiring the department to issue a certificate of registration to qualified applicants and prohibiting the department from issuing a certificate to certain centers; requiring the department to revoke a certificate upon making a certain determination; requiring a designated physician of a center to perform certain actions upon the revocation or suspension of the center’s certificate and providing for the disposition of medicinal drugs; authorizing the department to prescribe a certain period of suspension when suspending the certificate of an office surgery center; prohibiting persons named in the registration documents of a center whose certificate was revoked from applying to operate a center for a specified time; prohibiting a registration from being transferred to a new owner and requiring a new owner to register the center with the department before beginning operation under the new ownership; prohibiting a physician from practicing medicine in a center that is not registered with the department; prohibiting a physician from performing certain procedures in a facility or office surgery center; requiring a physician who practices in a center to immediately notify the department of certain noncompliance; requiring a physician to notify the Board of Medicine or Board of Osteopathic Medicine, respectively, within a specified timeframe after beginning or ending his or her practice at a center; providing for disciplinary action; providing requirements for designated physicians; providing facility and infection control requirements for centers; specifying health and safety requirements; prohibiting performance of a level III procedure in a center unless an anesthesiologist is present and available; specifying that level III procedures may be performed only in a center on patients who meet certain conditions; establishing requirements for a surgeon to perform a level III procedure in a center; relocating the requirement that the department inspect each center for compliance annually unless the center is accredited by certain organizations; relocating the requirement that the person who registered and operates the center pay costs of inspection; requiring the Department of Health to attempt to resolve violations during the inspection of a center; requiring the owner or designated physician to document actions taken to resolve violations; requiring the department to verify correction of the violation during a subsequent inspection; authorizing the department to revoke a center’s certificate of registration and prohibit associated physicians from practicing at the center for failure to comply with certain provisions; authorizing the department to impose an administrative fine on a center for violations of specified provisions; requiring the department to consider specified factors in determining whether to impose a penalty or determining the amount of a fine to be imposed on a center; providing that each day a violation continues after the department orders its correction constitutes an additional violation; requiring the department to impose specified fines on an owner or a designated physician for operating an unregistered center; authorizing the department to adopt rules relating to the registration, inspection, and safety of centers; requiring the board to adopt rules specifying training requirements for certain center practitioners; republishing ss. 458.351 and 459.026, F.S., relating to reports of adverse incidents in office practice settings; 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 734—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; amending s. 28.246, F.S.; revising requirements relating to the payment of court-related fines or other monetary penalties, fees, charges, and costs; authorizing the court to review the reasonableness of the payment plan upon motion of the

party and to modify the plan; increasing the period after which a clerk of court shall pursue the collection of any fees, service charges, fines, court costs, and liens for the payment of attorney fees and costs by referring the account to a private attorney or collection agent; requiring the clerk 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. 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 unless the clerk of court demonstrates to the court that the individual has the ability to pay but is refusing to do so; prohibiting a court determination of ability to pay under specified conditions; 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 such penalty; amending s. 322.055, F.S.; deleting certain convictions for drug offenses from the requirements of revocation or suspension of, or delay of eligibility for, driver licenses or driving privileges; 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 of Highway Safety and Motor Vehicles 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 unless the clerk of court demonstrates to the court that the individual has the ability to pay but is refusing to do so; prohibiting a court determination of ability to pay under specified conditions; 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 alcoholic beverages to be served to a person under a specified age or permitting such person to consume such beverages on licensed premises; revising penalties for a person misrepresenting or misstating his or her age or the 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 relying 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 upon the adoption of certain uniform traffic citation forms; providing effective dates.

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

By Senator Hutson—

SB 736—A bill to be entitled An act relating to nontransferable tickets; creating s. 817.362, F.S.; defining terms; authorizing a ticket issuer to employ a nontransferable ticketing system only under specified circumstances; prohibiting a ticket buyer or seller from being penalized, discriminated against, or denied access to an event under certain circumstances; providing a civil penalty; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Judiciary; and Rules.

By Senator Baxley—

SB 738—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. 607.1622, F.S.; authorizing domestic and foreign corporations to submit biennial reports to the department; amending s. 607.193, F.S.; making a clarifying change; conforming a provision to changes made by the act; amending s. 617.1622, F.S.; authorizing domestic and foreign corporations not for profit to submit biennial reports to the department; amending s. 620.1210, F.S.; authorizing domestic and foreign limited partnerships to submit biennial reports to the department; amending s. 620.9003, F.S.; authorizing domestic and foreign limited liability partnerships to submit biennial reports to the department; amending ss. 605.0114, 605.0211, 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 Senator Baxley—

SB 740—A bill to be entitled An act relating to fees; amending s. 605.0213, F.S.; establishing a biennial report filing fee for limited liability companies; authorizing the Department of State 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. 607.193, 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. 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. 620.81055, 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. 605.0118, F.S.; conforming provisions 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 Braynon—

SB 742—A bill to be entitled An act relating to designation of eligible telecommunications carriers; amending s. 364.10, F.S.; including certain commercial mobile radio service providers within the definition of 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 limited 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 referred to the Committees on Innovation, Industry, and Technology; Governmental Oversight and Accountability; and Rules.

By Senators Book, Rouson, Stewart, and Taddeo—

SB 744—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 for Regular Class members; conforming cross-references; 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 Agriculture, Environment, and General Government; and Appropriations.

By Senator Wright—

SB 746—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 and former judicial assistants and their spouses and children; 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 Harrell—

SB 748—A bill to be entitled An act relating to the Florida Veterans' Hall of Fame; amending s. 265.003, F.S.; removing limitations regarding the use of state funds for the administration of the hall of fame and for the reimbursement of travel expenses for members of the Florida Veterans' Hall of Fame Council; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs and Space; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Gruters—

SB 750—A bill to be entitled An act relating to the research and development tax credit; amending s. 220.196, F.S.; increasing the combined total amount of research and development credits against the corporate income tax which may be granted to certain business enterprises during any calendar year; providing applicability; providing an effective date.

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

By Senator Berman—

SB 752—A bill to be entitled An act relating to concealed weapons and firearms; amending s. 790.06, F.S.; prohibiting a concealed weapon or firearm licensee from openly carrying a handgun or carrying a concealed weapon or firearm into any child care facility; providing an effective date.

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

By Senator Stewart—

SB 754—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; Commerce and Tourism; and Rules.

By Senators Book and Rodriguez—

SB 756—A bill to be entitled An act relating to donor human milk bank services; amending s. 409.906, F.S.; authorizing the Agency for Health Care Administration to pay for donor human milk bank services as an optional Medicaid service under certain conditions; specifying eligibility criteria; amending s. 409.908, F.S.; adding donor human milk bank services to the list of Medicaid services authorized for reimbursement on a fee-for-service basis; amending s. 409.973, F.S.; adding donor human milk bank services to the list of services covered by managed care plans; 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 758—A bill to be entitled An act relating to the Maternal Mortality Prevention Task Force; establishing the Maternal Mortality Prevention Task Force to advise the Department of Health and make recommendations; providing for duties and membership of the task force; requiring the task force to submit a report of its findings and recommendations to the Governor and the Legislature by a specified date; providing for expiration of the task force; providing an effective date.

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

By Senator Harrell—

SB 760—A bill to be entitled An act relating to jury service; amending s. 40.013, F.S.; requiring certain students in specified schools to be excused from jury service upon request; providing an effective date.

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

By Senator Gruters—

SB 762—A bill to be entitled An act relating to trial court security; amending s. 30.15, F.S.; requiring sheriffs to provide security for trial court facilities; requiring sheriffs to coordinate with the chief judge on security matters for trial court facilities and to retain operational control over how they provide security for such facilities; specifying that the chief judge retains certain decision-making authority; specifying that sheriffs and their deputies, employees, and contractors are officers of the court when providing security for trial court facilities; providing construction; providing an effective date.

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

By Senators Berman, Cruz, and Torres—

SB 764—A bill to be entitled An act relating to home safety; creating s. 790.1741, F.S.; prohibiting a person who owns a firearm from keeping it in a residence if he or she knows or has reason to know that another person also residing in that residence is prohibited from owning, possessing, purchasing, or receiving a firearm; providing exceptions; providing criminal penalties; amending s. 790.401, F.S.; defining the term “family or household member”; redefining the term “petitioner” to include family or household members; requiring that on a certain date and annually thereafter each clerk of the court report to the Office of State Courts Administrator specified information; requiring that by a certain date the office compile and publish on its website a report in a specified manner; conforming provisions to changes made by the act; providing effective dates.

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

By Senator Gruters—

SB 766—A bill to be entitled An act relating to expanded uses of unmanned aircraft; amending s. 934.50, F.S.; authorizing the use of drones by law enforcement agencies and other specified entities for specified purposes; providing an effective date.

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

By Senator Perry—

SB 768—A bill to be entitled An act relating to attorney fees; amending ss. 784.046 and 784.0485, F.S.; prohibiting attorney fee awards in certain injunction proceedings; providing an effective date.

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

By Senators Hutson and Perry—

SB 770—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 an alternative pathway to a standard high school diploma through the Career and Technical Education (CTE) pathway option; providing require-

ments for the CTE pathway option; requiring that each principal or his or her designee, who must be an academic advisor, inform parents and students of the CTE pathway option and establish certain processes relating to the pathway; requiring district school boards to incorporate certain information in the student progression plan; providing an effective date.

—was referred to the Committees on Education; Innovation, Industry, and Technology; and Appropriations.

By Senator Stargel—

SB 772—A bill to be entitled An act relating to liens against motor vehicles and vessels; amending s. 559.917, F.S.; authorizing a person claiming a lien against a motor vehicle to obtain the release of the vehicle from a lien claimed by a motor vehicle repair shop under certain circumstances; amending s. 559.920, F.S.; prohibiting a motor vehicle repair shop from violating certain provisions; amending s. 713.585, F.S.; revising notice requirements for enforcing a lien by sale of a motor vehicle; revising requirements for notice of lien and notice of sale of a motor vehicle; requiring the lienor to make the motor vehicle available for inspection by notice recipients; revising requirements for transfer of title; authorizing a lienor to charge an administrative fee up to a certain amount; amending s. 713.78, F.S.; revising requirements for notice of lien for recovering, towing, or storing a vehicle or vessel; revising requirements for notice of the sale of such vehicle or vessel; revising requirements for transfer of title; authorizing a lienor to charge an administrative fee up to a certain amount; providing an effective date.

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

By Senators Gruters and Taddeo—

SB 774—A bill to be entitled An act relating to animal welfare; amending s. 474.2165, F.S.; authorizing a veterinarian to report criminal violations to certain officers and agents without notice to or authorization from a client; creating s. 725.09, F.S.; providing that certain contracts entered into on or after a specified date for the sale or lease of dogs and cats are void and unenforceable; providing remedies for non-compliance; providing an exception for contracts for the repayment of unsecured loans; amending s. 741.30, F.S.; authorizing a court to take certain actions regarding the care, custody, possession, or control of an animal in domestic violence actions; amending s. 828.058, F.S.; requiring an employee or agent of a public or private agency, animal shelter, or other animal collection facility to complete specified continuing education to retain certification to perform euthanasia beginning on a specified date; requiring the curriculum to be approved by the Board of Veterinary Medicine; deleting obsolete language; amending s. 828.29, F.S.; requiring county-operated or city-operated animal control agencies and registered nonprofit humane organizations to meet certain Department of Agriculture and Consumer Services’ animal import requirements; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Judiciary; and Rules.

By Senator Baxley—

SB 776—A bill to be entitled An act relating to sexual misconduct reporting in health care; amending s. 408.810, F.S.; requiring specified health care facilities, as a condition of obtaining or maintaining licensure, to enact policies requiring employees, contractors, volunteers, and interns of such licensees to report actual or suspected sexual misconduct involving a patient to the licensee, the Department of Children and Families, and the appropriate local law enforcement agency; requiring such persons to prepare an incident report that includes specified information; providing that a violation of the reporting requirements is a class II violation, subject to an administrative fine; providing criminal penalties; providing an effective date.

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

By Senator Baxley—

SB 778—A bill to be entitled An act relating to the Program of All-Inclusive Care for the Elderly; creating s. 430.84, F.S.; defining terms; authorizing the Agency for Health Care Administration, in consultation with the Department of Elderly Affairs, to approve entities applying to deliver Program of All-Inclusive Care for the Elderly (PACE) services in the state; requiring the agency, in consultation with the department, to review and consider applications; requiring that notice of such applications be published in the Florida Administrative Register; specifying application requirements; requiring prospective PACE organizations that are granted initial state approval to submit a complete application to the agency and the Federal Government within a certain timeframe; specifying funding and enrollment requirements for PACE organizations; requiring the agency, in consultation with the department and the Social Services Estimating Conference, to submit a certain report to the Legislature; requiring the agency and department to provide certain notices to certain individuals; requiring PACE organizations to meet certain standards; requiring the agency to oversee and monitor the PACE program based on certain information; exempting PACE organizations from ch. 641, F.S.; amending s. 409.981, F.S.; conforming a provision to changes made by the act; providing that specified individuals may be enrolled in the PACE program under certain circumstances; requiring the Comprehensive Assessment and Review for Long-Term Care Services program to determine a PACE applicant's eligibility within a certain timeframe; requiring the Department of Children and Families to determine a PACE applicant's financial eligibility; specifying requirements for the agency in paying contractors providing services to eligible applicants; authorizing certain actions by a contractor with respect to certain applicants; providing an effective date.

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

By Senator Simmons—

SB 780—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 that salaries be paid out of the Workers' Compensation Administration Trust Fund; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Simmons—

SB 782—A bill to be entitled An act relating to youthful offenders; 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 the term "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 Senators Gruters and Broxson—

SB 784—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 Agriculture, Environment, and General Government; and Appropriations.

By Senator Book—

SB 786—A bill to be entitled An act relating to public records; creating s. 394.4616, F.S.; providing an exemption from public records requirements for petitions for involuntary assessment and stabilization, court orders, related records, and personal identifying information regarding persons with potential mental, emotional, and behavioral disorders; providing exceptions authorizing the release of such petitions, orders, records, and identifying information to certain persons and entities; providing construction; prohibiting a clerk of court from publishing personal identifying information on a court docket or in a publicly accessible file; requiring a person receiving certain information to maintain the information as confidential and exempt; providing applicability; providing for future legislative review and repeal of the exemption; amending s. 397.6760, F.S.; expanding the exemption from public records requirements for petitions for involuntary treatment, court orders, related records, and personal identifying information regarding substance abuse impaired persons to include a respondent's name; expanding the list of entities to whom the clerk may disclose confidential and exempt pleadings and other documents; revising applicability to include appeals pending or filed on or after a specified date; revising the date for the 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 788—A bill to be entitled An act relating to firearms; creating s. 397.6753, F.S.; authorizing a law enforcement officer acting in accordance with certain provisions to serve and execute a court order on any day and at any time; authorizing a law enforcement officer acting in accordance with certain provisions to use reasonable physical force to gain entry to the premises or any dwelling on such premises and take custody of the person subject to the court order; requiring the assigning of serving and executing the court order to a law enforcement officer with certain training, when practicable; authorizing a law enforcement officer taking custody of the person to seize and hold that person's firearms and ammunition under certain circumstances; authorizing a law enforcement officer, taking custody of the person subject to the court order, to seek the voluntary surrender of firearms and ammunition under certain circumstances; authorizing a law enforcement officer to petition for a risk protection order under certain circumstances; requiring that firearms seized or surrendered be made available for return within a certain timeframe and under specified circumstances; prohibiting the process for the return of such firearms or ammunition to take longer than a certain timeframe; requiring law enforcement agencies to develop specified policies and procedures; amending s. 744.3215, F.S.; authorizing a court to remove the right to purchase, own, sell, or possess firearms or ammunition of a person found to be incapacitated; requiring a guardian or an agent to file an inventory of the incapacitated person's firearms and ammunition with the court if this right is removed; requiring the guardian or agent to place the firearms and ammunition in the custody of a local law enforcement agency or petition the court for an alternative storage arrangement outside of the incapacitated person's control; requiring a law enforcement agency to accept such firearms and ammunition; providing for the disposal, donation, transfer, or sale of the firearms and ammunition under certain circumstances, through court petition; requiring written notification by certified mail to the court and the incapacitated person of such intent to petition; requiring a court hearing if there is an objection to the disposal, donation, transfer, or sale; amending s. 790.064, F.S.; requiring the Department of Law Enforcement, in certain cases, to investigate individuals upon whom a firearm disability is imposed on or after a certain date and, if they are in possession of firearms or ammunition, to seize the firearms and ammunition following specified procedures; amending s. 790.065, F.S.; revising the definition of the term "committed to a mental institution"; authorizing a judge or magistrate, when reviewing a petition for involuntary treatment, to refer a case to the department to investigate, in certain cases, individuals upon whom a firearm disability is imposed on or after a certain date and, if they are in possession of any firearms or ammunition, to seize the firearms and ammunition following specified procedures; requiring the Department of Children and Families and the Department of Law Enforcement to enforce certain reporting provisions; requiring all licensed

mental health and substance abuse service providers to comply with certain provisions by a specified date; providing penalties for violations; increasing the time periods under which a clerk of the court must present certain records to a judge or magistrate and submit such records to the department, if applicable; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Simmons—

SB 790—A bill to be entitled An act relating to emergency alerts; creating s. 316.02703, F.S.; defining terms; authorizing a law enforcement agency to request the Florida Highway Patrol to activate a Yellow Alert if a hit-and-run incident is reported to the agency and the agency determines that specified requirements are satisfied; authorizing the Florida Highway Patrol, if it concurs that the specified requirements are satisfied, to activate a Yellow Alert within the geographic area requested by the agency; providing that radio, television, and cable and satellite systems are encouraged to cooperate in disseminating the information in a Yellow Alert; requiring the Florida Highway Patrol, upon activation of the alert, to assist the investigating law enforcement agency by issuing the alert, in cooperation with the Department of Highway Safety and Motor Vehicles and the Department of Transportation, using certain dynamic message signs; authorizing the Florida Highway Patrol to prioritize the activation of alerts if multiple Yellow Alerts are requested, subject to certain requirements; specifying the conditions that an agency must determine to have been satisfied in order for the agency to be allowed to request that a Yellow Alert be activated; 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 for specified purposes; 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, if available, must be provided in Imminent Threat Alerts; 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 Infrastructure and Security; Criminal Justice; and Rules.

By Senators Baxley, Gainer, Broxson, Albritton, Diaz, and Mayfield—

SB 792—A bill to be entitled An act relating to abortion; amending s. 390.011, F.S.; providing and revising definitions; amending s. 390.0111, F.S.; requiring a physician to perform an examination for, and inform a woman obtaining an abortion of the presence of, a detectable fetal heartbeat; requiring the physician to review the results of such examination with the patient before the woman gives informed consent for the abortion procedure; requiring that a woman who declines to review the results certify in writing that she did so of her own free will and without undue influence; providing criminal penalties; amending s. 390.01112, F.S.; prohibiting the termination of a pregnancy when a fetal heartbeat is detected; providing exceptions; requiring a physician to perform certain examinations to detect a fetal heartbeat; requiring the physician to document such findings in the woman's medical file; providing the standard of care for the termination of a pregnancy when a fetal heartbeat exists; amending s. 390.012, F.S.; conforming terminology; providing an effective date.

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

By Senator Baxley—

SB 794—A bill to be entitled An act relating to third-party agreements in civil proceedings; creating s. 45.081, F.S.; requiring parties to civil actions to provide copies of certain third-party agreements to the other parties, except when otherwise ordered by the court; providing an effective date.

—was referred to the Committees on Judiciary; Innovation, Industry, and Technology; and Rules.

By Senators Gruters and Bracy—

SB 796—A bill to be entitled An act relating to public utility storm protection plans; creating s. 366.96, F.S.; providing legislative findings; defining terms; requiring public utilities to individually submit to the Public Service Commission, for review and approval, a transmission and distribution storm protection plan as part of the storm hardening plan required by the commission; requiring utilities to update their respective plans on a specified basis; requiring the commission to approve or modify submitted plans within a specified timeframe, taking into consideration specified factors; requiring the commission to conduct an annual proceeding to allow utilities to justify and recover certain costs through a storm protection cost recovery clause; providing that a party may challenge the prudence of certain costs; providing that utilities may not include certain costs in their base rates; providing for the allocation of such costs; authorizing utilities to recover depreciation on certain capital costs through the recovery clause; requiring utilities to record certain costs in a storm protection reserve account, which must be used for a certain purpose; requiring that certain surplus funds be returned to customers through the recovery clause; requiring the commission, under certain circumstances, to establish a factor intended to recover certain required revenue; providing the basis for the factor; requiring that the factor provide for the true-up of certain costs at least annually and that it require that certain refunds or collections related to the true-up include interest; requiring the commission to adopt rules; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Infrastructure and Security; and Appropriations.

By Senator Mayfield—

SB 798—A bill to be entitled An act relating to baccalaureate degree access; amending s. 1007.33, F.S.; deleting a prohibition against certain Florida College System institutions participating in intercollegiate athletics beyond the 2-year level; authorizing Florida College System institutions to participate in intercollegiate athletics at the 4-year level; deleting obsolete language; providing an effective date.

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

By Senator Pizzo—

SB 800—A bill to be entitled An act relating to the duty to assist; amending s. 768.13, F.S.; requiring certain persons under specified circumstances to provide reasonable assistance to another person who is exposed to or has suffered serious bodily injury; defining terms; providing penalties; providing an effective date.

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

By Senator Perry—

SB 802—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; requiring rather than authorizing a school district to initiate specified proceedings under certain circumstances; 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 Education; and Appropriations.

By Senators Torres, Rodriguez, Taddeo, Powell, Bracy, Gibson, Cruz, Thurston, Book, Farmer, and Braynon—

SM 804—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.

By Senator Perry—

SB 806—A bill to be entitled An act relating to local government public construction works; amending s. 255.20, F.S.; requiring the governing board of a local government to consider estimated costs of certain projects using generally accepted cost-accounting principles that account for specified costs when making a specified determination; prohibiting a local government from performing a project using its own services, employees, and equipment if the project requires an increase in the number of government employees or an increase in certain capital expenditures; requiring that a local government that performs projects using its own services, employees, and equipment disclose the actual costs of the project after completion to the Auditor General; requiring that the Auditor General review such disclosures as part of his or her routine audits of local governments; amending s. 336.41, F.S.; requiring estimated total construction project costs for certain projects to include specified costs; providing an effective date.

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

By Senator Perry—

SB 808—A bill to be entitled An act relating to specialty license plates; 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 such plates; providing a contingent effective date.

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

By Senator Perry—

SB 810—A bill to be entitled An act relating to fees; amending s. 320.08056, F.S.; creating a fee for a certain specialty license plate; providing a contingent effective date.

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

By Senator Simmons—

SB 812—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; reordering and amending s. 509.013, F.S.; revising 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; requiring the division to adopt rules relating to the inspection frequency for licensed public food service establishments; requiring the division to annually reassess such inspection frequency; 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 conditions under 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; 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 specified counties for specified purposes; specifying penalties; amending s. 509.4005, F.S.; revising the applicability of specified public lodging provisions; requiring the department 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 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 Innovation, Industry, and Technology; Community Affairs; and Appropriations.

By Senator Simmons—

SB 814—A bill to be entitled An act relating to fees; amending s. 509.243, F.S.; requiring the Division of Hotels and Restaurants of the Department of Business and Professional Regulation to adopt by rule a schedule of fees for hosting platforms that wish to advertise or list transient public lodging establishments; requiring the division to deposit such fees into the Hotel and Restaurant Trust Fund; specifying the maximum aggregate annual registration fee per hosting platform; providing a contingent effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Community Affairs; and Appropriations.

By Senator Perry—

SB 816—A bill to be entitled An act relating to environmental regulation; amending s. 403.706, F.S.; requiring counties and municipalities to address the 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; amending s. 403.813, F.S.; prohibiting a local government from requiring from the Department of Environmental Protection further 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 an effective date.

—was referred to the Committees on Environment and Natural Resources; Community Affairs; and Appropriations.

By Senator Book—

SB 818—A bill to be entitled An act relating to mental health; amending s. 27.59, F.S.; authorizing public defenders and regional counsel to have access to persons held in a facility licensed under chapter 394 or chapter 397; amending s. 394.455, F.S.; conforming a cross-reference; defining the terms “neglect or refuse to care for himself or herself” and “real and present threat of substantial harm”; amending s. 394.459, F.S.; requiring that respondents with a serious mental illness be afforded essential elements of care and placed in a continuum of care regimen; requiring the Department of Children and Families to adopt certain rules; amending s. 394.461, F.S.; authorizing the state to establish that a transfer evaluation was performed by providing the court with a copy of the evaluation before the close of the state’s case in chief; prohibiting the court from considering substantive information in the transfer evaluation unless the evaluator testifies at the hearing; amending s. 394.463, F.S.; revising the requirements for when a person may be taken to a receiving facility for involuntary examination; conforming provisions to changes made by the act; amending s. 394.4655, F.S.; revising the requirements for involuntary outpatient treatment; amending s. 394.467, F.S.; revising the requirements for when a person may be ordered for involuntary inpatient placement; revising requirements for continuances of hearings; revising the time period in which a court is required to hold a hearing on involuntary inpatient placement; revising the conditions under which a court may waive the requirement for a patient to be present at an involuntary inpatient placement hearing; authorizing the court to permit all witnesses to remotely attend and testify at the hearing through certain means; authorizing the state attorney to access certain persons and records; revising the period of time a court may require a patient to receive services; providing an exception to the prohibition on a court ordering certain individuals to be involuntarily placed in a state treatment facility; conforming a cross-reference; amending s. 397.305, F.S.; revising the purposes of ch. 397, F.S.; amending s. 397.311, F.S.; defining the terms “involuntary treatment,” “neglect or refuse to care for himself or herself,” and “real and present threat of substantial harm”; amending s. 397.334, F.S.; providing requirements for holding a minor in contempt of court in cases that involve a minor violating an involuntary treatment order; requiring service providers to prioritize a minor’s placement into treatment under certain circumstances; creating s. 397.412, F.S.; authorizing licensed service providers to refuse an individual’s request to prematurely leave a court-ordered involuntary treatment program under certain circumstances; requiring certain licensed service providers to install certain security features and enact certain policies; specifying the installation of such security features does not make the treatment center a secure facility; amending s. 397.501, F.S.; requiring that respondents with serious substance abuse addictions be afforded essential elements of care and placed in a continuum of care regimen; requiring the department to adopt certain rules; amending s. 397.675, F.S.; revising the criteria for involuntary admissions; amending s. 397.6751, F.S.; revising the responsibilities of a service provider; amending s. 397.681, F.S.; requiring that the state attorney represent the state as the real party of interest in an involuntary proceeding; authorizing the state attorney to access certain persons and records; specifying that certain changes are contingent on legislative funding; conforming provisions to changes made by the act; repealing s. 397.6811, F.S., relating to involuntary assessment and stabilization; repealing s. 397.6814, F.S., relating to petitions for involuntary assessment and stabilization; repealing s. 397.6815, F.S., relating to involuntary assessment and stabilization procedures; repealing s. 397.6818, F.S., relating to court determinations for petitions for involuntary assessment and stabilization; repealing s. 397.6819, F.S., relating to the responsibilities of licensed service providers with regard to involuntary assessment and stabilization; repealing s. 397.6821, F.S., relating to extensions of time for completion of involuntary assessment and stabilization; repealing s. 397.6822, F.S., relating to the disposition of individuals after involuntary assessments; amending s. 397.693, F.S.; revising the circumstances under which a person is eligible for court-ordered involuntary treatment; amending s. 397.695, F.S.; authorizing the court

or clerk of the court to waive or prohibit any service of process fees for an indigent petitioner; amending s. 397.6951, F.S.; revising the requirements for the contents of a petition for involuntary treatment; providing that a petitioner may include a certificate or report of a qualified professional with the petition; requiring the certificate or report to contain certain information; requiring that certain additional information must be included if an emergency exists; amending s. 397.6955, F.S.; requiring the clerk of the court to notify the state attorney’s office upon the receipt of a petition filed for involuntary treatment; revising when a hearing must be held on the petition; providing requirements for when a petitioner asserts that emergency circumstances are present or the court determines that an emergency exists; amending s. 397.6957, F.S.; expanding the exemption from the requirement that a respondent be present at a hearing on a petition for involuntary treatment; authorizing the court to permit all witnesses to remotely attend and testify at the hearing through certain means; deleting a provision requiring the court to appoint a guardian advocate under certain circumstances; requiring the court to give a respondent who was not assessed or had previously refused to be assessed the opportunity to consent to a certain examination; requiring that the court reschedule and continue the hearing to allow for such examination, if the respondent consents; requiring that the assessment of a respondent occur within a specified timeframe; authorizing a service provider to petition the court for an extension of time under certain circumstances; authorizing the court to grant additional time to complete an evaluation; requiring a qualified professional to provide copies of his or her report to the court and all relevant parties and counsel; authorizing certain entities to take specified actions based upon the involuntary assessment; authorizing a court or magistrate to order certain persons to take a respondent into custody and transport him or her to or from certain service providers or the court; revising the petitioner’s burden of proof in the hearing; authorizing the court to initiate involuntary proceedings under certain circumstances; requiring that, if a treatment order is issued, it must include certain findings; providing that a treatment order may designate a specific service provider; amending s. 397.697, F.S.; requiring that an individual meet certain requirements to qualify for involuntary outpatient treatment; specifying that certain hearings may be set by the motion of a party or under the court’s own authority; providing requirements for holding a minor in contempt of court in cases that involve a minor violating an involuntary treatment order; requiring service providers to prioritize a minor’s placement into treatment under certain circumstances; specifying that a service provider’s authority is separate and distinct from the court’s jurisdiction; amending s. 397.6975, F.S.; requiring that a petition for renewal of involuntary treatment be filed before the expiration of the court-ordered treatment period; authorizing certain entities to file such a petition; revising the timeframe within which the court is required to schedule a hearing; authorizing the court to order additional treatment under certain circumstances; providing that such treatment period must be deducted from time granted in a subsequent extension petition; creating s. 397.6976, F.S.; authorizing the court to commit certain persons to inpatient or outpatient treatment, or a combination thereof, without an assessment, under certain circumstances; limiting the treatment period to a specified number of days unless the period is extended; defining the term “habitual abuser”; repealing s. 397.6978, F.S., relating to the appointment of guardian advocates; amending s. 397.706, F.S.; providing requirements for holding a minor in contempt of court in cases that involve a minor violating an involuntary treatment order; requiring service providers to prioritize a minor’s placement into treatment under certain circumstances; amending ss. 394.4599, 394.4615, 397.6971, and 397.6977, F.S.; conforming provisions to changes made by the act; amending ss. 212.055, 394.4598, 394.462, 394.495, 394.496, 394.9085, 397.416, 409.972, 440.102, 464.012, 744.2007, and 790.065, F.S.; conforming cross-references; providing an effective date.

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

By Senator Gainer—

SB 820—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; Community Affairs; and Appropriations.

By Senator Pizzo—

SB 822—A bill to be entitled An act relating to assault or battery; amending s. 784.07, F.S.; providing for reclassification of assault or battery offenses committed on certain persons when such persons are engaged in their lawful duties; 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 domestic violence programs, and additional cost to fund rape crisis centers, respectively, to incorporate the amendments 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 Senator Diaz—

SB 824—A bill to be entitled An act relating to private property rights of homeowners; amending s. 509.032, F.S.; preempting the regulation of vacation rentals to the state; providing an exception; requiring a court of law to determine compliance with specified provisions; amending s. 509.241, F.S.; requiring each person applying for a vacation rental license to provide the Division of Hotels and Restaurants of the Department of Business and Professional Regulation with specified information; requiring the division to make vacation rental license information available to the public on the division's website; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Community Affairs; and Appropriations.

By Senator Rouson—

SB 826—A bill to be entitled An act relating to towing-storage operator liens; amending s. 713.78, F.S.; requiring that certain lien notices be sent through an electronic third-party mailing service; defining the term “electronic third-party mailing service”; requiring electronic third-party mailing services to apply to the Department of Highway Safety and Motor Vehicles for approval; requiring the department to approve an application if certain conditions are met; authorizing the department to deny, suspend, or revoke its approval under certain circumstances; requiring an electronic third-party mailing service to maintain certain records for a specified timeframe and to allow inspection of such records by the department; requiring the department to adopt rules; providing an effective date.

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

By Senator Rader—

SB 828—A bill to be entitled An act relating to lewd or lascivious exhibition; amending s. 800.09, F.S.; prohibiting certain lewd or lascivious acts in the presence of county or municipal correctional personnel; providing criminal penalties; 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 830—A bill to be entitled An act relating to emergency power for facilities providing dialysis services; amending s. 553.73, F.S.; directing the Florida Building Code to require facilities that provide dialysis services 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; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Rader—

SB 832—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 certificate of birth to certain adoptees if certain requirements are met; providing that an adoptee does not need his or her adoptive parents' permission to receive such certificate of birth; providing an effective date.

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

By Senator Bracy—

SB 834—A bill to be entitled An act relating to a presentencing consideration; creating s. 921.245, F.S.; defining the terms “dependent child” and “primary caretaker”; authorizing a defendant who is found guilty of committing a nonviolent offense to request a sentencing court to withhold sentencing until after making a certain determination; requiring the court to make certain written findings if the defendant makes such a motion, which must meet specified requirements; prohibiting the court from imposing a sentence of incarceration without making such findings; authorizing the court to impose a non-incarcerative sentence with specified conditions, in writing; authorizing a court to require the defendant to appear in court after reasonable notice to evaluate the defendant's progress; authorizing the court to revise the sentence during the appearance; providing an effective date.

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

By Senator Powell—

SB 836—A bill to be entitled An act relating to public records; amending s. 252.385, F.S.; creating an exemption from public records requirements for certain information of a person using a public shelter during an emergency; providing for future legislative review and repeal of the exemption; creating s. 252.64, F.S.; creating an exemption from public records requirements for certain identifying information related to damage assessments held by an agency following a disaster; specifying a limited duration of the exemption; providing for future legislative review and repeal of the exemption; transferring and amending s. 252.905, F.S.; creating an exemption from public records requirements for data and records contained in emergency management electronic collaboration systems or databases used by local emergency management agencies for certain purposes; providing retroactive application of the exemption; providing for future legislative review and repeal of the exemption; providing statements of public necessity; providing an effective date.

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

By Senator Powell—

SB 838—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 Powell—

SB 840—A bill to be entitled An act relating to the internship tax credit program; creating s. 220.198, F.S.; providing a short title; providing definitions; providing a corporate income tax credit up to a specified amount for a qualified business that hires employees who have completed specified internships; providing eligibility criteria; limiting the amount of the tax credit which a qualified business may claim; authorizing the Department of Revenue to adopt rules governing applications and establishing qualification requirements; authorizing a business to carry forward the tax credit for a specified period; providing an effective date.

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

By Senators Thurston and Bracy—

SB 842—A bill to be entitled An act relating to county funding for affordable housing; creating s. 125.01675, F.S.; defining terms; authorizing the governing authority of each specified county to levy a discretionary surtax on documents for the purpose of establishing and financing an Affordable Housing Trust Fund; specifying the purpose of the trust fund and the required use of the funds; specifying a limit on the surtax; providing applicability of the surtax; specifying procedures and requirements for approval of the surtax by referendum; requiring the county, if levying the surtax, to enact an ordinance creating the trust fund and a housing assistance program; specifying requirements for the ordinance and enactment of the ordinance; specifying a limit on surtax revenues used for administrative costs by the Department of Revenue; specifying authorized actions and requirements for, and limitations and prohibitions on, the deposit and use of surtax proceeds by the county; defining the term “homeownership assistance”; specifying a condition for the rehabilitation of housing owned by a recipient government; defining the terms “housing assistance voucher” and “purchasing employer”; authorizing the governing authority of the county to create a housing assistance voucher program by ordinance; specifying requirements for such housing assistance vouchers; specifying a limit on voucher allocations for purchasing employers; requiring purchasing employers to distribute the allocations to employees in a specified manner; specifying a limitation on allocations not distributed within a certain timeframe; specifying a requirement for including certain housing assistance paid in a certain calculation; requiring the Office of Program Policy Analysis and Government Accountability, at specified intervals, to review the discretionary surtax program and provide a report to the Governor and the Legislature; amending s. 201.031, F.S.; providing applicability of provisions relating to the discretionary surtax on documents to the surtax created under s. 125.01675, F.S.; providing an effective date.

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

By Senator Berman—

SB 844—A bill to be entitled An act relating to the At-Risk Adult Alert Plan; amending s. 937.0201, F.S.; redefining the term “missing endangered person” to include a missing adult who meets the criteria for activation of the At-Risk Adult Alert Plan of the Department of Law Enforcement; creating s. 937.0205, F.S.; providing legislative findings and intent; requiring the Department of Law Enforcement, in cooperation with the Department of Transportation, the Department of Highway Safety and Motor Vehicles, and local law enforcement agencies, to establish and implement the At-Risk Adult Alert Plan; providing plan requirements; requiring a local law enforcement agency to broadcast information to the public and the media about certain missing adults; specifying which local law enforcement agency must broadcast such information; authorizing the local law enforcement agency to request that a case be opened with the Department of Law Enforcement’s Missing Endangered Persons Information Clearinghouse; requiring the clearinghouse to coordinate with the Department of Transportation and the Department of Highway Safety and Motor Vehicles for the activa-

tion of dynamic message signs on state highways and the immediate broadcast of certain critical information under certain circumstances; specifying that an agency responsible for posting an At-Risk Adult Alert on dynamic message signs does not violate the act if other emergency information must be posted instead; requiring the At-Risk Adult Alert Plan to include certain procedures; specifying additional requirements for the plan; requiring the Department of Law Enforcement to adopt rules; amending s. 937.021, F.S.; providing that the Department of Law Enforcement, as the At-Risk Adult Alert coordinator, and certain agencies, employees, individuals, and entities are immune from civil liability for damages for performing certain actions in good faith; providing that the presumption of good faith is not overcome under certain circumstances; providing construction; amending s. 937.022, F.S.; authorizing only the law enforcement agency having jurisdiction over a case to make a request to the clearinghouse for the activation of a state At-Risk Adult Alert involving a missing adult under certain circumstances; amending s. 429.918, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Pizzo—

SB 846—A bill to be entitled An act relating to HIV prevention; providing a short title; amending s. 381.0041, F.S.; providing an exception to allow the donation of human tissue by a person who has human immunodeficiency virus infection under certain circumstances; reclassifying a criminal offense relating to such donations; amending s. 384.23, F.S.; providing definitions; 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 infection; providing that certain actions are not sufficient evidence to establish intent on the part of the person who transmits the disease; providing a definition; amending s. 384.34, F.S.; reclassifying specified criminal offenses; removing a fine for specified rule violations; amending ss. 775.0877 and 921.0022, F.S.; conforming provisions to changes made by the act; amending s. 960.003, F.S.; conforming cross-references; providing an effective date.

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

By Senator Broxson—

SB 848—A bill to be entitled An act relating to underground facility damage prevention and safety; amending s. 556.102, F.S.; defining terms; amending s. 556.105, F.S.; changing the number of days’ notice an excavator must provide to the free-access notification system before beginning any excavation or demolition; amending s. 556.107, F.S.; repealing provisions regarding citations for specified noncriminal infractions; creating an underground facility damage prevention review panel; providing the membership of the review panel; specifying the term limits of the review panel; requiring Sunshine State One-Call of Florida, Inc., to provide support to the panel; specifying how the review panel will be funded; providing dates by which alleged violations must be reported; providing a hearing process to allow the review panel to hear complaints regarding certain alleged violations; specifying the civil penalties that the review panel may assess; providing a review process through the Division of Administrative Hearings for infractions not resolved by the review panel; specifying a criminal penalty for any person who removes or damages permanent underground facility markers under certain circumstances; amending s. 556.114, F.S.; authorizing member operators to place permanent markers for certain purposes; amending s. 556.116, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Infrastructure and Security; and Rules.

By Senator Powell—

SB 850—A bill to be entitled An act relating to prosecuting children as adults; amending s. 985.556, F.S.; deleting provisions under which a

state attorney either must request a court to transfer and certify children of certain ages who commit specified crimes for prosecution as adults or must provide written reasons to the court for not making such a request, or proceed under certain provisions; amending s. 985.557, F.S.; revising the circumstances under which a state attorney may file an information in cases that involve children of certain ages who commit certain crimes; deleting provisions under which a state attorney must file an information on children of certain ages who commit, attempt to commit, are charged with committing, or conspire to commit, specified crimes; deleting definitions; amending s. 985.56, F.S.; providing that children 14 years of age or older, rather than children of any age, who are charged with certain offenses are subject to the jurisdiction of the court until an indictment is returned by the grand jury; prohibiting the transfer to adult court for criminal prosecution of children who commit an indictable offense and who have a pending competency hearing or have previously been found incompetent and have not been restored to competency by a court until the child's competency is restored; providing for the tolling of certain time limits; authorizing, rather than requiring, that a child who is found to have committed specified crimes be sentenced according to certain provisions; amending s. 985.03, F.S.; conforming a cross-reference; amending s. 985.565, F.S.; conforming provisions to changes made by the act; reenacting ss. 985.15(1) and 985.265(5), F.S., relating to filing decisions and detention transfer and release, education, and adult jails, 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 amendments to ss. 985.557 and 985.56, F.S., in references thereto; providing an effective date.

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

By Senators Diaz and Wright—

SM 852—A memorial to the Congress of the United States and the United States Department of Veterans Affairs, urging Congress and the department to ensure that the VA MISSION Act of 2018 is implemented in a manner consistent with the legislative intent and purpose of the act.

—was referred to the Committees on Military and Veterans Affairs and Space; and Rules.

By Senator Gruters—

SB 854—A bill to be entitled An act relating to special neighborhood improvement districts; amending s. 163.511, F.S.; revising the number of directors allowed for the boards of special neighborhood improvement districts; requiring local planning ordinances to specify director term lengths and provide for staggered terms; requiring that directors be landowners in, rather than residents of, the proposed area and be subject to certain taxation; removing obsolete language; providing an effective date.

—was referred to the Committees on Community Affairs; Innovation, Industry, and Technology; and Rules.

By Senator Gruters—

SB 856—A bill to be entitled An act relating to homestead exemptions; amending s. 196.031, F.S.; specifying that a person must knowingly and intentionally receive or claim a certain ad valorem tax exemption or credit in another state to be disqualified from a certain homestead exemption; amending s. 196.161, F.S.; providing that certain property is not subject to the assessment of exempted taxes, penalties, and interest under certain circumstances; providing that, under such circumstances, a lien may not be filed or must be canceled by the property appraiser; providing an effective date.

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

By Senator Stargel—

SB 858—A bill to be entitled An act relating to natural hair braiding; amending s. 477.013, F.S.; redefining the term “hair braiding”; defining the term “mechanical devices”; amending ss. 477.0132 and 477.019, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Commerce and Tourism; and Rules.

By Senators Stargel and Gibson—

SB 860—A bill to be entitled An act relating to Alzheimer's disease; amending s. 430.501, F.S.; revising representative requirements of the Alzheimer's Disease Advisory Committee membership; requiring the committee to submit an annual report to specified parties that includes certain information and recommendations; requiring the Department of Elderly Affairs to review and update the Alzheimer's disease state plan every 3 years in collaboration with certain parties; amending s. 430.502, F.S.; providing that certain clinics shall not receive decreased funding for a specified reason; 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 862—A bill to be entitled An act relating to insurance coverage for vehicle leases; creating s. 627.749, F.S.; defining terms; providing that a lessor of special mobile equipment is not liable for acts of the lessee or the lessee's agent or employee in connection with the rental or lease if the lease agreement requires specified insurance coverages; providing construction; providing an exception; providing an effective date.

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

By Senator Gruters—

SB 864—A bill to be entitled An act relating to emergency management; creating s. 252.64, F.S.; authorizing the state and its political subdivisions to use technology for specified purposes relating to emergency management; specifying that such technology may be provided by a private entity; providing an effective date.

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

By Senator Berman—

SB 866—A bill to be entitled An act relating to workplace sexual harassment and sexual assault; creating s. 448.077, F.S.; providing definitions; prohibiting an employer from requiring an employee to sign a nondisclosure agreement, waiver, or other document, as a condition of employment, to prevent the employee from disclosing sexual harassment or sexual assault; specifying that such nondisclosure agreements, waivers, or documents are against public policy and are void and unenforceable; prohibiting an employer from discharging or retaliating against an employee for disclosing or discussing workplace sexual harassment or sexual assault; providing for relief for violations of the act; providing for construction; amending ss. 760.06 and 760.11, F.S.; conforming provisions relating to the Florida Commission on Human Relations to changes made by the act; providing an effective date.

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

By Senator Hutson—

SB 868—A bill to be entitled An act relating to local business taxes; amending s. 205.032, F.S.; revising the authority of a governing body of

a county to levy business taxes; providing retroactive applicability; specifying a limit on such taxes; deleting procedures for levying business taxes; amending s. 205.033, F.S.; reducing the maximum fees for certain receipt transfers; deleting exceptions from certain apportionment and distribution requirements for certain counties; deleting provisions authorizing certain counties to levy and collect additional business taxes; conforming provisions to changes made by the act; amending s. 205.042, F.S.; revising the authority of a governing body of an incorporated municipality to levy business taxes; providing retroactive applicability; specifying a limit on such taxes; deleting procedures for levying business taxes; amending s. 205.043, F.S.; reducing the maximum fees for certain receipt transfers; conforming a provision to changes made by the act; amending ss. 205.0535 and 205.054, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Powell—

SB 870—A bill to be entitled An act relating to the detention of children; amending s. 985.265, F.S.; prohibiting the holding in a jail or other facility intended or used for the detention of adults of a child awaiting trial who is treated as an adult for purposes of criminal prosecution; providing an exception; requiring the court to consider specified factors in making a certain determination; providing a requirement and a prohibition if a court determines that it is in the interest of justice to allow a child to be held in a jail or other facility intended or used for the detention of adults; deleting provisions under which a court is required to order the delivery of a child to a jail or other facility intended or used for the detention of adults; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Gruters—

SB 872—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 Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Rouson—

SB 874—A bill to be entitled An act relating to consumer finance loans; creating s. 516.405, F.S.; creating the Access to Responsible Credit Pilot Program within the Office of Financial Regulation; providing legislative intent; creating s. 516.41, F.S.; providing definitions; creating s. 516.42, F.S.; requiring persons to obtain a program license from the office before making program loans; providing licensure requirements; requiring a program licensee's program branch offices to be licensed; providing program branch office license and license renewal requirements; providing circumstances under which the office may deny initial and renewal applications; requiring the Financial Services Commission to adopt rules; creating s. 516.43, F.S.; providing requirements for program licensees, program loans, interest rates, program loan refinancing, receipts, disclosures and statements provided by program licensees to borrowers, origination fees, insufficient funds fees, and delinquency charges; requiring program licensees to provide certain credit education information to borrowers and to report payment performance of borrowers to a consumer reporting agency; prohibiting the office from approving a program licensee applicant before the applicant has been accepted as a data furnisher by a consumer reporting agency; requiring program licensees to underwrite program loans; prohibiting program licensees from making program loans under certain circumstances; requiring program licensees to seek certain information and documentation; prohibiting program licensees from requiring certain waivers from borrowers; providing applicability; creating s. 516.44, F.S.; requiring all arrangements between program licensees and access

partners to be specified in written access partner agreements; providing requirements for such agreements; specifying access partner services that may be used by program licensees; specifying procedures for borrowers' payment receipts or access partners' disbursement of program loans; providing recordkeeping requirements; prohibiting certain activities by access partners; providing disclosure statement requirements; providing requirements and prohibitions relating to compensation paid to access partners; requiring program licensees to provide the office with a specified notice after contracting with access partners; defining the term "affiliated party"; requiring access partners to provide program licensees with a certain written notice within a specified time; providing that program licensees are responsible for acts of their access partners; requiring the commission to adopt rules; creating s. 516.45, F.S.; requiring the office to examine program licensees at certain intervals, beginning on a specified date; providing an exception; limiting the scope of certain examinations and investigations; authorizing the office to take certain disciplinary action against program licensees and access partners; requiring the commission to adopt rules; creating s. 516.46, F.S.; requiring program licensees to file an annual report with the office beginning on a specified date; requiring the office to post an annual report on its website by a specified date; specifying information to be contained in the reports; requiring the commission to adopt rules; providing for future repeal of the pilot program; providing an effective date.

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

By Senator Powell—

SB 876—A bill to be entitled An act relating to juvenile justice; amending s. 985.557, F.S.; authorizing a child transferred to adult court under certain provisions, or the child's defense counsel, to request in writing a hearing for a certain determination; requiring a judge to conduct the hearing within a certain timeframe after the filing of the request; providing an exception; requiring the judge to consider specified factors; authorizing the judge to consider specified records; providing for the right of specified persons at the hearing to examine the records and question the persons who created the records; requiring the adult court to retain jurisdiction unless the court finds by a preponderance of the evidence that certain factors support returning the child to juvenile court; requiring the adult court to render an order on its decision; providing for review on appeal; providing an effective date.

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

By Senator Gruters—

SB 878—A bill to be entitled An act relating to corporate taxable income adjustments; amending s. 220.13, F.S.; providing that, for the purposes of calculating adjusted federal income, motor vehicle rental or leasing companies are not required to add to their taxable income certain amounts deducted for federal income tax purposes as bonus depreciation; defining the term "motor vehicle rental or leasing company"; providing retroactive applicability; authorizing the Department of Revenue to adopt emergency rules; providing for the expiration and renewal of such rules; providing an effective date.

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

By Senator Albritton—

SB 880—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 specified criteria; requiring the department to adopt rules; requiring that applicants meet specified eligibility requirements; specifying a range for grant amounts; providing that a recipient may not receive more than one award per year under the program; specifying that grant funding is contingent upon specific appropriation by the Legislature; providing an effective date.

—was referred to the Committees on Agriculture; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Gruters—

SB 882—A bill to be entitled An act relating to restraints of trade or commerce; amending s. 542.335, F.S.; revising the requirements for a contract that restricts or prohibits competition; redefining the term “legitimate business interest” to include only interests related to intellectual property; providing applicability; providing an effective date.

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

By Senator Baxley—

SB 884—A bill to be entitled An act relating to clinical social workers, marriage and family therapists, and mental health counselors; amending s. 491.003, F.S.; defining the terms “certified master social worker” and “practice of generalist social work”; amending s. 491.004, F.S.; deleting an obsolete provision; amending s. 491.0045, F.S.; revising intern registration requirements; providing an exception; amending s. 491.005, F.S.; revising the licensure requirements for clinical social workers, marriage and family therapists, and mental health counselors; amending s. 491.0057, F.S.; requiring that an applicant for dual licensure as a marriage and family therapist pass an examination designated by the board; amending s. 491.006, F.S.; revising requirements for licensure or certification by endorsement for certain professions; repealing s. 491.0065, F.S., relating to requirements for instruction on HIV and AIDS; amending s. 491.007, F.S.; deleting a provision providing certified master social workers an exemption from continuing education requirements; deleting a provision requiring the Board of Clinical Social Work, Marriage and Family Therapy and Mental Health Counseling to establish a procedure for the biennial renewal of intern registrations; amending s. 491.009, F.S.; revising who may enter an order denying licensure or imposing penalties against an applicant for licensure under certain circumstances; amending s. 491.012, F.S.; providing that using the title “certified master social worker” without a valid, active license is unlawful; deleting an obsolete provision; amending s. 491.0145, F.S.; requiring the Department of Health to license an applicant for designation as a certified master social worker under certain circumstances; providing that applicants for designation as a certified master social worker submit their application to the board; deleting a provision relating to the nonrefundable fee for examination set by department rule; authorizing the board to adopt rules; amending s. 491.0149, F.S.; requiring the use of applicable professional titles by licensees, provisional licensees, and registrants on social media and other specified materials; repealing s. 491.015, F.S., relating to duties of the department as to certified master social workers; amending s. 414.065, 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; and Appropriations.

By Senator Brandes—

SJR 886—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 provide that the homestead property tax discount for certain veterans who had permanent, combat-related disabilities carries over to the benefit of the veteran’s surviving spouse under certain circumstances until he or she remarries or sells or otherwise disposes of the property, to provide that the discount for the surviving spouse is transferrable to another homestead under certain circumstances, and to provide an effective date.

—was referred to the Committees on Military and Veterans Affairs and Space; Finance and Tax; and Appropriations.

By Senator Brandes—

SB 888—A bill to be entitled An act relating to a homestead property tax discount; amending s. 196.082, F.S.; providing that if certain conditions are met, the homestead property tax discount for certain disabled veterans carries over to the benefit of the veteran’s surviving spouse until the surviving spouse remarries or sells or otherwise disposes of the homestead property; providing that if the surviving spouse sells the property, the discount may be transferred to his or her new primary residence, subject to certain conditions; authorizing a qualified applicant who fails to file an application by a specified date to apply for the discount and file a petition with the value adjustment board; specifying procedures for applications and petitions; providing a contingent effective date.

—was referred to the Committees on Military and Veterans Affairs and Space; Finance and Tax; and Appropriations.

By Senator Baxley—

SB 890—A bill to be entitled An act relating to drug-free workplaces; amending s. 440.102, F.S.; revising definitions; revising the contents of an employer policy statement with respect to employee drug use; revising the frequency of followup testing; revising specimen collection, verification, and documentation procedures; revising requirements for confirmation testing; conforming provisions to changes made by the act; revising minimum requirements for laboratory reports of a drug test result; providing an effective date.

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

By Senator Passidomo—

SB 892—A bill to be entitled An act relating to business organizations; amending s. 607.0101, F.S.; providing applicability; amending s. 607.0102, F.S.; making technical changes; amending s. 607.0120, F.S.; making technical changes; providing requirements, authorizations, and prohibitions relating to when the terms of a plan or a filed document may be dependent on facts objectively ascertainable outside of the plan or filed document; defining the terms “filed document” and “plan”; amending s. 607.0121, F.S.; making technical changes; conforming provisions to changes made by the act; amending s. 607.0122, F.S.; conforming provisions to changes made by the act; amending s. 607.0123, F.S.; revising provisions, requirements, and authorizations relating to the effective time and date of a document; amending s. 607.0124, F.S.; revising the process authorizing a domestic or foreign corporation to correct a document filed by the Department of State; authorizing a filing to be withdrawn before it takes effect if certain requirements are met; amending s. 607.0125, F.S.; revising the filing duties of the department; amending s. 607.0126, F.S.; revising the appeals process relating to the department’s refusal to file a document; amending s. 607.0127, F.S.; requiring certain certificates to be taken by certain entities as prima facie evidence of the facts stated; revising when a certificate and a copy of a document are conclusive evidence that the original document is on file with the department; amending s. 607.0128, F.S.; revising provisions relating to department-issued certificates of status; amending s. 607.0130, F.S.; deleting provisions relating to the powers of the department; amending s. 607.01401, F.S.; defining and redefining terms; amending s. 607.0141, F.S.; revising provisions relating to written and oral notice under ch. 607, F.S.; providing construction; creating s. 607.0143, F.S.; defining the terms “qualified director,” “material relationship,” and “material interest”; providing for circumstances under which a director is not automatically prevented from being a qualified director; amending s. 607.0201, F.S.; conforming provisions to changes made by the act; amending s. 607.0202, F.S.; revising requirements and authorizations for the contents of articles of incorporation; authorizing provisions of the articles of incorporation to be made dependent upon facts objectively ascertainable outside of the articles of incorporation; prohibiting the articles of incorporation from containing certain provisions; amending s. 607.0203, F.S.; conforming provisions to changes made by the act; amending s. 607.0204, F.S.; deleting an exemption from liability related to persons who have actual knowledge that there is no incorporation when purporting to act as or on behalf of a corporation; making a technical change; amending s. 607.0205, F.S.; making technical changes; requir-

ing directors or incorporators calling an organizational meeting to give at least 2, rather than 3, days' notice; amending s. 607.0206, F.S.; revising provisions relating to the contents of the bylaws of a corporation; amending s. 607.0207, F.S.; making technical changes; creating s. 607.0208, F.S.; authorizing provisions of the articles of incorporation or the bylaws to create exclusive jurisdiction for certain claims; providing applicability for such provisions; prohibiting the articles or bylaws from prohibiting certain actions; defining the term "internal corporate claim"; amending s. 607.0301, F.S.; revising purposes and applicability; amending s. 607.0302, F.S.; making technical changes; amending s. 607.0303, F.S.; revising the requirements relating to the liability of certain persons acting in accordance with emergency bylaws; making technical changes; amending s. 607.0304, F.S.; revising when a corporation's power to act may be challenged; amending s. 607.0401, F.S.; authorizing a corporation to register under a name that is not otherwise distinguishable on the records of the department under certain circumstances; providing applicability; creating s. 607.04021, F.S.; authorizing a person to reserve the exclusive use of a corporate name and to transfer the reservation; authorizing the department to revoke a reservation under certain circumstances; amending s. 607.0403, F.S.; making technical changes; conforming a cross-reference; amending s. 607.0501, F.S.; revising requirements for registered offices and registered agents; providing for the duties of a registered agent; authorizing a court to stay a proceeding until a corporation is compliant with requirements relating to registered agents and registered offices; making technical changes; amending s. 607.0502, F.S.; revising the procedures relating to a corporation changing its registered agent or its registered office; creating s. 607.0503, F.S.; revising procedures and requirements relating to the resignation of a registered agent; creating s. 607.05031, F.S.; revising procedures and requirements relating to the change of name or address by a registered agent; creating s. 607.05032, F.S.; providing for the delivery of notice or other communication; amending s. 607.0504, F.S.; revising the procedures for service of process, notice, or demand on a corporation; amending s. 607.0505, F.S.; conforming provisions to changes made by the act; amending s. 607.0601, F.S.; revising provisions relating to shares authorized by articles of incorporation; amending s. 607.0602, F.S.; revising provisions relating to the determination of the board of directors to classify or reclassify certain shares; amending s. 607.0604, F.S.; deleting a provision relating to the good faith judgment of the board of directors as to the fair value of fractions of a share; making technical changes; amending s. 607.0620, F.S.; revising provisions relating to subscriptions for shares; amending s. 607.0621, F.S.; expanding the circumstances in which shares that are escrowed or restricted and distributions that are credited may be canceled; amending s. 607.0622, F.S.; making a technical change; amending s. 607.0623, F.S.; authorizing the board to fix a record date for determining shareholders entitled to a share dividend; amending s. 607.0624, F.S.; revising provisions relating to rights, options, warrants, and awards for the purchase of shares of the corporation; defining the term "shares"; amending ss. 607.0625, 607.0626, and 607.0627, F.S.; making technical changes; amending s. 607.0630, F.S.; revising provisions relating to shareholders' preemptive rights; amending s. 607.0631, F.S.; revising provisions relating to a corporation's acquisition of its own shares; amending s. 607.06401, F.S.; revising provisions relating to distributions to shareholders; providing applicability; making technical changes; amending s. 607.0701, F.S.; revising provisions relating to a corporation's annual meeting; amending s. 607.0702, F.S.; revising provisions relating to a corporation's special meeting of the shareholders; amending s. 607.0703, F.S.; revising provisions relating to court-ordered meetings; amending s. 607.0704, F.S.; revising provisions relating to actions by shareholders without a meeting; making technical changes; amending s. 607.0705, F.S.; revising provisions relating to notices of meetings; amending s. 607.0706, F.S.; relocating and revising requirements for a shareholder to waive certain required notice; amending s. 607.0707, F.S.; revising provisions relating to record dates; creating s. 607.0709, F.S.; relocating and revising provisions relating to remote participation in the annual and special meetings of shareholders; amending s. 607.0720, F.S.; revising provisions relating to shareholders' lists for meetings; amending s. 607.0721, F.S.; revising provisions relating to when certain shares are entitled to vote; defining the term "voting power"; amending s. 607.0722, F.S.; revising provisions relating to the appointment of a proxy; amending s. 607.0723, F.S.; revising provisions relating to shares held by intermediaries and nominees being treated as the record shareholder; amending s. 607.0724, F.S.; revising provisions relating to the acceptance of votes and other instruments; requiring that ballots and shareholder demands be accepted under certain circumstances; amending s. 607.0725, F.S.; mak-

ing technical changes; providing applicability for provisions that provide for voting of classes or series as separate voting groups; amending s. 607.0726, F.S.; making clarifying changes; amending s. 607.0728, F.S.; requiring that certain corporations have shares registered pursuant to s. 12 of the Securities Exchange Act of 1934 rather than pursuant to a list on a national securities exchange, for the purposes of certain voting requirements; creating s. 607.0729, F.S.; requiring certain corporations to appoint one or more inspectors to determine voting results; authorizing the inspectors to appoint or retain certain persons for specific reasons; providing requirements for inspectors; authorizing the inspectors to take certain actions; providing for review of determinations of law by the inspectors; providing for the closing of polls for elections; amending s. 607.0730, F.S.; making technical changes; amending s. 607.0731, F.S.; making clarifying changes; expanding the circumstances under which a transferee is deemed to have notice of a voting agreement; amending s. 607.0732, F.S.; revising provisions relating to shareholder agreements; providing construction; repealing s. 607.07401, F.S., relating to Shareholders' derivative actions; creating s. 607.0741, F.S.; providing standing requirements for a shareholder commencing a derivative proceeding; defining the term "shareholder"; creating s. 607.0742, F.S.; relocating and revising provisions relating to a complaint brought in a proceeding in the right of a corporation; creating s. 607.0743, F.S.; authorizing a court to stay a derivative proceeding under certain circumstances; creating s. 607.0744, F.S.; relocating and revising provisions relating to the dismissal of a derivative proceeding; creating s. 607.0745, F.S.; relocating a provision relating to the discontinuance or settlement of a derivative action; creating s. 607.0746, F.S.; relocating and revising provisions relating to proceeds and expenses after the termination of a derivative proceeding; creating s. 607.0747, F.S.; providing applicability relating to foreign corporations; creating s. 607.0748, F.S.; authorizing a circuit court to appoint one or more persons to be custodians or receivers of and for a corporation for certain proceedings; providing guidance to the court for appointing such custodians and receivers; creating s. 607.0749, F.S.; authorizing a provisional director to be appointed at the discretion of the court in a proceeding by a shareholder and under certain circumstances; providing requirements for the provisional director; requiring the court to allow reasonable compensation paid by the corporation to the provisional director for certain services; amending s. 607.0801, F.S.; making technical changes; amending s. 607.0802, F.S.; revising provisions relating to the qualifications of directors; amending s. 607.0803, F.S.; making clarifying changes; amending s. 607.0804, F.S.; providing applicability; amending s. 607.0805, F.S.; revising provisions relating to terms of directors; amending s. 607.0806, F.S.; revising provisions relating to staggered terms for directors; amending s. 607.0807, F.S.; revising provisions relating to the resignation of directors; amending s. 607.0808, F.S.; revising provisions relating to the removal of directors by shareholders; creating s. 607.08081, F.S.; authorizing circuit courts to remove a director from office and order certain relief under certain circumstances; amending s. 607.0809, F.S.; revising provisions relating to vacancies on a board of directors; amending s. 607.0820, F.S.; making technical changes; amending s. 607.0821, F.S.; revising provisions relating to action by directors without a meeting; amending s. 607.0823, F.S.; revising provisions relating to the waiver of notice of a meeting of a board of directors; amending s. 607.0824, F.S.; revising provisions relating to what constitutes a quorum of the board of directors; amending s. 607.0825, F.S.; revising provisions relating to the establishment and the powers of executive and board committees; creating s. 607.0826, F.S.; authorizing a corporation to agree to submit a matter that the board of directors determines it no longer recommends to a vote of the corporation's shareholders; amending s. 607.0830, F.S.; revising the general standards for directors; amending s. 607.0831, F.S.; revising provisions relating to the liability of directors; amending s. 607.0832, F.S.; defining terms; revising provisions relating to directors' conflicts of interest; amending s. 607.0833, F.S.; making a technical change; amending s. 607.0834, F.S.; revising provisions relating to liability for unlawful distributions; amending s. 607.08401, F.S.; authorizing the board of directors to appoint one or more individuals to act as officers of the corporation; specifying which records must be authenticated by an officer; creating s. 607.08411, F.S.; providing general standards for officers of the corporation; amending s. 607.0842, F.S.; revising provisions relating to the resignation and removal of officers; amending s. 607.0850, F.S.; defining terms; deleting provisions relating to the indemnification of officers, directors, employees, and agents; creating s. 607.0851, F.S.; relocating and revising provisions relating to the permissible indemnification of certain persons by a corporation; creating s. 607.0852, F.S.; relocating and revising provisions relating to the man-

datory indemnification of certain persons by a corporation; creating s. 607.0853, F.S.; authorizing a corporation to advance funds to pay for or reimburse certain expenses; providing requirements for the authorization of advanced funds; creating s. 607.0854, F.S.; relocating and revising provisions related to court-ordered indemnification and advance for expenses; creating s. 607.0855, F.S.; relocating and revising provisions relating to the determination and authorization of indemnification; creating s. 607.0857, F.S.; relocating and revising provisions relating to a corporation purchasing and maintaining certain insurance; creating s. 607.0858, F.S.; relocating and revising provisions related to indemnification by a corporation which is not specifically provided for by law; providing applicability; creating s. 607.0859, F.S.; relocating and revising provisions relating to overriding restrictions on indemnification; amending s. 607.0901, F.S.; revising defined terms; revising provisions related to affiliated transactions; revising applicability; amending s. 607.0902, F.S.; conforming a cross-reference; amending s. 607.1001, F.S.; making a technical change; amending s. 607.1002, F.S.; expanding the list of types of amendments a corporation's board of directors may adopt without shareholder approval; making technical changes; amending s. 607.10025, F.S.; making technical changes; conforming a cross-reference; deleting a provision exempting corporations with less than a specified number of shareholders of record from applicability; amending s. 607.1003, F.S.; revising provisions relating to amendments to the articles of incorporation; amending s. 607.1004, F.S.; revising provisions relating to voting on amendments by voting groups; amending s. 607.1005, F.S.; requiring that a corporation have no board of directors for a majority of its incorporators to be authorized to adopt amendments to the corporation's articles of incorporation; amending s. 607.1006, F.S.; revising provisions relating to articles of amendment; amending s. 607.1007, F.S.; revising provisions relating to restated articles of incorporation; amending s. 607.1008, F.S.; revising provisions relating to an amendment pursuant to reorganization; amending s. 607.1009, F.S.; specifying when new interest holder liability as a result of an amendment takes effect; amending s. 607.1020, F.S.; revising provisions relating to amendments of the bylaws by boards of directors or shareholders; amending s. 607.1021, F.S.; making a technical change; amending s. 607.1022, F.S.; revising provisions relating to bylaws that increase a quorum or voting requirement for directors; creating s. 607.1023, F.S.; authorizing a corporation to elect in its bylaws to be governed in the election of directors under certain circumstances; providing applicability; authorizing certain bylaws to be repealed by the board of directors or shareholders under certain circumstances; amending s. 607.1101, F.S.; revising provisions relating to the merger of certain corporations and eligible entities; amending s. 607.1102, F.S.; revising provisions relating to plans of share exchange; amending s. 607.1103, F.S.; revising provisions relating to actions on a plan of merger or a plan of share exchange; creating s. 607.11035, F.S.; specifying when shareholder approval of a plan of merger or a plan of share exchange is not required; defining terms; amending s. 607.1104, F.S.; revising provisions relating to the mergers involving subsidiary corporations; amending s. 607.11045, F.S.; revising applicability; amending s. 607.1105, F.S.; revising provisions relating to articles of merger or share exchange; amending s. 607.1106, F.S.; revising provisions relating to the effectiveness of a merger or share exchange; amending s. 607.1107, F.S.; revising provisions relating to the abandonment of a merger or share exchange; deleting provisions relating to mergers or share exchanges with foreign corporations; repealing s. 607.1108, F.S., relating to merger of domestic corporation and other business entity; repealing s. 607.1109, F.S., relating to articles of merger; repealing s. 607.11101, F.S., relating to the effect of a merger of domestic corporation and other business entity; repealing s. 607.1112, F.S., relating to the conversion of a domestic corporation into another business entity; repealing s. 607.1113, F.S., relating to certificates of conversion; repealing s. 607.1114, F.S., relating to the effect of the conversion of a domestic corporation into another business entity; repealing s. 607.1115, F.S., relating to the conversion of another business entity into a domestic corporation; creating s. 607.11920, F.S.; authorizing a foreign corporation to become a domestic corporation under certain circumstances; authorizing a domestic corporation to become a foreign corporation under certain circumstances; requiring that a plan of domestication include certain information; authorizing a domestication to include certain provisions; authorizing a plan of domestication to be made dependent upon facts objectively ascertainable outside of the plan; providing applicability; creating s. 607.11921, F.S.; requiring a plan of domestication to be adopted in a certain manner; creating s. 607.11922, F.S.; requiring a domesticating corporation to sign articles of domestication under certain circumstances; requiring that the articles

of domestication contain certain information; providing procedures and requirements relating to the filing of the articles of domestication and the effectiveness of the domestication; providing that certain domesticating corporations' certificates of authority are automatically canceled upon the domestication becoming effective; providing that a copy of the articles of domestication may be filed in certain official records; creating s. 607.11923, F.S.; providing for the amendment of a plan of domestication; providing for the abandonment of a plan of domestication; creating s. 607.11924, F.S.; specifying the effects of a domestication; specifying that a domestication does not constitute or cause the dissolution of the domesticating corporation; prohibiting certain property from being diverted as a result of a domestication unless certain requirements are met; providing applicability; creating ss. 607.11930 and 607.11931, F.S.; relocating and revising provisions relating to the conversion of corporations; creating s. 607.11932, F.S.; relocating and revising provisions relating to actions on plans of conversion; providing applicability; creating s. 607.11933, F.S.; relocating and revising provisions relating to articles of conversion and the effectiveness of such articles; creating s. 607.11934, F.S.; relocating and revising provisions relating to amendments to plans of conversion; creating s. 607.11935, F.S.; relocating and revising provisions relating to the effectiveness of a conversion; amending s. 607.1201, F.S.; revising provisions relating to the disposition of assets not requiring shareholder approval; amending s. 607.1202, F.S.; revising provisions relating to shareholder approval of certain dispositions; amending s. 607.1301, F.S.; defining, deleting, and revising terms; amending s. 607.1302, F.S.; revising provisions relating to appraisal rights of shareholders; amending s. 607.1303, F.S.; making technical changes; amending s. 607.1320, F.S.; revising provisions relating to notice of appraisal rights; amending s. 607.1321, F.S.; revising provisions relating to notice of intent to demand payment; amending s. 607.1322, F.S.; revising provisions relating to appraisal notice and form; amending s. 607.1323, F.S.; making technical changes; amending s. 607.1324, F.S.; specifying that a shareholder ceases to have certain rights upon payment of an agreed value; amending s. 607.1326, F.S.; making technical changes; amending s. 607.1330, F.S.; revising provisions relating to court action to determine the fair value of shares and accrued interest; amending ss. 607.1331, 607.1332, and 607.1333, F.S.; making technical changes; creating s. 607.1340, F.S.; relocating provisions relating to certain shareholders challenging certain actions; making technical changes; amending s. 607.1401, F.S.; revising provisions relating to incorporators or directors dissolving a corporation; amending s. 607.1402, F.S.; revising provisions relating to the dissolution of a corporation by the board of directors and the shareholders; amending s. 607.1403, F.S.; revising provisions relating to articles of dissolution; defining the terms "dissolved corporation" and "successor entity"; amending s. 607.1404, F.S.; revising provisions relating to revocation of dissolution; amending s. 607.1405, F.S.; revising provisions relating to the effect of dissolution; amending s. 607.1406, F.S.; revising provisions relating to known claims against a dissolved corporation; defining the term "known claims"; deleting the term "successor entity"; amending s. 607.1407, F.S.; revising provisions relating to unknown claims against a dissolved corporation; creating s. 607.1408, F.S.; relocating provisions relating to claims against dissolved corporations; creating s. 607.1409, F.S.; authorizing certain dissolved corporations to file an application with the circuit court for a certain determination; providing guidelines for the proceedings; creating s. 607.1410, F.S.; providing duties for directors of dissolved corporations; amending s. 607.1420, F.S.; revising provisions relating to the administrative dissolution of a corporation; repealing s. 607.1421, F.S., relating to the procedure for and effect of administrative dissolution; amending s. 607.1422, F.S.; revising provisions relating to reinstatement following administrative dissolution; amending s. 607.1423, F.S.; revising provisions relating to judicial review of denials of reinstatement; amending s. 607.1430, F.S.; revising provisions relating to grounds for judicial dissolution; defining the term "shareholder"; amending s. 607.1431, F.S.; revising provisions relating to procedures for judicial dissolution; amending s. 607.1432, F.S.; revising provisions relating to receivership and custodianship; amending s. 607.1433, F.S.; revising provisions relating to judgment of dissolution; amending s. 607.1434, F.S.; revising provisions relating to alternative remedies to judicial dissolution; amending s. 607.1435, F.S.; revising provisions relating to court-appointed provisional directors; amending s. 607.1436, F.S.; revising provisions relating to elections to purchase instead of dissolution; amending s. 607.14401, F.S.; revising provisions relating to deposits associated with a dissolved corporation; amending s. 607.1501, F.S.; revising provisions relating to the authority of a foreign corporation to transact business in this state; creating s. 607.15015, F.S.; providing for

applicability of certain laws for a foreign corporation; providing that a foreign corporation may not be denied a certificate of authority for certain reasons; specifying that a certificate of authority does not authorize a foreign corporation to take certain actions; amending s. 607.1502, F.S.; revising provisions relating to transacting business in this state without a certificate of authority; providing applicability; amending s. 607.1503, F.S.; revising provisions relating to applications for a certificate of authority; amending s. 607.1504, F.S.; revising provisions relating to amendments to certificates of authority; amending s. 607.1505, F.S.; revising provisions relating to the effect of a certificate of authority; amending s. 607.1506, F.S.; revising provisions relating to the corporate name of a foreign corporation; amending s. 607.1507, F.S.; revising provisions relating to the registered offices and registered agents of foreign corporations; providing a civil penalty; amending s. 607.1508, F.S.; revising provisions relating to changing the names of registered offices and registered agents of foreign corporations; amending s. 607.1509, F.S.; revising provisions relating to resignations of registered agents of foreign corporations; creating s. 607.15091, F.S.; revising provisions relating to name and address changes for registered agents of foreign corporations; creating s. 607.15092, F.S.; providing requirements for delivery of notice or other communication; amending s. 607.15101, F.S.; revising provisions relating to service of process, notice, or demand on a foreign corporation; amending s. 607.1520, F.S.; revising provisions relating to the withdrawal of a certificate of authority for a foreign corporation; requiring a foreign corporation to take certain actions to cancel its certificate of authority; creating s. 607.1521, F.S.; specifying that certain foreign corporations are deemed to have withdrawn their certificate of authority under certain circumstances; creating s. 607.1522, F.S.; requiring a foreign corporation to deliver a notice of withdrawal of a certificate of authority under certain circumstances; providing for effective service of process on such foreign corporations; creating s. 607.1523, F.S.; authorizing the Department of Legal Affairs to maintain certain actions and to enjoin a foreign corporation under certain circumstances; amending s. 607.1530, F.S.; revising provisions relating to revocation of a foreign corporation's certificate of authority; repealing s. 607.1531, F.S., relating to the procedure for and effect of revocation; amending s. 607.15315, F.S.; revising provisions relating to reinstatement of a foreign corporation's certificate of authority; amending s. 607.1532, F.S.; revising provisions relating to judicial review of a denial of reinstatement; amending s. 607.1601, F.S.; revising provisions relating to the maintenance of corporate records; amending s. 607.1602, F.S.; revising provisions relating to inspection of records by shareholders; revising the definition of the term "shareholder"; amending s. 607.1603, F.S.; revising provisions relating to the scope of shareholders' inspection rights; amending s. 607.1604, F.S.; revising provisions relating to court-ordered inspections; amending s. 607.1605, F.S.; revising provisions relating to directors' inspection rights; amending s. 607.1620, F.S.; revising provisions relating to financial statements for shareholders; repealing s. 607.1621, F.S., relating to other reports to shareholders; amending s. 607.1622, F.S.; revising provisions relating to annual reports that are required to be filed with the Department of State; amending s. 607.1701, F.S.; making a technical change; revising applicability; amending s. 607.1702, F.S.; revising applicability; amending s. 607.1711, F.S.; making a technical change; repealing s. 607.1801, F.S., relating to domestication of foreign corporations; amending s. 607.1907, F.S.; revising provisions relating to savings provisions; creating s. 607.1908, F.S.; providing for severability; amending s. 607.504, F.S.; revising provisions relating to an election of social purpose corporation status; amending s. 607.604, F.S.; revising provisions relating to an election of benefit corporation status; conforming a cross-reference; amending s. 605.0102, F.S.; conforming a cross-reference; revising the definitions of the terms "private organic rules" and "public organic record"; amending s. 605.0105, F.S.; revising provisions relating to operating agreements; amending s. 605.0112, F.S.; revising provisions relating to names of limited liability companies; creating s. 605.01125, F.S.; authorizing a person to reserve the exclusive use of the name of a limited liability company; providing requirements for reserving the name; authorizing the department to revoke reservations under certain circumstances; amending s. 605.0113, F.S.; revising provisions relating to registered agents of limited liability companies; defining the term "authorized entity"; amending s. 605.0114, F.S.; revising provisions relating to changes of a registered agent or registered office; amending s. 605.0115, F.S.; requiring a registered agent to promptly mail a copy of a statement of resignation to a limited liability company's or foreign limited liability company's current mailing address; amending s. 605.0116, F.S.; making clarifying changes; amending s. 605.0117, F.S.; revising provisions relating to service

of process, notice, and demand on limited liability companies and registered foreign limited liability companies; amending s. 605.0118, F.S.; conforming a provision to changes made by the act; amending s. 605.0207, F.S.; revising provisions relating to effective dates and times for records filed with the Department of State; amending s. 605.0209, F.S.; revising what a statement of correction must contain; amending s. 605.0210, F.S.; revising provisions relating to the department's refusal to file a record; amending s. 605.0211, F.S.; revising provisions relating to certificates of status for foreign limited liability companies; amending s. 605.0215, F.S.; specifying that a copy of a document filed by the department must bear the signature of the Secretary of State and the seal of this state in order to be conclusive evidence that the original document is on file with the department; amending s. 605.04092, F.S.; defining terms; revising provisions relating to conflict of interest transactions; amending s. 605.0410, F.S.; conforming a cross-reference; amending s. 605.0702, F.S.; revising provisions relating to grounds for judicial dissolution of a limited liability company; amending s. 605.0706, F.S.; revising provisions relating to an election to purchase the entire interest of a petitioner instead of dissolving the limited liability company; amending s. 605.0715, F.S.; conforming a provision to changes made by the act; requiring a dissolved limited liability company to amend its articles of incorporation to change its name under certain circumstances; amending s. 605.0716, F.S.; revising provisions relating to judicial review of denial of reinstatement; amending ss. 605.0803 and 605.0903, F.S.; making clarifying changes; amending s. 605.0904, F.S.; revising provisions relating to a foreign limited liability company's failure to have a certificate of authority; amending s. 605.0906, F.S.; requiring, rather than authorizing, certain foreign limited liability companies to use an alternate name to transact business in this state; amending s. 605.0907, F.S.; revising provisions relating to foreign limited liability companies' amendments to certificates of authority; amending s. 605.0908, F.S.; making technical changes; creating s. 605.09091, F.S.; providing requirements relating to the judicial review of denial of reinstatement for foreign limited liability companies; amending ss. 605.0910 and 605.0911, F.S.; revising provisions relating to the withdrawal or cancellation of a foreign limited liability company's certificate of authority; amending s. 605.0912, F.S.; revising provisions relating to a foreign limited liability company's withdrawal on the dissolution, merger, or conversion to a nonfiling entity; amending ss. 605.1025 and 605.1035, F.S.; conforming cross-references; amending s. 605.1061, F.S.; making a technical change; amending s. 605.1063, F.S.; providing requirements for when an appraisal event is required to be approved by written consent of members; amending s. 605.1072, F.S.; revising provisions relating to other remedies for a member to challenge certain completed appraisal events; providing construction; amending s. 617.0302, F.S.; conforming provisions to changes made by the act; conforming a cross-reference; amending s. 617.0501, F.S.; revising provisions relating to registered offices and registered agents of corporations not for profit; defining the term "authorized entity"; creating s. 617.05015, F.S.; authorizing a person to reserve the exclusive use of the name of a corporation not for profit; providing requirements for such reservation; amending s. 617.0831, F.S.; conforming cross-references; amending ss. 617.1102 and 617.1108, F.S.; conforming provisions to changes made by the act; conforming cross-references; amending s. 617.1507, F.S.; revising provisions relating to registered offices and registered agents of foreign corporations not for profit; defining the term "authorized entity"; amending s. 620.1108, F.S.; revising provisions relating to the names of certain limited partnerships; creating s. 620.11085, F.S.; authorizing a person to reserve the exclusive use of the name of a limited partnership; providing requirements for such reservation; amending ss. 620.2104, 620.2108, and 620.8918, F.S.; conforming cross-references; amending s. 621.12, F.S.; revising provisions relating to the names of certain corporations and limited liability companies; amending s. 865.09, F.S.; prohibiting certain fictitious names from containing "PA"; amending s. 662.150, F.S.; conforming a provision to changes made by the act; conforming cross-references; amending ss. 331.355, 339.12, 628.530, 631.0515, 658.44, 663.03, 663.403, and 694.16, F.S.; conforming cross-references; providing an effective date.

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

By Senator Stargel—

SB 894—A bill to be entitled An act relating to individual wine containers; repealing s. 564.05, F.S., relating to the limitation of size of individual wine containers; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Commerce and Tourism; and Rules.

By Senator Brandes—

SB 896—A bill to be entitled An act relating to motor vehicle insurance; providing a short title; amending ss. 316.646, 318.18, 320.02, 320.0609, 320.27, 320.771, 322.251, and 322.34, F.S.; conforming provisions to changes made by the act; amending s. 324.011, F.S.; revising legislative intent; creating s. 324.015, F.S.; providing that motor vehicle liability policies issued or renewed after a specified date may not include personal injury protection; providing requirements for, and construction relating to, proof of financial responsibility and motor vehicle liability policies; specifying requirements for insurers relating to changes in coverages and notices to insureds; specifying requirements for such notice; providing for construction relating to certain covered motor vehicle accidents; amending s. 324.021, F.S.; revising the definition of the term “motor vehicle”; increasing the minimum required limits of bodily injury and property damage liability coverages for proof of financial responsibility; conforming a provision to changes made by the act; amending s. 324.022, F.S.; revising coverage requirements for combined property damage liability and bodily injury liability policies that may meet financial responsibility requirements; conforming provisions to changes made by the act; amending s. 324.0221, F.S.; providing construction; conforming provisions to changes made by the act; amending s. 324.032, F.S.; conforming a provision to changes made by the act; amending ss. 324.051 and 324.091, F.S.; making technical changes; amending s. 324.151, F.S.; defining terms; revising requirements, and authorized exclusions from coverage, for motor vehicle liability insurance policies; amending s. 324.161, F.S.; revising the amount of a certain certificate of deposit required before a certain certificate of insurance may be issued as proof of financial responsibility; amending s. 324.171, F.S.; revising minimum net worth requirements for qualification as a self-insurer; conforming a provision to changes made by the act; amending s. 324.251, F.S.; revising a short title; amending s. 400.9905, F.S.; revising the definition of the term “clinic” to conform to changes made by the act; amending ss. 400.991, 400.9935, 409.901, 409.910, 456.057, and 456.072, F.S.; conforming provisions to changes made by the act; amending s. 624.155, F.S.; deleting provisions authorizing the Department of Financial Services to return a certain notice for lack of specificity which delays a certain time period; revising the information the notice must contain; requiring a trier of fact in bad faith actions against a motor vehicle liability insurer to consider whether certain persons made good faith efforts to cooperate with the insurer’s investigation; requiring certain persons to provide a written notice of loss to the insurer before bringing bad faith actions; providing that a claimant does not have a cause of action for bad faith against the insurer if the insurer meets certain conditions; defining terms; providing that, under certain third-party claims, a motor vehicle liability insurer is not liable beyond available policy limits if it meets certain conditions; requiring the trier of fact to determine the allocation of policy limits among claimants under certain circumstances; requiring third-party claimants to execute and deliver a certain release under certain circumstances; providing construction; amending ss. 626.9541, 626.989, 627.06501, 627.0652, 627.0653, 627.4132, and 627.7263, F.S.; conforming provisions to changes made by the act; amending s. 627.727, F.S.; specifying the legal liability of uninsured motorist coverage insurers for uninsured and underinsured vehicle coverage issued on or after a specified date; conforming provisions to changes made by the act; amending s. 627.7275, F.S.; revising liability coverage requirements for motor vehicle insurance policies; amending ss. 627.728 and 627.7295, F.S.; conforming provisions to changes made by the act; 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 ss. 627.748, 627.8405, 628.909, 705.184, and 713.78, F.S.; conforming provisions to changes made by the act; amending s. 817.234, F.S.; revising certain acts of insurance fraud to apply to motor vehicle insurance claims generally, rather than only to personal injury protection claims; providing effective dates.

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

By Senator Diaz—

SB 898—A bill to be entitled An act relating to transportation; amending s. 20.23, F.S.; conforming provisions to changes made by the act; amending s. 212.055, F.S.; revising the authorized uses of proceeds from charter county and regional transportation system surtaxes; amending s. 215.68, F.S.; conforming provisions to changes made by the act; reviving, reenacting, and amending s. 319.141, F.S.; requiring the Department of Highway Safety and Motor Vehicles to oversee a program for authorization of alternatives to private-sector rebuilt motor vehicle inspection services; deleting obsolete provisions; amending s. 334.046, F.S.; revising the preservation goals of the Department of Transportation to include ensuring that all work on the State Highway System meets department standards; amending s. 334.175, F.S.; requiring the department to approve design plans for all transportation projects relating to department-owned rights-of-way under certain circumstances; amending s. 337.025, F.S.; authorizing the department to establish a program for transportation projects that demonstrate certain innovative techniques for measuring resiliency and structural integrity and controlling time and cost increases; amending s. 337.25, F.S.; providing conditions for repurchase by the previous property owner of certain real or personal property acquired by the department; providing for disposal of such property under certain circumstances; amending s. 338.165, F.S.; prohibiting the department from collecting tolls on facilities of the former Miami-Dade County Expressway Authority after the discharge of bond obligations; deleting cross-references; requiring the department to acquire the assets and assume the liabilities of the authority; providing construction; amending s. 338.166, F.S.; prohibiting the department from using toll revenues from high-occupancy toll lanes or express lanes to offset certain funding; limiting tolls on high-occupancy toll lanes or express lanes in certain counties; amending s. 338.231, F.S.; requiring the department to commit all net toll collections attributable to users of turnpike facilities in certain counties to projects and bond finance commitments in such counties; amending s. 339.175, F.S.; revising the membership criteria of the metropolitan planning organization in certain counties; repealing s. 339.176, F.S., relating to voting membership for certain metropolitan planning organizations; amending s. 343.1003, F.S.; deleting a cross-reference; repealing part I of ch. 348, F.S., relating to the creation and operation of the Florida Expressway Authority Act; transferring the assets and liabilities of the Miami-Dade County Expressway Authority to the department; creating ss. 348.635 and 348.7605, F.S.; providing a legislative declaration; authorizing the Tampa-Hillsborough County Expressway Authority and the Central Florida Expressway Authority to enter into public-private partnership agreements; authorizing solicitation or receipt of certain proposals; providing rulemaking authority; providing approval requirements; requiring certain costs to be borne by the private entity; providing notice requirements for requests for proposals; providing for ranking and negotiation of proposals; requiring the authorities to regulate tolls on certain facilities; requiring compliance with specified laws, rules, and conditions; providing for development, construction, operation, and maintenance of transportation projects by the authorities or private entities; providing construction; repealing part V of ch. 348, F.S., relating to the Osceola County Expressway Authority Law; providing effective dates.

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

By Senator Harrell—

SB 900—A bill to be entitled An act relating to substance abuse services; amending s. 394.4572, F.S.; authorizing the Department of Children and Families and the Agency for Health Care Administration to grant exemptions from disqualification for certain service provider personnel; amending s. 397.311, F.S.; redefining the terms “clinical supervisor” and “recovery residence”; defining the terms “clinical services supervisor,” “clinical director,” and “peer specialist”; amending s. 397.321, F.S.; providing for the review of certain decisions by a department-recognized certifying entity; authorizing certain persons to request an administrative hearing within a specified timeframe and under certain circumstances; amending s. 397.4073, F.S.; requiring in-

dividuals screened on or after a specified date to undergo specified background screening; requiring the department to grant or deny a request for an exemption from qualification 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 exempt 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. 397.4075, F.S.; increasing the criminal penalty for certain unlawful activities relating to personnel; providing a criminal penalty for inaccurately disclosing certain facts in an application for licensure; creating s. 397.417, F.S.; authorizing an individual to seek certification as a peer specialist if he or she meets certain requirements; requiring the department to approve one or more third-party credentialing entities for specified purposes; requiring the credentialing entity to demonstrate compliance with certain standards in order to be approved by the department; requiring an individual providing department-funded recovery support services as a peer specialist to be certified; authorizing an individual who is not certified to provide recovery support services as a peer specialist under certain circumstances; prohibiting an individual who is not a certified peer specialist from advertising or providing recovery services unless the person is exempt; providing criminal penalties; amending s. 397.487, F.S.; revising legislative findings relating to voluntary certification of recovery residences; revising background screening requirements for owners, directors, and chief financial officers of recovery residences; authorizing a certified recovery residence to immediately discharge or transfer residents under certain circumstances; amending s. 397.4873, F.S.; expanding the exceptions to limitations on referrals by recovery residences to licensed service providers; amending s. 397.55, F.S.; revising the requirements for a service provider, operator of a recovery residence, or certain third parties to enter into certain contracts with marketing providers; amending s. 435.07, F.S.; authorizing the exemption of certain persons from disqualification from employment; amending s. 553.80, F.S.; requiring that a single-family or two-family dwelling used as a recovery residence be deemed a single-family or two-family dwelling for purposes of the Florida Building Code; amending s. 633.206, F.S.; requiring the Department of Financial Services to establish uniform firesafety standards for recovery residences; exempting a single-family or two-family dwelling used as a recovery residence from the uniform firesafety standards; requiring that such dwellings be deemed a single-family or two-family dwelling for the purposes of the Life Safety Code and Florida Fire Prevention Code; 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; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Perry—

SB 902—A bill to be entitled An act relating to open and expired building permits; creating s. 553.7905, F.S.; specifying conditions under which a building permit is considered an open permit, expired permit, or closed permit; authorizing an open or expired permit to be closed on by or on behalf of the current property owner if certain requirements are met; prohibiting a local enforcement agency from taking certain actions against a subsequent arms-length purchaser of property because a building permit was not properly closed within certain time periods; providing that a local enforcement agency maintains all rights and remedies identified on the permit; providing that certain permits may be closed under certain circumstances; providing exceptions; authorizing the owner of a home for sale to assume the role of an owner-builder in order to resolve an open permit under certain circumstances; providing that such owner is not required to reside in the home for a specified period; authorizing a contractor to hold an unlimited number of permits; providing that certain provisions of the Florida Building Code are not applicable to certain permits; providing an exception; requiring a local enforcement agency to provide written notice to a property owner when issuing a building permit; authorizing a governmental entity to charge a fee for searching for and identifying certain open or unexpired building permits; requiring a local enforcement agency to send a written notice to a property owner within a specified period if a permit has not been properly closed; providing requirements for the notice; providing that failure to receive written notice does not relieve certain persons

from taking action to close a permit; providing construction; providing an effective date.

—was referred to the Committees on Community Affairs; Innovation, Industry, and Technology; and Rules.

By Senator Rader—

SB 904—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”; specifying requirements for an assignee; requiring an assignee to meet certain requirements as a condition precedent to filing suit under a policy; providing that acceptance of an assignment agreement constitutes a waiver of certain claims; providing construction and applicability; providing an effective date.

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

By Senators Wright and Lee—

SB 906—A bill to be entitled An act relating to prescribed drug services and audits; creating s. 465.1871, F.S.; prohibiting attorneys from engaging in misleading advertisement related to medicinal drugs; providing causes of action; providing penalties; providing a timeframe for actions for recovery; amending s. 465.1885, F.S.; defining terms; providing applicability; providing requirements for pharmacy contracts and auditing entities; revising the timeframe for notice of audit; revising the rights that pharmacies have if audits are conducted; prohibiting audits from considering as fraud any clerical and recordkeeping error; limiting charge-backs and recoupments; excluding dispensing fees from calculations of overpayment; requiring auditing entities to be responsible for costs associated with audits; prohibiting auditing entities from compensating certain employees or contractors; providing penalties; requiring auditing entities to state the reason for the audits under certain circumstances; revising the timeframes of audit periods; revising the timeframe for the delivery of the preliminary audit report; revising the requirements for pharmacies to address discrepancies or audit findings; requiring the Office of Insurance Regulation to establish an appeals process; creating s. 624.491, F.S.; defining terms; requiring pharmacy benefit managers to provide the office with an annual report; providing report requirements; prohibiting publication or disclosure of certain information; requiring the office to publish certain information; creating s. 624.495, F.S.; defining the term “pharmacy services administration organization” or “PSAO”; requiring registration of pharmacy services administration organizations with the office; providing registration and reporting requirements; requiring the office to issue registration certificates under certain circumstances; authorizing the Financial Services Commission to adopt rules; amending s. 627.42392, F.S.; defining terms; revising the circumstances under which health insurers and pharmacy benefit managers are required to use prior authorization forms for specified purposes; requiring health insurers and pharmacy benefit managers to establish and offer an online prior authorization process; providing requirements for the process; creating s. 627.42393, F.S.; providing definitions; requiring health insurers to publish and provide to insureds a procedure for exemptions from fail first policies; providing requirements for the procedure; providing requirements for authorization or denial of policy exemptions; amending ss. 627.64741, 627.6572, and 641.314, F.S.; requiring pharmacy benefit managers to publish a list of certain drugs on their websites; providing requirements for the publication; extending the applicability date; creating ss. 627.64742, 627.66998, and 641.3924, F.S.; defining terms; requiring health insurers and health maintenance organizations to disclose to enrollees and prospective enrollees or to subscribers and prospective subscribers, respectively, that they are subject to excess cost sharing under certain circumstances; providing duties for health insurers and health maintenance organizations; prohibiting disclosure of specified information; providing an effective date.

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

By Senator Hooper—

SB 908—A bill to be entitled An act relating to firesafety systems; amending s. 163.08, F.S.; revising the definition of the term “qualifying improvement” to include improvements to retrofit existing high-rise residential condominiums with certain fire sprinkler systems; amending s. 633.312, F.S.; requiring that certain fire protection system inspection reports be submitted pursuant to a statewide uniform set of procedures; authorizing local authorities having jurisdiction to accept such reports by certain means; requiring the State Fire Marshal to adopt a certain rule; providing that such inspection reports may not be subject to certain requirements; amending s. 718.112, F.S.; requiring that condominium association bylaws provide requirements for the association’s reasonable compliance with the Florida Fire Prevention Code; defining the term “reasonable compliance”; providing construction; specifying authorized means of compliance for certain residential condominiums; deleting a requirement for association bylaws to contain a certain certificate of compliance provision; deleting an exemption from a requirement to retrofit certain condominium property with a fire sprinkler system; deleting procedures for such exemption; extending the date before which a local authority having jurisdiction may not require completion of retrofitting with a fire sprinkler system; specifying the date before which a local authority having jurisdiction may not require completion of installation of an engineered life safety system; requiring a residential condominium association that is not in compliance with certain requirements to perform certain duties by specified dates; providing a penalty; requiring the Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation to collect such penalty payments and remit them to the Firefighter Assistance Grant Program within the Division of State Fire Marshal of the Department of Financial Services; deleting an obsolete provision; deleting requirements for condominium associations to report certain information to the Division of Florida Condominiums, Timeshares, and Mobile Homes and for the division to report certain information to the Division of State Fire Marshal; amending s. 718.120, F.S.; authorizing condominium associations, under certain circumstances, to elect to be assessed certain taxes and assessments upon the condominium property as a whole; specifying when such election must be made; authorizing such associations to elect for condominium parcels to be assessed separately after certain conditions are met; reenacting s. 288.9606(7)(c), F.S., relating to the issuance of revenue bonds, to incorporate the amendment made to s. 163.08, F.S., in a reference thereto; providing an effective date.

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

By Senator Gainer—

SB 910—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 Powell—

SB 912—A bill to be entitled An act relating to the Florida Complete Count Committee; creating the committee adjunct to the Department of State for specified purposes; specifying the membership of the committee; providing for the appointment of members and filling of vacancies; prescribing duties of the committee and the department; requiring each state agency to designate a census coordinator; defining the term “state agency”; prescribing reporting requirements; providing for expiration of the act; providing an effective date.

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

By Senator Pizzo—

SB 914—A bill to be entitled An act relating to the Educational Dollars for Duty program; amending s. 250.10, F.S.; revising the Educational Dollars for Duty program; revising the ineligibility criteria for members of the Florida National Guard; providing that guard members who have earned certain college degrees before becoming a guard member are eligible for the program; limiting the tuition and fees that the program may cover for doctoral and professional degree programs; providing an effective date.

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

By Senator Pizzo—

SB 916—A bill to be entitled An act relating to cyberstalking; amending s. 784.048, F.S.; redefining the term “cyberstalk” as the term relates to prohibited acts; reenacting and amending s. 815.06, F.S.; providing that a person commits an offense against users of certain electronic devices if he or she willfully, knowingly, and exceeding authorization performs specified acts; providing criminal penalties; reenacting ss. 790.065(2)(c), 794.056(1), 847.0141(4), 901.41(5), 938.08, 938.085, 943.325(2)(g), 960.001(1)(b), 985.265(3)(b), and 1006.147(3)(e), all relating to the crime of stalking, to incorporate the amendment made to s. 784.048, F.S., in references thereto; reenacting ss. 775.30(1) and (2), 775.33(2), 782.04(5), and 934.07(3), F.S., all relating to a violation of s. 815.06, F.S., to incorporate the amendment made to s. 815.06, 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 Thurston—

SB 918—A bill to be entitled An act relating to adoption assistance for children in the child welfare system; amending s. 409.166, F.S.; requiring that court costs for all adoptive parents who adopt children in the custody of the Department of Children and Families be waived, rather than reimbursed, by 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 Pizzo—

SB 920—A bill to be entitled An act relating to the DNA database; amending s. 943.325, F.S.; revising legislative findings relating to the use of the DNA database; providing an effective date.

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

By Senator Berman—

SB 922—A bill to be entitled An act relating to discharging firearms in public or on residential property; providing a short title; amending s. 790.15, F.S.; revising provisions prohibiting the recreational discharge of a firearm outdoors; providing criminal penalties; providing an exception; amending s. 810.09, F.S.; prohibiting the propelling of any potentially lethal projectile over or across private land while target shooting; providing criminal penalties; providing an effective date.

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

By Senator Albritton—

SB 924—A bill to be entitled An act relating to occupational licensing; creating ss. 455.216 and 456.0155, F.S.; defining the term “apprenticeship”; requiring the Department of Business and Professional Regulation and the Department of Health, respectively, to grant an application for licensure if the applicant has completed an apprenticeship and met other specified requirements; requiring the department to establish the grade necessary for an applicant who has completed an apprenticeship to receive a passing grade for an examination; prohibiting the department from requiring an applicant to take an examination under certain circumstances; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Health Policy; and Rules.

By Senator Berman—

SB 926—A bill to be entitled An act relating to education in public schools concerning human sexuality; providing a short title; requiring public schools that provide certain information or programs to students relating to human sexuality to provide information that meets specified criteria; providing definitions; requiring schools to make a certain curriculum available to parents and guardians upon request; authorizing students to be excused from certain portions of a program or class under certain circumstances; prohibiting an excused student from receiving disciplinary action, academic penalty, or any other form of punishment for being excused; providing a compliance review process that meets certain requirements; authorizing a parent or guardian to seek review of a school’s compliance; providing for district school superintendents, district schools boards, and the Commissioner of Education to review compliance and corrective actions; repealing s. 1003.46, F.S., relating to health education and instruction in acquired immune deficiency syndrome; providing for severability; providing an effective date.

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

By Senator Diaz—

SB 928—A bill to be entitled An act relating to the rebuilt motor vehicle inspection program; reviving, reenacting, and amending s. 319.141, F.S.; revising the definition of the term “rebuilt inspection services”; requiring the Department of Highway Safety and Motor Vehicles to oversee a pilot program in Miami-Dade County for rebuilt inspection services offered by private sector participants; requiring, by a specified date, the department to expand the pilot program to include Broward County and Hillsborough County; authorizing the department to solicit and receive proposals and select up to two qualified participants per county to provide rebuilt inspection services; requiring participants, upon selection, to enter into a certain memorandum of understanding with the department; requiring that the department ensure that the participant meets basic criteria designed to protect the public before a participant is allowed to furnish the rebuilt inspection services; requiring the participant to meet specified requirements; providing that only a participant selected and approved by the department to provide rebuilt inspection services may charge or receive a fee for providing or facilitating the provision of such services; providing that any applicant that fails an initial rebuilt inspection may have that vehicle reinspected only by the department or the facility that conducted the original inspection; requiring that the department conduct an onsite facility inspection at least once per quarter and immediately

terminate a participant under certain circumstances; requiring that a current operator of a rebuilt inspection facility give the department certain written notice of a transfer; providing requirements for the transferee; requiring the department to submit a certain written report to the Legislature by a specified date; repealing an obsolete provision; providing an effective date.

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

SR 930—Not introduced.

By Senator Brandes—

SB 932—A bill to be entitled An act relating to autonomous vehicles; amending s. 316.003, F.S.; revising and providing definitions; amending ss. 316.062, 316.063, 316.065, and 316.1975, F.S.; providing applicability; amending s. 316.303, F.S.; exempting a fully autonomous vehicle being operated with the automated driving system engaged from a prohibition on the active display of television or video; amending s. 316.305, F.S.; exempting a motor vehicle operator who is operating an autonomous vehicle from a prohibition on the use of wireless communications devices; 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 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 with the automated driving system engaged; providing construction; authorizing the Florida Turnpike Enterprise to fund, construct, and operate certain test facilities and undertake certain research and development projects; providing requirements for operation of on-demand autonomous vehicle networks; providing legislative intent; prohibiting a local government from imposing any tax, fee, for-hire vehicle requirement, or other requirement on automated driving systems or autonomous vehicles or on a person who operates an autonomous vehicle; amending s. 319.145, F.S.; revising requirements for autonomous vehicles registered in this state; creating s. 322.015, F.S.; providing applicability; amending ss. 339.175, 339.64, 339.83, and 627.0653, F.S.; conforming provisions to changes made by the act; amending s. 655.960, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Diaz—

SB 934—A bill to be entitled An act relating to high-performing charter schools; amending s. 1002.331, F.S.; revising requirements for a high-performing charter school; revising the facility capacity measurement used when a high-performing charter school increases its student enrollment; revising the number of charter schools that a high-performing charter school may establish in any year from two to one; providing an effective date.

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

By Senator Bracy—

SB 936—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; Governmental Oversight and Accountability; and Rules.

By Senator Bracy—

SB 938—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 Senator Rader—

SB 940—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 any person; specifying that the reclassification occurs if the crime was based in whole or in part on the race, color, ancestry, ethnicity, religion, sexual orientation, national origin, homeless status, advanced age, gender, or gender identity of any person; defining the term “gender identity”; amending s. 775.0863, F.S.; replacing the term “mental or physical disability” with the term “disability”; defining the term “disability”; specifying that the reclassification occurs if the crime was based in whole or in part on a disability of any person; 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; Judiciary; and Rules.

By Senator Montford—

SB 942—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 referred to the Committees on Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senators Stewart and Rouson—

SB 944—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 referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Powell—

SB 946—A bill to be entitled An act relating to background screening; creating s. 435.13, F.S.; prohibiting employers from excluding applicants from an initial interview for employment under certain conditions; providing a civil penalty; 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; Governmental Oversight and Accountability; and Appropriations.

By Senator Cruz—

SB 948—A bill to be entitled An act relating to student loans and scholarship obligations of health care practitioners; amending s. 456.072, F.S.; establishing that a health care practitioner’s failure to repay a student loan or to comply with service scholarship obligations does not constitute grounds for disciplinary action; removing a civil fine; amending s. 456.0721, F.S.; removing the requirement that the Department of Health investigate and prosecute health care practitioners for failing to repay a student loan or to comply with scholarship service obligations; removing the requirement that the department include specified information related to such investigations and prosecutions in an annual report; providing an effective date.

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

By Senator Book—

SB 950—A bill to be entitled An act relating to the Statewide Medicaid Residency Program; amending s. 409.909, F.S.; revising the definition of the term “qualifying institution” to include certain community facilities and community mental health centers or clinics; providing an effective date.

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

By Senator Taddeo—

SB 952—A bill to be entitled An act relating to electronic navigation systems; creating s. 316.1897, F.S.; prohibiting electronic navigation systems, for certain purposes, from directing the operator of a vehicle to drive through adjacent residential areas when a school zone speed limit is in effect if the primary purpose of such direction is to avoid the school zone; defining the terms “electronic navigation system” and “residential area”; providing an effective date.

—was referred to the Committees on Infrastructure and Security; Innovation, Industry, and Technology; and Rules.

By Senators Berman and Perry—

SB 954—A bill to be entitled An act relating to stem cells; creating s. 385.301, F.S.; defining terms; requiring the Department of Health to adopt rules by a specified date; providing patient eligibility; requiring eligible patients to sign a written informed consent prior to receiving an investigational stem cell treatment; authorizing the department to adopt a form by rule for the informed consent; requiring an investigational stem cell treatment to be administered directly by a licensed and certified physician, overseen by an institutional review board, and provided at a certain facility; providing construction; prohibiting a licensing board from taking action against a physician’s license under certain circumstances; prohibiting a state entity responsible for Medicare certification from taking action against a physician’s Medicare certification under certain circumstances; prohibiting a state entity from interfering with an eligible patient’s access to or use of a stem cell treatment; requiring institutional review boards to keep records on the treatment of each patient; requiring each institutional review board to submit an annual report analyzing patient records to the Board of Medicine and the Board of Osteopathic Medicine; requiring that the report exclude the personal identifying information of patients and that it be made available to the public in both written and electronic form; amending s. 873.01, F.S.; clarifying that the purchase or sale of stem cells is a felony; providing an effective date.

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

By Senator Stewart—

SB 956—A bill to be entitled An act relating to three-dimensional printed firearms; creating s. 790.224, F.S.; defining the term “3D-printed firearm”; prohibiting the printing, transferring, importing into

this state, distributing, selling, possessing, or giving to another person certain 3D-printed firearms as of a specified date; providing criminal penalties; requiring persons in possession of such firearms to relinquish them to a law enforcement agency or to the Department of Law Enforcement or to destroy them before the prohibition takes effect; requiring a law enforcement agency or the department to destroy any relinquished firearms within a specified timeframe; providing for the future repeal of certain provisions; providing an effective date.

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

By Senator Rouson—

SB 958—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 pursue certain other remedies before commencing a civil action; making technical changes; amending s. 760.35, F.S.; authorizing, rather than requiring, a civil action to commence within a specified period 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 Senator Farmer—

SB 960—A bill to be entitled An act relating to the Marchman Act; providing a short title; amending s. 397.311, F.S.; revising definitions; amending s. 397.6760, F.S.; requiring, rather than authorizing, a clerk of the court to disclose certain records; amending s. 397.6772, F.S.; removing provisions authorizing a law enforcement officer to detain a person in certain facilities under certain circumstances; amending s. 397.681, F.S.; authorizing certain petitions to be pled concurrently; providing that a violation of a court order is subject to certain powers; amending s. 397.6811, F.S.; authorizing certain persons to be held at certain facilities for a specified timeframe; prohibiting a licensed service provider from initiating proceedings unless certain conditions are met; amending s. 397.6814, F.S.; requiring certain petitions to include additional specified information; amending s. 397.6815, F.S.; revising provisions relating to the procedures for filing certain petitions; authorizing a petitioner to serve a respondent by private process; requiring a court to schedule a hearing on certain petitions within a specified timeframe; providing duties of the court and the clerk of the court relating to the issuance of a writ of bodily attachment; amending s. 397.6818, F.S.; requiring, rather than authorizing, a court to designate a licensed service provider to perform an involuntary assessment and stabilization in a specified order; requiring the court to make its findings based on certain records within a specified timeframe; requiring the court to schedule a hearing on a certain petition within a specified timeframe; authorizing the court to order a law enforcement agency to take a respondent into custody for involuntary assessment by a licensed service provider; amending s. 397.695, F.S.; prohibiting a licensed service provider from initiating proceedings unless certain conditions are met; amending s. 397.6957, F.S.; revising provisions relating to the duties of a court upon the filing of certain petitions; amending ss. 397.675, 397.6758, 397.6799, 397.6822, 397.693, 397.6951, 397.6955, 397.697, and 397.6975, F.S.; 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 Appropriations.

By Senator Diaz—

SB 962—A bill to be entitled An act relating to malt beverages; creating s. 563.061, F.S.; defining terms; prohibiting sales and purchases of malt beverages on consignment or any basis other than a bona fide sale; authorizing a vendor to request return of undamaged product, damaged product, and out-of-code product to a distributor; authorizing a distributor to accept such returns under certain circumstances; providing requirements for the exchange of product; specifying that a distributor is not required to accept returns authorized by the act; requiring a distributor to take certain actions if the distributor accepts return of product; requiring the distributor to keep transaction records of each return for a specified time; requiring the records to contain certain information; requiring the distributor to provide a copy of the transaction record to a vendor and the Division of Alcoholic Beverages and Tobacco under certain circumstances; providing requirements for the maintenance of the transaction records; providing that returns pursuant to the act are not considered gifts, loans, or other forms of financial aid or assistance for purposes of tied house evil; providing for a civil penalty; authorizing the division to adopt rules; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Commerce and Tourism; and Rules.

By Senator Berman—

SB 964—A bill to be entitled An act relating to school buses; amending s. 1006.22, F.S.; authorizing district school boards to install and operate, or enter into a contract with a private vendor to install and operate, automated school bus safety cameras; defining the term “automated school bus safety camera”; providing that a photograph or video recorded by such camera is admissible as evidence in a criminal or civil proceeding; providing that such photograph or video is not required for the prosecution of certain violations of certain offenses; providing an effective date.

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

By Senator Perry—

SB 966—A bill to be entitled An act relating to juvenile diversion expungement; amending s. 943.0582, F.S.; deleting a requirement that limits diversion program expunction to programs for misdemeanor offenses; amending s. 985.126, F.S.; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Simmons—

SB 968—A bill to be entitled An act relating to court reporter registry; creating s. 25.389, F.S.; providing legislative intent; requiring the Supreme Court to create and administer a court reporter registry; requiring the registry to be posted on the Supreme Court website; requiring court reporters to register with the Supreme Court by a specified date; requiring court reporters to update their information within a specified time; providing an effective date.

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

By Senator Baxley—

SB 970—A bill to be entitled An act relating to the Voluntary Pre-kindergarten Education Program; creating s. 1002.78, F.S.; requiring the principals of certain public elementary schools to take specified actions to facilitate communication and collaboration with private pre-kindergarten providers; providing requirements for such school principals; requiring the Office of Early Learning and early learning coalitions to provide specified support to such school principals; providing an effective date.

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

By Senator Brandes—

SB 972—A bill to be entitled An act relating to innovation in the advanced practice registered nursing workforce; amending s. 464.003, F.S.; revising the definition of the term “advanced or specialized nursing practice” to expand the scope of practice; amending s. 464.012, F.S.; authorizing an advanced practice registered nurse to perform certain functions and acts within his or her specialty without a protocol agreement or supervision if specified requirements are met; creating s. 464.0125, F.S.; providing requirements for advanced practice registered nurses to practice without a protocol agreement or supervision; requiring the Department of Health to notify an advanced practice registered nurse who submits a satisfactory form that he or she is qualified to practice without a protocol agreement or supervision; requiring the department to update such practitioner’s profile; authorizing a qualified advanced practice registered nurse to admit, manage care for, and discharge certain patients and to provide an endorsement that is otherwise required to be provided by a physician; requiring the Board of Nursing to adopt a certain form by rule; providing construction; creating s. 464.0155, F.S.; requiring an advanced practice registered nurse practicing without a protocol agreement or supervision to report adverse incidents to the department; defining the term “adverse incident”; requiring a such report to be made in writing and sent by certified mail within a specified timeframe; requiring the department to review adverse incident reports to make a certain determination; authorizing the board to take disciplinary action against the advanced practice registered nurse if the department makes a certain determination; amending s. 395.0191, F.S.; conforming a provision 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; and Appropriations.

By Senator Perry—

SB 974—A bill to be entitled An act relating to damaged, dismantled, derelict, or salvage motor vehicles; amending s. 319.30, F.S.; authorizing a certain notice sent by certified mail that a motor vehicle is available for pickup to be sent by another commercially available delivery service that provides proof of delivery; requiring the notice to state that the owner has a specified period during which to pick up the vehicle; authorizing an independent entity to apply for a certificate of destruction or a certificate of title if the vehicle is not claimed within a specified time after the delivery or attempted delivery of the notice; specifying requirements for an independent entity if the Department of Highway Safety and Motor Vehicles’ records do not contain the owner’s address; requiring an independent entity to maintain specified records for a minimum period; authorizing an independent entity to provide an affidavit with specified statements if such entity is unable to obtain a lien satisfaction or a release of all liens on the motor vehicle; providing that notice to lienholders and attempts to obtain a release from lienholders may be by certain written request; amending s. 320.03, F.S.; authorizing an entity that processes certain transactions or certificates for derelict or salvage motor vehicles to be an authorized electronic filing system agent; deleting obsolete provisions; authorizing the department to adopt rules; providing effective dates.

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

By Senator Powell—

SB 976—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 accumulating unused funds from a current year for use in a future year; 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; and Appropriations.

By Senator Torres—

SB 978—A bill to be entitled An act relating to professional and driver licensing during a state of emergency; exempting residents of other states from certain application and licensing fees during a state of emergency and for a certain period thereafter; defining the term “state”; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Infrastructure and Security; and Rules.

By Senator Harrell—

SB 980—A bill to be entitled An act relating to public records; amending s. 119.0714, F.S.; providing an exemption from public records requirements for all information contained in a petition for certain protective injunctions, and any related affidavit, notice of hearing, and temporary injunction, until the respondent has been personally served; 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 Thurston—

SB 982—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; 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; requiring the department to provide certain reports to appropriate law enforcement agencies for investigation and disposition; providing an effective date.

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

By Senator Stewart—

SB 984—A bill to be entitled An act relating to fees; amending s. 320.08056, F.S.; creating a fee for a certain specialty license plate; providing a contingent effective date.

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

By Senator Stewart—

SB 986—A bill to be entitled An act relating to fees; amending s. 320.08056, F.S.; creating a fee for a certain specialty license plate; providing a contingent effective date.

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

By Senator Stewart—

SR 988—A resolution requesting the Florida Fish and Wildlife Conservation Commission to consider relisting the Florida black bear as a threatened species under the Endangered and Threatened Species Act.

—was referred to the Committees on Environment and Natural Resources; and Rules.

By Senator Gibson—

SB 990—A bill to be entitled An act relating to unemployment compensation; amending s. 443.101, F.S.; making editorial changes; prohibiting certain victims of domestic violence from being disqualified for benefits for voluntarily leaving work; prohibiting the employment record of an employing unit from being charged in certain circumstances; providing an effective date.

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

By Senator Stewart—

SB 992—A bill to be entitled An act relating to bump-fire stocks; amending s. 790.222, F.S.; delaying a prohibition of certain actions related to bump-fire stocks until a specified date; requiring a person in possession of a bump-fire stock to relinquish it to a law enforcement agency or the Department of Law Enforcement or to destroy or render the device permanently inoperable before the prohibition takes effect; requiring the law enforcement agency or the department to destroy any relinquished or acquired bump-fire stocks within a reasonable time-frame; requiring the department to develop and oversee the process for receiving the relinquished bump-fire stocks; requiring the department to advertise and promote the collection period throughout the state; providing for the future repeal of certain provisions; providing an effective date.

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

SB 994—Withdrawn prior to introduction.

By Senator Hutson—

SB 996—A bill to be entitled An act relating to possession of firearms on school property; amending s. 790.115, F.S.; revising a provision relating to the possession of firearms in student campus parking; providing an effective date.

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

By Senator Montford—

SB 998—A bill to be entitled An act relating to public notification of pollution; amending s. 403.077, F.S.; defining the term “governmental entity”; redefining the term “reportable pollution release”; requiring the Department of Environmental Protection to publish certain notices received from a governmental entity on a website accessible to the public; requiring a governmental entity to notify the owner or operator of an installation and the department of certain releases or discharges within a specified timeframe; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Community Affairs; and Rules.

By Senator Hutson—

SB 1000—A bill to be entitled An act relating to communications services taxes; amending s. 202.12, F.S.; reducing the communications services tax rate levied on sales of communications services; amending s. 337.401, F.S.; revising the authority for municipalities and counties to

impose permit fees on providers of communications services that use or occupy municipal or county roads or rights-of-way; deleting the procedures, requirements, and limitations with respect to such fees; conforming provisions to changes made by the act; providing applicability; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Finance and Tax; and Appropriations.

By Senator Hutson—

SB 1002—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.

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

By Senator Rodriguez—

SB 1004—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; Infrastructure and Security; and Rules.

By Senator Rodriguez—

SB 1006—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 Innovation, Industry, and Technology; Community Affairs; and Rules.

By Senator Rodriguez—

SB 1008—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 Rodriguez—

SB 1010—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 Education; and Appropriations.

By Senator Rodriguez—

SB 1012—A bill to be entitled An act relating to jurors; amending s. 40.013, F.S.; requiring that a certain person's voting rights, rather than civil rights, be restored before he or she is qualified to serve as a juror; providing an effective date.

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

By Senator Taddeo—

SB 1014—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; providing requirements for financing a production; requiring the corporation to give preference to productions that meet specified criteria; requiring that the board 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 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 of directors to adopt specified criteria for evaluating applications for financing; 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; requiring that certain funds be deposited in the account; authorizing the board to deposit funds with certain institutions and to invest certain funds in permissible investments; 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.

—was referred to the Committees on Commerce and Tourism; Innovation, Industry, and Technology; and Appropriations.

By Senator Taddeo—

SB 1016—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.

—was referred to the Committees on Commerce and Tourism; Innovation, Industry, and Technology; and Appropriations.

By Senator Benacquisto—

SCR 1018—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.

—was previously introduced and adopted this day.

By Senators Bradley and Albritton—

SB 1020—A bill to be entitled An act relating to hemp; creating s. 581.084, F.S.; providing definitions; authorizing the Department of Agriculture and Consumer Services to adopt rules to administer a state hemp program; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Agriculture; and Rules.

By Senator Albritton—

SB 1022—A bill to be entitled An act relating to onsite treatment and disposal systems; transferring the onsite sewage program of the Department of Health to the Department of Environmental Protection by a type two transfer; amending s. 373.036, F.S.; requiring each water management district to submit a copy of its consolidated water management district annual report to the Office of Economic and Demographic Research; revising the contents of such report; amending ss. 373.807, 381.006, and 381.0064, F.S.; conforming provisions to changes made by the act and making technical changes; amending s. 381.0065, F.S.; defining the term “department” as it relates to onsite sewage treatment and disposal systems provisions; revising duties related to the Department of Environmental Protection research projects; deleting provisions relating to the department's research and review advisory committee; requiring the department to convene a technical advisory committee by a specified date; providing for the purpose and membership of the advisory committee; requiring the department to adopt rules; providing for the expiration of the committee; amending s. 381.00651, F.S.; requiring county health departments to coordinate with the department to administer certain programs; conforming provisions to changes made by the act; repealing s. 381.0068, F.S., relating to the technical review and advisory panel; amending s. 403.067, F.S.; requiring the department to submit certain project cost estimates to the office; amending s. 381.0061, F.S.; conforming a cross-reference; reenacting ss. 373.026(8)(b), 373.0363(5), 373.042(3), 373.199(7), 373.414(1)(b), 373.4592(4)(d), (13), and (14), 373.45926(3), 373.4595(6), 373.463(3), 373.470(7), 373.536(6)(a) and (b), and 373.707(8), F.S., relating to the general powers and duties of the department, the Southern Water Use Caution Area Recovery Strategy, minimum flows and minimum water levels, the Florida Forever Water Management District Work Plan, additional criteria for activities in surface waters and wetlands, Everglades improvement and management, the Everglades Trust Fund, the Northern Everglades and Estuaries Protection Program, the heartland headwaters annual report, Everglades restoration, district budget and hearing thereon, and alternative water supply development, respectively, to incorporate the amendment made to s. 373.036, F.S., in references thereto; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Gruters—

SB 1024—A bill to be entitled An act relating to blockchain technology; providing legislative findings; establishing the Florida Blockchain Working Group in the Agency for State Technology; providing for membership and duties of the working group; requiring the working group to submit a report to the Governor and the Legislature and make

presentations; requiring the agency to provide support staff and other assistance to the working group; providing for termination of the working group; providing an effective date.

—was referred to the Committees on Banking and Insurance; Innovation, Industry, and Technology; and Rules.

By Senator Harrell—

SB 1026—A bill to be entitled An act relating to fees; amending s. 383.305, F.S.; providing applicability of licensure fee requirements to advanced birth centers; amending s. 383.324, F.S.; requiring an advanced birth center to pay an inspection fee to the agency; amending s. 408.033, F.S.; providing applicability of an assessment to advanced birth centers; providing a contingent effective date.

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

By Senator Hutson—

SB 1028—A bill to be entitled An act relating to school funding; amending s. 1002.33, F.S.; requiring that district school boards receive certain funds approved by voter referendum; creating s. 1011.6203, F.S.; conforming provisions to changes made by the act; reenacting s. 1002.333(9)(a), F.S., relating to persistently low-performing schools, to incorporate the amendment made to s. 1002.33, F.S., in a reference thereto; providing an effective date.

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

By Senator Bracy—

SB 1030—A bill to be entitled An act relating to mitigating circumstances in sentencing; amending s. 921.0026, F.S.; revising the mitigating circumstances under which a departure from the lowest permissible sentence is justified, to include when a defendant is amenable to treatment and he or she requires specialized treatment for a certain substance addiction; 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 1032—A bill to be entitled An act relating to inmate placement; amending s. 944.17, F.S.; requiring the Department of Corrections to confine inmates according to specified locational requirements by a specified date; providing an exception; providing an effective date.

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

By Senator Gruters—

SB 1034—A bill to be entitled An act relating to assignment of consumer debts; amending s. 559.715, F.S.; clarifying that an assignee must give a debtor certain notice within a specified timeframe before the assignee brings legal action to collect the debt; providing an effective date.

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

By Senator Gruters—

SB 1036—A bill to be entitled An act relating to the Florida Building Code; amending s. 553.80, F.S.; prohibiting local governments from carrying forward balances resulting from its enforcement of the Florida Building Code which exceed a specified amount; requiring local governments to use any excess funds for specified purposes; providing an effective date.

—was referred to the Committees on Community Affairs; Innovation, Industry, and Technology; and Rules.

By Senator Rader—

SB 1038—A bill to be entitled An act relating to increment revenues; amending s. 163.370, F.S.; providing that law enforcement, fire suppression, emergency rescue, and code enforcement services are not deemed unrelated to the carrying out of a community redevelopment plan, for purposes of financing by increment revenues; authorizing a county or municipality to fund the incremental costs of law enforcement and emergency response for a community redevelopment area using increment revenues under certain circumstances; amending ss. 163.340 and 163.358, F.S.; conforming cross-references; providing an effective date.

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

By Senator Lee—

SB 1040—A bill to be entitled An act relating to discretionary sales surtaxes; amending s. 212.055, F.S.; requiring a petition sponsor of an initiative to adopt a charter county and regional transportation system surtax to comply with specified requirements within a specified timeframe before the proposed referendum; requiring a county to make the proposed referendum and a specified legal opinion available on its official website; requiring the Office of Program Policy Analysis and Government Accountability, upon receiving a certain notice, to procure a certified public accountant for a performance audit; requiring a supervisor of elections to verify petition signatures and retain signature forms in a specified manner; providing that an initiative sponsor's failure to comply with the specified requirements renders any referendum held void; revising requirements and procedures for discretionary sales surtax performance audits; providing that the failure to comply with certain requirements renders any referendum held to adopt a discretionary sales surtax void; providing applicability; providing an effective date.

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

By Senator Torres—

SB 1042—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 Subcommittee on Health and Human Services; and Appropriations.

By Senator Albritton—

SB 1044—A bill to be entitled An act relating to the Department of Transportation; amending s. 20.23, F.S.; providing that the Department of Transportation consists of a central office that establishes policies and procedures and districts that carry out certain projects; deleting the requirement that the Governor appoint the Secretary of Transportation from among three persons nominated by the Florida Transportation Commission; providing additional qualification requirements for the secretary; amending s. 112.061, F.S.; requiring that certain mileage be computed on the basis of the most commonly used maps; amending s. 334.046, F.S.; requiring certain preservation goals to include ensuring that a specified percentage of the pavement in each of the department's districts meet department standards by a specified year; creating s. 334.179, F.S.; prohibiting local governments from adopting standards or specifications that are contrary to the department standards or specifications for permissible use of aggregates and materials that have been certified for use; defining the term "certified for use"; amending s. 337.14, F.S.; requiring any contractor, instead of any person, desiring to bid for the performance of certain construction contracts to first be

certified by the department as qualified; conforming provisions to changes made by the act; requiring a contractor desiring to bid on certain contracts to have satisfactorily completed certain projects; amending s. 337.18, F.S.; requiring that a certain schedule include a reduction of the daily liquidated damage charges to certain costs when traffic is in its final configuration and the project is functional for its intended purpose; amending s. 337.185, F.S.; revising the maximum amounts per contract of certain contractual claims that must be arbitrated by the State Arbitration Board under certain circumstances; amending s. 338.166, F.S.; prohibiting the department from using toll revenue from high-occupancy toll lanes or express lanes to offset funding that the facilities would use if the facilities were not high-occupancy toll lanes or express lanes; amending s. 339.135, F.S.; requiring the department to allocate a minimum specified percentage of all transportation capacity funds, with the exception of funds allocated for the transit program and the surface transportation program attributable to areas with certain populations, to the Florida Strategic Intermodal System; amending s. 339.65, F.S.; requiring that priority for certain facility improvements by the department be given to correcting or improving certain sections of interstate highway; requiring that project development and environmental studies for a certain section of interstate highway begin within a specified period; providing an effective date.

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

By Senator Mayfield—

SB 1046—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; creating s. 569.0035, F.S.; defining the term “flavored tobacco products”; prohibiting retail tobacco products dealers from dealing in flavored tobacco products unless they prohibit persons under a specified age on the premises; providing for a civil penalty; 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 Innovation, Industry, and Technology; Commerce and Tourism; and Rules.

By Senator Torres—

SB 1048—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 Diaz—

SB 1050—A bill to be entitled An act relating to 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.; authorizing a

consultant pharmacist to perform specified services under certain conditions; revising the responsibilities of a consultant pharmacist; requiring a consultant pharmacist and a collaborating practitioner to maintain collaborative practice agreements; requiring collaborative practice agreements to be made available upon request from or upon inspection by the Department of Health; defining the term “health care facility”; 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; and Appropriations.

By Senators Lee and Rouson—

SB 1052—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; conforming a provision to changes made by the act; 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 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 minimum liability coverage requirements for motor vehicle owners or operators; revising authorized methods for meeting such requirements; deleting a provision relating to an insurer’s duty to defend certain claims; revising the vehicles that are excluded from the definition of the term “motor vehicle”; 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 coverages that subject a policy to certain insurer reporting and notice requirements; conforming provisions to changes made by the act; amending s. 324.023, F.S.; conforming cross-references; amending s. 324.031, F.S.; revising the amount of a certificate of deposit required to elect a certain 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; 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 proving financial responsibility; amending s. 324.171, F.S.; revising 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”; 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; 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 coverages that are deemed primary, except under certain circumstances, for the lessor of a motor vehicle for lease or rent; revising a notice that is required if the lessee's coverage is to be primary; creating s. 627.7265, F.S.; specifying persons whom medical payments coverage must protect; requiring medical payments coverage to provide specified medical expense coverage and a specified death benefit; specifying coverage options an insurer must and may offer; providing that motor vehicle liability insurance policies are deemed to have medical payments coverage at a certain limit and with no deductible, unless rejected or modified by the policyholder by certain means; specifying requirements for certain forms approved by the Office of Insurance Regulation; requiring insurers to provide policyholders with a certain annual notice; providing construction relating to limits on certain other coverages; requiring insurers, upon receiving a certain notice of an accident, 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; providing that an insurer providing medical payments coverage benefits may not have a lien on a certain recovery and may not have certain causes of action; amending s. 627.727, F.S.; conforming provisions to changes made by the act; amending s. 627.7275, F.S.; revising 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; conforming a provision to changes made by the act; amending s. 627.7415, F.S.; revising additional liability insurance requirements for commercial motor vehicles; amending s. 627.748, F.S.; revising insurance requirements for transportation network company drivers; conforming provisions to changes made by the act; 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 Financial Services 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 provisions to changes made by the act; defining the term "minimum security requirements"; providing requirements, applicability, and construction relating to motor vehicle insurance policies as of a certain date; requiring insurers to allow certain insureds to make certain coverage changes, subject to certain conditions; requiring an insurer to provide, by a specified date, a specified notice to policyholders relating to requirements under the act; providing that driver license or registration suspensions for failure to maintain required security which were in effect before a specified date remain in full force and effect; providing that such suspended licenses or registrations may be reinstated as provided in a specified section; providing an appropriation; providing effective dates.

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

By Senator Lee—

SB 1054—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. 163.367, 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.; requiring a community redevelopment agency to publish certain digital boundary maps on its website; providing annual reporting requirements; requiring a community redevelopment agency to publish the annual reports on its website; creating s. 163.3755, F.S.; providing termination dates for certain community redevelopment agencies; 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 applicability; providing for construction; requiring the department to maintain a website identifying all inactive community redevelopment agencies; amending s. 163.387, F.S.; specifying the level of tax increment financing that a governing body may establish for funding the redevelopment trust fund; 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; 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; and Appropriations.

By Senator Rodriguez—

SB 1056—A bill to be entitled An act relating to the Florida Disaster Resilience Task Force; creating s. 373.469, F.S.; establishing the task force adjunct to the Department of Environmental Protection; providing the purpose and membership of the task force; requiring the appointees to be experts from specified subject areas; requiring a report to the Governor and the Legislature by a specified date; providing requirements for the report; requiring the department to post the report on the department's website; providing for expiration of the task force; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Innovation, Industry, and Technology; and Rules.

By Senator Albritton—

SB 1058—A bill to be entitled An act relating to the state hemp program; creating s. 581.217, F.S.; creating the state hemp program within the Department of Agriculture and Consumer Services; providing legislative findings; providing definitions; providing requirements for program registration and distribution and retail sale of hemp, hemp products, and hemp extract; providing applicability; directing the department, in consultation with the Department of Health and the Department of Business and Professional Regulation, to adopt specified rules; providing corrective measures for violations; directing the Commissioner of Agriculture, in consultation with the Governor and Attorney General, to submit a specified plan to the United States Secretary of

Agriculture; amending s. 1004.4473, F.S.; authorizing universities to implement industrial hemp pilot projects pursuant to the state hemp program; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Agriculture; and Rules.

By Senator Powell—

SB 1060—A bill to be entitled An act relating to specialty license plates; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Palm Beach Zoo and Conservation Society license plate; providing for distribution and use of fees collected from the sale of such plates; providing a contingent effective date.

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

By Senator Powell—

SB 1062—A bill to be entitled An act relating to fees; amending s. 320.08056, F.S.; creating a fee for a certain specialty license plate; providing a contingent effective date.

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

By Senator Pizzo—

SB 1064—A bill to be entitled An act relating to student and parent rights; amending s. 1002.20, F.S.; authorizing a public school to purchase a supply or enter into an arrangement to receive a supply of the opioid antagonist naxolone for a certain purpose; specifying requirements for the maintenance of the naxolone; requiring the school district to adopt a protocol for the administration of the naxolone; providing that a school district and its employees, agents, and the physician who provides the protocol are not liable for any injury arising from the administration of the naxolone; providing exceptions; providing an effective date.

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

By Senator Baxley—

SB 1066—A bill to be entitled An act relating to sales tax absorption; amending s. 212.07, F.S.; deleting prohibitions against a dealer advertising or holding out to the public that he or she will absorb all or part of the sales and use tax or will relieve the purchaser of all or part of the tax; authorizing dealers, subject to specified conditions, to advertise or hold out to the public that they will absorb all or part of the tax or refund any part thereof to the purchaser; providing that such dealers are solely responsible and liable for the tax; revising a criminal penalty; providing an effective date.

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

By Senator Bean—

SB 1068—A bill to be entitled An act relating to crime victim assistance; amending s. 960.03, F.S.; redefining the term “crime” to include the commission of certain lewd or lascivious offenses; amending s. 960.28, F.S.; increasing the maximum amount the Crime Victims’ Services Office of the Department of Legal Affairs is required to pay for certain medical expenses of victims of specified crimes; providing an effective date.

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

By Senator Lee—

SB 1070—A bill to be entitled An act relating to continuing care contracts; amending s. 651.011, F.S.; adding and revising definitions; amending s. 651.012, F.S.; conforming a cross-reference; deleting an obsolete date; amending s. 651.013, F.S.; adding certain Florida Insurance Code provisions 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 requirements for providers and facilities relating to financing and refinancing transactions; amending s. 651.021, F.S.; conforming provisions to changes made by the act; creating s. 651.0215, F.S.; specifying conditions, requirements, procedures, and prohibitions relating to consolidated applications for provisional certificates of authority and for certificates of authority and to the office’s review of such applications; specifying conditions under which a provider is entitled to secure the release of certain escrowed funds; providing construction; amending s. 651.022, F.S.; revising and specifying requirements, procedures, and prohibitions relating to applications for provisional certificates of authority and to the office’s review of such applications; amending s. 651.023, F.S.; revising and specifying requirements, procedures, and prohibitions relating to applications for certificates of authority and to the office’s review of such applications; conforming provisions to changes made by the act; amending s. 651.024, F.S.; revising requirements for certain persons relating to provider acquisitions; specifying procedures for rebutting a presumption of control; providing standing to the office to petition a circuit court in certain proceedings; creating s. 651.0245, F.S.; specifying procedures, requirements, and a prohibition relating to an application for the simultaneous acquisition of a facility and issuance of a certificate of authority and to the office’s review of such application; specifying rulemaking requirements and authority of the Financial Services Commission; providing standing to the office to petition a circuit court in certain proceedings; specifying procedures for rebutting a presumption of control; creating s. 651.0246, F.S.; specifying requirements, conditions, procedures, and prohibitions relating to provider applications to commence construction or marketing for expansions of certificated facilities and to the office’s review of such applications; defining the term “existing units”; specifying escrow requirements for certain moneys; specifying conditions under which providers are entitled to secure release of such moneys; providing applicability and construction; amending s. 651.026, F.S.; revising requirements for annual reports filed by providers with the office; revising the commission’s rulemaking authority; requiring the office to annually publish a specified industry benchmarking report; amending s. 651.0261, F.S.; requiring providers to file quarterly unaudited financial statements; authorizing the office to waive such requirement under certain circumstances; providing an exception for filing a certain quarterly statement; revising information that the office may require providers to file and the circumstances under which such information must be filed; revising the commission’s rulemaking authority; amending s. 651.028, F.S.; revising requirements that the office may waive under certain circumstances; revising the entities that may qualify for such waiver; requiring such entities to provide certain information to the office under certain circumstances; amending s. 651.033, F.S.; revising applicability of escrow requirements; revising requirements for escrow accounts and agreements; revising the office’s authority to allow a withdrawal of a specified percentage of the required minimum liquid reserve; revising applicability of requirements relating to the deposit of certain funds in escrow accounts; prohibiting an escrow agent, except under certain circumstances, from releasing or allowing the transfer of funds; creating s. 651.034, F.S.; specifying requirements for the office if a regulatory action level event occurs; specifying requirements for corrective action plans; authorizing the office to use members of the Continuing Care Advisory Council and to retain consultants for certain purposes; requiring affected providers to bear the fees, costs, and expenses of such consultants; specifying requirements for, and authorized actions of, the office and the Department of Financial Services if an impairment occurs; providing construction; authorizing the office to exempt a provider from certain requirements for a certain timeframe; authorizing the commission to adopt rules; amending s. 651.035, F.S.; revising minimum liquid reserve requirements for providers; specifying requirements, limitations, and procedures for a provider’s withdrawal of funds held in escrow and the office’s review of certain requests for withdrawal;

authorizing the office to order certain transfers under certain circumstances; requiring facilities to annually file with the office a minimum liquid reserve calculation; providing construction; creating s. 651.043, F.S.; specifying requirements for certain management company contracts; specifying requirements, procedures, and authorized actions relating to changes in provider management and to the office's review of such changes; requiring that disapproved management be removed within a certain 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 provider records and assets; amending s. 651.055, F.S.; revising a required statement in continuing care contracts; amending s. 651.057, F.S.; conforming provisions to changes made by the act; amending s. 651.071, F.S.; specifying the priority of continuing care contracts and continuing care at-home contracts in receivership or liquidation proceedings against a provider; amending s. 651.091, F.S.; revising requirements for continuing care facilities relating to posting or providing notices; amending s. 651.095, F.S.; adding terms to a list of prohibited terms in certain advertisements; amending s. 651.105, F.S.; adding a certain Florida Insurance Code provision to the office's authority to examine certain providers and applicants; requiring providers to respond to the office's written correspondence and to provide certain information; providing standing to the office to petition certain circuit courts for certain relief; revising, and specifying limitations on, the office's examination authority; amending s. 651.106, F.S.; authorizing the office to deny applications on specified grounds; adding and revising grounds for suspension or revocation of provisional certificates of authority and certificates of authority; creating s. 651.1065, F.S.; prohibiting certain actions by certain persons of an impaired or insolvent continuing care facility; providing that bankruptcy courts or trustees have jurisdiction over certain matters; requiring the office to approve or disapprove the continued marketing of new contracts within a certain timeframe; providing a criminal penalty; amending s. 651.111, F.S.; defining the term "inspection"; revising procedures and requirements relating to requests for inspections to the office; amending s. 651.114, F.S.; revising and specifying requirements, procedures, and authorized actions relating to providers' corrective action plans; providing construction; revising and specifying requirements and procedures relating to delinquency proceedings against a provider; revising circumstances under which the office must provide a certain notice to trustees or lenders; creating s. 651.1141, F.S.; providing legislative findings; authorizing the office to issue certain immediate final orders under certain circumstances; amending s. 651.121, F.S.; revising the composition of the Continuing Care Advisory Council; amending s. 651.125, F.S.; revising a prohibition to include certain actions performed without a valid provisional certificate of authority; providing effective dates.

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

By Senator Rader—

SB 1072—A bill to be entitled An act relating to the limited waiver of sovereign immunity; amending s. 768.28, F.S.; modifying the limitations of liability for tort claims or judgments; providing applicability; providing an effective date.

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

By Senator Brandes—

SB 1074—A bill to be entitled An act relating to sentencing; creating s. 948.0121, F.S.; defining terms; creating a probationary split sentence for substance use and mental health offenders in accordance with s. 948.012, F.S.; authorizing a court to sentence an offender to a probationary split sentence; specifying requirements an offender must meet to be eligible to receive a probationary split sentence; requiring that an eligible offender be a nonviolent offender; defining the term "nonviolent offender"; providing minimum sentencing requirements for a 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 provide a presentence investigation report in accordance with s. 921.231, F.S., to provide the court with cer-

tain information to determine the type of probation most appropriate for the offender; requiring the department to perform specified duties; authorizing the department to enter into certain contracts; requiring the department to provide written notification to specified parties upon the offender's admission into an in-prison treatment program; providing that the department may find that an offender is not eligible to participate in an in-prison treatment program under certain circumstances; requiring written notification from the department to certain parties if an offender is terminated from or prevented from entering an in-prison treatment program; requiring that an offender be transitioned to probation upon the completion of his or her term of 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 certain violations may result in revocation of probation by the court and imposition of any sentence authorized by law; 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 certain rules; providing an effective date.

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

By Senators Brandes and Hutson—

SB 1076—A bill to be entitled An act relating to clerks of the circuit court; amending s. 28.35, F.S.; providing that funds available for budgets of the clerks of the court include certain revenues from the previous year, budget amendments, and appropriated funds; revising the approval process for proposed budgets; expanding the duties of the Florida Clerks of Court Operations Corporation to include certifying certain variances, preparing and submitting budget requests to the Legislature, requesting certain amendments, requesting the Governor to order the transfer of certain moneys, and prescribing certain forms; adding certain costs to the list of court-related functions that clerks may fund; amending s. 28.36, F.S.; revising the requirements to which a proposed budget by the clerks of the court must conform; requiring the corporation to certify certain revenue needs to the Governor and the Legislature; revising when the corporation may approve increases or decreases to previously authorized budgets; amending s. 28.37, F.S.; requiring the Department of Revenue to deposit certain remitted funds in the Clerks of the Court Trust Fund rather than the General Revenue Fund; requiring the corporation to certify certain estimates for funds and certain unspent funds; requiring the department to review such certification of unspent funds; amending ss. 57.081, 57.082, 394.459, 394.463, 394.467, 394.917, 397.6814, and 790.401, F.S.; authorizing the clerks of the circuit court to submit certified requests for reimbursement to the corporation for certain waived costs or fees; requiring the corporation to certify the amounts of reimbursement to the department and request release authority for funds from the Clerks of the Court Trust Fund; amending ss. 741.30 and 784.0485, F.S.; revising the reimbursement process for the clerks of the circuit court for petitions for protection against domestic violence and petitions for protection against stalking, respectively; requiring the corporation to certify the amounts of reimbursement to the department and request release authority for funds from the Clerks of the Court Trust Fund; providing an appropriation; providing an effective date.

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

By Senator Brandes—

SB 1078—A bill to be entitled An act relating to chiropractic medicine; amending s. 460.403, F.S.; authorizing chiropractic physicians who have completed specified training to administer articles of natural origin; authorizing licensed pharmacists to fill such chiropractors' orders for articles of natural origin; amending s. 460.408, F.S.; defining the term "contact classroom"; revising provisions relating to continuing chiropractic education requirements to authorize specified continuing education hours to be completed online; providing requirements for such online chiropractic education courses; repealing s. 460.4166, F.S., relating to registered chiropractic assistants; providing an effective date.

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

By Senator Book—

SB 1080—A bill to be entitled An act relating to hazing; amending s. 1006.63, F.S.; redefining the term “hazing”; expanding the crime of hazing, a third degree felony, to include when a person solicits others to commit or is actively involved in the planning of hazing; expanding the crime of hazing, a first degree misdemeanor, to include when a person solicits others to commit or is actively involved in the planning of hazing; providing for a person’s immunity from prosecution if certain conditions are met; reenacting s. 1001.64(8)(e), F.S., relating to Florida College System institution boards of trustees and related powers and duties, to incorporate the amendment made to s. 1006.63, F.S., in a reference thereto; providing an effective date.

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

By Senator Book—

SB 1082—A bill to be entitled An act relating to baby-changing tables; creating s. 553.865, F.S.; defining terms; requiring the Florida Building Commission to incorporate into the Florida Building Code specified requirements and a certain exemption related to baby-changing tables; providing an effective date.

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

By Senator Albritton—

SB 1084—A bill to be entitled An act relating to the removal of a student for an involuntary examination; amending ss. 381.0056, 1002.20, and 1002.33, F.S.; revising the requirements for parental notification prior to removing a student for an involuntary examination under certain circumstances; providing an effective date.

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

By Senator Rodriguez—

SB 1086—A bill to be entitled An act relating to residential tenancies; creating s. 83.684, F.S.; providing legislative intent; providing definitions; prohibiting a landlord from evicting a tenant or terminating a residential rental agreement because the tenant or the tenant’s minor child is a victim of actual or threatened domestic violence, dating violence, sexual violence, or stalking; specifying that a rental agreement may not contain certain provisions; authorizing a victim of such actual or threatened violence or stalking to terminate a residential rental agreement under certain circumstances; providing procedures to notify the landlord; providing for liability for payment of rent; specifying that a tenant does not forfeit any deposit money or advance rent paid to the landlord for terminating the rental agreement under certain circumstances; providing that the perpetrator’s liability for rent and obligations under the rental agreement are not terminated; requiring a landlord to change the locks of the dwelling unit within a specified period, under certain circumstances; authorizing the tenant to change the locks of the dwelling unit under certain circumstances; prohibiting a landlord from refusing to enter into or to negotiate a rental agreement, from making a dwelling unit unavailable, or from retaliating in the rental of a dwelling unit under certain circumstances; requiring a landlord to keep certain information related to tenants confidential; providing exceptions; providing a penalty and awards for damages, court costs, and attorney fees; prohibiting waiver of the provisions of the act; providing an effective date.

—was referred to the Committees on Judiciary; Innovation, Industry, and Technology; and Rules.

By Senator Albritton—

SB 1088—A bill to be entitled An act relating to nursing home facility staffing; amending s. 400.23, F.S.; revising direct care staffing requirements for nursing home facilities; requiring the Agency for Health Care Administration to include such requirements in rule; defining the term “direct care staff”; providing an effective date.

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

By Senator Gruters—

SB 1090—A bill to be entitled An act relating to the Keep Our Graduates Working Act; creating s. 1009.951, F.S.; providing a short title; providing a purpose; defining terms; prohibiting a state authority from suspending or revoking a person’s professional license, certificate, registration, or permit solely on the basis of a delinquency or default in the payment of his or her student loan; prohibiting a state authority from suspending or revoking a person’s professional license, certificate, registration, or permit solely on the basis of a default in satisfying the requirements of his or her work-conditional scholarship; amending ss. 456.072, 456.074, and 1009.95, F.S., and repealing s. 456.0721, F.S., relating to practitioners in default on student loan or scholarship obligations, to conform provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Appropriations Subcommittee on Education; and Appropriations.

By Senator Albritton—

SB 1092—A bill to be entitled An act relating to reduction of construction contracting fraud; amending s. 489.126, F.S.; deleting an intent requirement for contractor fraud offenses; revising elements of offenses; providing legislative findings; revising criminal penalties for contractor fraud offenses; amending s. 501.1375, F.S.; revising the maximum amount of a prospective buyer’s deposit for a residential dwelling which must be put into escrow; providing that a prospective buyer of a residential dwelling unit may not waive the right to have deposit funds placed in escrow; amending s. 713.345, F.S.; requiring escrow of certain payments received for the improvement of real property; providing criminal penalties; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Criminal Justice; and Rules.

By Senator Cruz—

SB 1094—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.

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

By Senator Perry—

SB 1096—A bill to be entitled An act relating to reemployment after retirement; amending s. 121.091, F.S.; authorizing a retiree of the Florida Retirement System to be reemployed under certain circumstances; providing an effective date.

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

By Senator Lee—

SB 1098—A bill to be entitled An act relating to a sales tax refund for eligible job training organizations; creating s. 212.094, F.S.; defining

terms; providing that eligible job training organizations are entitled to receive a refund of a specified percentage of certain sales taxes remitted to the Department of Revenue; requiring such organizations to use the refund only for specified purposes; specifying a limit on the total amount of refunds issued by the department in any state fiscal year; requiring that refunds be granted on a first-come, first-served basis; specifying requirements for applying for a certain certification with the Department of Economic Opportunity; specifying requirements and procedures for the Department of Economic Opportunity in reviewing and approving applications; specifying that certifications remain valid so long as such organizations comply with certain requirements; providing that such organizations must annually apply for refunds with the Department of Revenue within a certain timeframe; providing requirements for refund applications; providing construction; requiring such organizations, under certain circumstances and at certain timeframes, to provide a specified report to the Department of Economic Opportunity; authorizing the Department of Economic Opportunity to adopt rules; requiring the Department of Economic Opportunity to notify the Department of Revenue under certain circumstances; prohibiting the Department of Revenue from issuing refunds after receiving such notifications; authorizing the Department of Revenue to audit any refunds within a certain timeframe; providing that refund overpayments and refunds issued to ineligible organizations are subject to repayment and specified interest; providing an effective date.

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

By Senator Montford—

SB 1100—A bill to be entitled An act relating to water testing for pollution; creating s. 381.00621, F.S.; defining the term “pollution”; authorizing specified persons or businesses that suspect contamination of their private water system or multifamily water system or certain public water systems to request that the Department of Health or its agents test such system for pollution, under certain circumstances; requiring such testing to be done within a specified timeframe; amending s. 381.0063, F.S.; requiring that certain funds be placed into the appropriate County Health Department Trust Fund; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Harrell—

SB 1102—A bill to be entitled An act relating to defendants with mental illness; amending s. 916.105, F.S.; revising legislative intent; amending s. 916.106, F.S.; redefining the term “defendant”; creating s. 916.135, F.S.; requiring a jail’s staff to screen each defendant booked into a jail on misdemeanor charges using a certain instrument to determine if there is an indication of a mental health disorder; requiring an authorized professional completing a certain evaluation to issue a professional certificate if an evaluation of the defendant demonstrates that the defendant appears to meet the criteria for involuntary examination under the Baker Act; requiring the jail, upon issuance of the professional certificate, to immediately send a copy of the certificate to the appropriate judge, state attorney, and public defender or private counsel; requiring the judge to sign a transport order; providing requirements for such transport order; requiring that the defendant, once at a designated receiving facility, be assessed and evaluated to determine whether he or she meets the criteria to file a petition for involuntary inpatient placement; providing procedures and requirements depending on the evaluation outcome and decisions of the defendant; providing for the return of the defendant to the custody of the jail under certain circumstances; requiring a judge to refer a defendant charged with a misdemeanor crime for certain assessment if a party or the court raises a concern regarding the defendant’s competency to proceed due to a mental illness; requiring the tolling of speedy trial and the following of certain provisions if a professional certificate is issued; requiring a judge to hold an evidentiary hearing to make a certain determination by clear and convincing evidence; requiring a judge to enter certain orders to require the defendant to complete a mental health assessment under certain circumstances; providing for certain considerations upon a de-

pendant’s successful completion of all recommendations from a mental health assessment; 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 Bean—

SB 1104—A bill to be entitled An act relating to transportation credentials; amending s. 320.06, F.S.; providing an exception to a design requirement for dealer license plates; amending s. 320.0657, F.S.; providing an exception to a design requirement for fleet license plates; authorizing fleet companies to purchase specialty license plates in lieu of standard fleet license plates; requiring fleet companies to be responsible for certain costs; amending s. 320.08, F.S.; authorizing dealers to purchase specialty license plates in lieu of standard graphic dealer license plates; requiring dealers to be responsible for certain costs; amending s. 320.08053, F.S.; revising requirements for presale and issuance of specialty license plates; amending s. 320.08056, F.S.; allowing the Department of Highway Safety and Motor Vehicles to authorize dealer and fleet specialty license plates; providing requirements for such plates; making technical changes; deleting fees relating to the American Red Cross, Donate Organs-Pass It On, St. Johns River, and Hispanic Achievers license plates to conform to changes made by the act; revising provisions for discontinuing issuance of a specialty license plate; conforming cross-references; prohibiting use fees received by any entity from being used for certain purposes; requiring certain organizations to establish endowments based in this state for providing scholarships to Florida residents and to provide documentation of consent to use certain images; revising, as of a specified date, the criteria, procedures, and exceptions under which the department discontinues the issuance of an approved specialty license plate; revising applicability; amending s. 320.08058, F.S.; revising the design of the Special Olympics Florida license plate; deleting provisions requiring the department to develop the American Red Cross license plate; revising the authorized use of proceeds from the sale of the Live the Dream license plate; deleting provisions requiring the department to develop the Donate Organs-Pass It On license plate; revising the design of the Light-house Association license plate; revising the authorized use of proceeds from the sale of the In God We Trust license plate; deleting provisions requiring the department to develop the St. Johns River and Hispanic Achievers license plate; revising the distribution of proceeds from the sale of the Fallen Law Enforcement Officers license plate; requiring the department to develop certain specialty license plates; providing for distribution and use of fees collected from the sale of such plates; amending s. 320.08062, F.S.; directing the department to audit certain organizations that receive funds from the sale of specialty license plates; amending s. 320.08068, F.S.; requiring distribution of a specified percentage of motorcycle specialty license plate annual use fees to Preserve Vision Florida; creating s. 320.0875, F.S.; providing for a special motorcycle license plate to be issued to a recipient of the Purple Heart; providing requirements for the plate; amending s. 320.089, F.S.; providing for a special license plate to be issued to a recipient of the Bronze Star; amending s. 322.01, F.S.; providing definitions; amending s. 322.032, F.S.; directing the department to implement protocols for issuing an optional electronic credential and procure a related technology solution, subject to certain requirements; providing requirements for qualified entities; requiring the department to maintain certain protocols and national standards; requiring the department to timely review and approve all electronic credential provider requests for authorized access to certain interfaces that meet the department’s requirements; providing requirements for an electronic credential provider and the electronic credential and verification solution; requiring the department to procure electronic credential providers and a credential service provider; requiring the department to enter into specified agreements with electronic credential providers; requiring a report to the Legislature and the Governor; requiring that an electronic credential be in a format that allows certain entities to verify the authenticity of such electronic credential and to validate certain privileges; providing that presenting an electronic device displaying an electronic credential does not constitute consent for a law enforcement officer to access any other information on such device; providing for the assumption of liability; amending s. 322.059, F.S.; conforming a provision to changes made by the act; amending s. 322.143, F.S.; revising a definition; amending s. 322.15, F.S.; conforming a provision to changes made by

the act; amending s. 322.61, F.S.; conforming a cross-reference; providing for distribution of certain annual use fees withheld by the department; providing contingent effective dates.

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

By Senator Bean—

SB 1106—A bill to be entitled An act relating to fees; amending s. 320.08056, F.S.; creating a uniform annual use fee collected for a specialty license plate unless otherwise specified; adding annual use fees for certain specialty license plates; providing a contingent effective date.

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

By Senator Berman—

SB 1108—A bill to be entitled An act relating to instructional personnel and school administrator salary schedules; amending s. 1012.22, F.S.; removing the definition of the term “grandfathered salary schedule”; 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 s. 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 Education; and Appropriations.

By Senator Taddeo—

SB 1110—A bill to be entitled An act relating to the purchase of condominium units; amending s. 718.111, F.S.; prohibiting business entities that are owned by a board member, manager, or management company, or in which such board member, manager, or management company has an ownership interest, from purchasing units at certain foreclosure sales; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Community Affairs; and Rules.

By Senator Gruters—

SB 1112—A bill to be entitled An act relating to taxation; amending s. 192.001, F.S.; revising the definition of the term “inventory,” for purposes of ad valorem taxation, to include certain rented construction, earthmoving, or industrial equipment; defining the terms “dealer of heavy equipment rental property” and “short-term rental”; amending s. 212.02, F.S.; revising the definition of the term “retail sale”; amending s. 212.031, F.S.; reducing the rate of the tax on rental or licensee fees for the use of real property; amending s. 212.05, F.S.; conforming a provision to changes made by the act; amending s. 212.0596, F.S.; replacing the term “mail order sales” with the term “remote sales”; defining the terms “remote sales” and “making a substantial number of remote sales”; revising applicability and construction; deleting an exemption for certain dealers from collecting and remitting local option surtaxes; deleting a provision authorizing the department to establish certain procedures by rule; creating s. 212.05965, F.S.; defining terms; providing that certain marketplace providers are subject to dealer requirements for the registration, collection, and remittance of sales taxes; requiring such marketplace providers to certify to their marketplace sellers that they will collect and remit sales taxes on certain sales; providing that the certification may be included in an agreement between the marketplace provider and the marketplace seller; prohibiting marketplace sellers from collecting and remitting sales taxes under

certain circumstances; requiring such marketplace sellers to exclude certain sales from their tax returns; requiring certain marketplace sellers to register, collect, and remit sales taxes on all taxable retail sales made outside of the marketplace; requiring certain marketplace sellers to remit sales taxes on all taxable sales made outside of the marketplace; requiring marketplace providers to allow the department to examine books and records; prohibiting the department from proposing certain tax assessments under certain circumstances; providing that a marketplace seller, and not the marketplace provider, is liable for sales taxes under certain circumstances; authorizing a marketplace provider to recover paid taxes, interest, and penalties from the marketplace seller under certain circumstances; authorizing the department to compromise certain taxes, interest, or penalties; providing applicability and construction; amending s. 212.06, F.S.; revising the definition of the term “dealer”; conforming provisions to changes made by the act; providing sales tax exemptions on the sale of specified disaster preparedness supplies during a specified timeframe; providing applicability for certain exemptions; authorizing the department to adopt emergency rules; specifying locations where the exemptions do not apply; providing an appropriation; amending ss. 212.12 and 212.18, F.S.; conforming provisions to changes made by the act; reenacting s. 212.20(4), F.S., relating to refunds of taxes adjudicated unconstitutionally collected, to incorporate the amendment made to s. 212.0596, F.S., in a reference thereto; authorizing the department to adopt emergency rules; providing for expiration of the authorization; providing for severability; providing effective dates.

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

By Senator Taddeo—

SB 1114—A bill to be entitled An act relating to the electronic payment of governmental fees; amending s. 28.246, F.S.; requiring clerks of the circuit court to provide an electronic option for payment of court-related fines and other fees; amending s. 119.07, F.S.; requiring an agency subject to ch. 119, F.S., to provide an electronic option for payment of fees associated with a public records request; providing that the act fulfills an important state interest; providing an effective date.

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

By Senator Taddeo—

SB 1116—A bill to be entitled An act relating to banking services for medical marijuana treatment centers; providing legislative findings and intent; amending s. 655.005, F.S.; revising the definition of the term “financial institution” to include a medical marijuana limited charter bank or credit union licensed under the Marijuana Limited Charter Banking and Credit Union Law; creating s. 655.97, F.S.; providing a short title; defining terms; creating s. 655.971, F.S.; establishing the Medical Marijuana Limited Charter Bank and Credit Union Advisory Board within the Office of Financial Regulation; specifying the composition of the board; specifying requirements for the board; requiring the Department of Health and the office to submit certain reports to the board; requiring the board to submit certain recommendations to the Financial Services Commission and the Legislature; creating s. 655.972, F.S.; prohibiting persons from providing banking services to medical marijuana treatment centers without a medical marijuana limited charter bank or credit union license; prohibiting the transfer or assignment of licenses; providing application requirements; requiring the commission to adopt rules, and authorizing the commission to adopt emergency rules; creating s. 655.973, F.S.; providing requirements for medical marijuana limited charter banks and credit unions; specifying requirements, limitations, and authorized actions relating to special purpose checks issued by medical marijuana limited charter banks and credit unions; providing authorized and prohibited acts by medical marijuana limited charter banks and credit unions; requiring the commission and the department to adopt certain rules; authorizing the commission and the department to adopt emergency rules; providing an effective date.

—was referred to the Committees on Banking and Insurance; Innovation, Industry, and Technology; and Rules.

By Senator Hutson—

SB 1118—A bill to be entitled An act relating to the construction industry workforce; amending s. 468.631, F.S.; requiring that a specified amount of funds relating to the Building Code Administrators and Inspectors Fund be allocated to the University of Florida M.E. Rinker, Sr. School of Construction Management; authorizing the school to use the funds for specified purposes; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Appropriations Subcommittee on Education; and Appropriations.

By Senator Taddeo—

SB 1120—A bill to be entitled An act relating to corporal punishment in public schools; amending s. 1002.20, F.S.; prohibiting public school employees from using corporal punishment on a public school student; defining the term “corporal punishment”; amending s. 1003.32, F.S.; removing corporal punishment as an option for teachers and other instructional personnel to use to manage student behavior; amending ss. 414.1251, 1001.11, 1002.01, 1002.3105, 1002.385, 1002.42, 1002.43, 1003.01, 1003.03, 1003.21, 1003.26, 1003.52, 1006.07, 1012.2315, and 1012.28, F.S.; conforming cross-references and conforming provisions to changes made by the act; providing an effective date.

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

By Senator Pizzo—

SB 1122—A bill to be entitled An act relating to licenses to carry concealed weapons or firearms; amending s. 790.06, F.S.; reducing the number of years that such licenses are valid; requiring that certain persons successfully demonstrate firearms proficiency through a specified course to obtain a license; providing course requirements; providing an effective date.

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

By Senator Harrell—

SB 1124—A bill to be entitled An act relating to dispensing medicinal drugs; amending s. 465.019, F.S.; authorizing individuals licensed to prescribe medicinal drugs to dispense a 48-hour supply, rather than a 24-hour supply, of such drugs to any patient, including a discharged patient, under certain circumstances; providing an effective date.

—was referred to the Committees on Health Policy; Innovation, Industry, and Technology; and Rules.

By Senator Harrell—

SB 1126—A bill to be entitled An act relating to the Pediatric Cardiac Technical Advisory Panel; amending s. 395.1055, F.S.; authorizing the reimbursement of per diem and travel expenses to members of the pediatric cardiac technical advisory panel, established within the Agency for Health Care Administration; revising panel membership to include certain alternate at-large members; providing term limits for voting members; providing immunity from civil and criminal liabilities to members of the panel; requiring the Secretary of Health Care Administration to consult the panel for advisory recommendations on certain certificate of need applications; authorizing the secretary to request announced or unannounced site visits to any existing pediatric cardiac surgical centers or facilities seeking licensure as a pediatric cardiac surgical center through the certificate of need process; providing a process for the appointment of physician experts to a site visit team; requiring each member of a site visit team to submit a report to the panel; requiring the panel to discuss such reports and present an advisory opinion to the secretary; providing requirements for an on-site inspection; requiring the Surgeon General of the Department of Health to provide specified reports to the secretary; providing an effective date.

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

By Senator Diaz—

SB 1128—A bill to be entitled An act relating to emotional support animals; amending s. 413.08, F.S.; revising and providing definitions; providing that an individual with a disability who has an emotional support animal or obtains an emotional support animal is entitled to full and equal access to all housing accommodations; prohibiting a housing accommodation from requiring such individual to pay extra compensation for such animal; authorizing a housing accommodation to request certain written documentation under certain circumstances; authorizing the Department of Health to adopt rules; specifying that an individual with a disability is liable for certain damage done by her or his emotional support animal; prohibiting the falsification of written documentation or other misrepresentation regarding the use of an emotional support animal; providing penalties; providing an effective date.

—was referred to the Committees on Agriculture; Innovation, Industry, and Technology; and Rules.

By Senator Bean—

SB 1130—A bill to be entitled An act relating to public records; amending s. 119.011, F.S.; expanding an existing public records exemption by redefining the term “active” to include an ongoing, good faith reinvestigation that previously resulted in the conviction of the accused person; 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 an effective date.

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

By Senator Simmons—

SB 1132—A bill to be entitled An act relating to funds for operation of schools; amending s. 1011.62, F.S.; providing that a specified value be used for each student who fulfills specified requirements in the calculation of full-time equivalent student membership; providing an effective date.

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

By Senator Simmons—

SB 1134—A bill to be entitled An act relating to electronic monitoring devices; amending s. 843.23, F.S.; specifying the jurisdictions under which certain prohibited acts relating to electronic monitoring devices may be prosecuted; providing an effective date.

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

By Senators Harrell and Perry—

SB 1136—A bill to be entitled An act relating to cyberharassment; amending s. 784.049, F.S.; revising legislative intent; redefining the terms “personal identifying information” and “sexually cyberharass”; providing criminal penalties; reenacting ss. 901.15(16), 901.41(5), and 933.18(11), F.S., relating to lawful arrests by officers without a warrant, prearrest diversion programs, and when a warrant may be issued for the search of a private dwelling, respectively, to incorporate the amendment made to s. 784.049, F.S., in references thereto; providing an effective date.

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

By Senator Simmons—

SB 1138—A bill to be entitled An act relating to voluntary pre-kindergarten education; amending s. 1002.53, F.S.; providing that a parent may enroll his or her child in a family engagement computer adaptive prekindergarten program; conforming a provision to changes made by the act; creating s. 1002.64, F.S.; authorizing an early learning coalition to administer the Voluntary Prekindergarten Education Program to certain students; providing that a family engagement computer adaptive prekindergarten program must include a specified number of academic hours and a specified individualized curriculum; providing additional requirements for such programs; requiring private pre-kindergarten providers that offer such programs to students to evaluate the programs; providing evaluation requirements; requiring early learning coalitions to reimburse approved private prekindergarten providers for authorized services; providing that such reimbursement may not exceed the amount of a specified allocation; providing that providers are reimbursed from certain allocated funds; amending s. 1002.69, F.S.; conforming a provision to changes made by the act; amending s. 1002.71, F.S.; providing for the calculation of full-time equivalency for students participating in a family engagement computer adaptive prekindergarten program; requiring the Office of Early Learning to adopt, for funding purposes, a uniform attendance policy for such students; amending s. 1002.75, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Hutson—

SB 1140—A bill to be entitled An act relating to attorney fees and costs; creating s. 57.112, F.S.; waiving the sovereign immunity of local governments for liability for certain attorney fees and costs; defining the term “attorney fees and costs”; providing for award of attorney fees and costs and damages in successful civil actions challenging local ordinances as being preempted by the State Constitution or state law; prohibiting an award of attorney fees and costs under certain circumstances; providing construction; providing applicability; providing retroactive application; providing an effective date.

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

SB 1142—Withdrawn prior to introduction.

By Senator Montford—

SB 1144—A bill to be entitled An act relating to child care subsidies for foster parents; amending s. 409.145, F.S.; providing an early education or child care subsidy for certain foster parents; 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 Bean—

SB 1146—A bill to be entitled An act relating to public records; amending s. 406.136, F.S.; defining the term “killing of a person”; 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 retroactive application; providing an effective date.

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

By Senator Perry—

SB 1148—A bill to be entitled An act relating to vehicles for rent or lease; amending s. 320.01, F.S.; revising the definition of the term “for-hire vehicle”; defining the terms “private motor vehicle” and “private motor vehicle rental program”; amending s. 320.0605, F.S.; authorizing an electronic copy of certain rental or lease documentation to be in the possession of the vehicle operator or carried in the vehicle and to be exhibited upon demand of any authorized law enforcement officer or any agent of the Department of Highway Safety and Motor Vehicles; providing that the act of presenting a certain electronic device to the officer or agent does not constitute consent for the officer or agent to access any information on the device other than the displayed rental or lease documentation; providing for assumption of liability for any resulting damage to the device; revising requirements for rental or lease documentation; amending s. 322.38, F.S.; prohibiting a person from renting a motor vehicle to another person unless he or she has verified that the renter’s driver license is unexpired; requiring that a person renting a motor vehicle to another person keep a record of the place where the renter’s license was issued; providing that, under certain circumstances, specified requirements are met when a renter is required at certain times to verify that he or she is duly licensed and that the license is unexpired; providing an effective date.

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

By Senator Pizzo—

SB 1150—A bill to be entitled An act relating to wildlife protection; creating s. 379.311, F.S.; defining terms; prohibiting the import, sale, purchase, and distribution of ivory articles and rhinoceros horns; providing exceptions and penalties; directing the Fish and Wildlife Conservation Commission to adopt rules, to post information on its website, and to submit a report to the Legislature; creating s. 379.4117, F.S.; providing that it is unlawful to take, possess, injure, shoot, collect, or sell Florida black bears; defining the term “take”; providing that such actions constitute a Level Four violation; amending s. 379.401, F.S.; providing that the illegal taking, possession, injuring, shooting, collecting, or selling of Florida black bears is a Level Four violation, which is subject to criminal and civil penalties; amending s. 379.4015, F.S.; specifying applicability of penalty provisions relating to the illegal import, illegal sale, illegal purchase, and illegal distribution of ivory articles and rhinoceros horns; providing an effective date.

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

By Senator Pizzo—

SB 1152—A bill to be entitled An act relating to community association safety systems; amending ss. 718.112 and 719.1055, F.S.; providing that a certificate of compliance from a licensed professional engineer may be accepted as evidence of compliance with certain codes; deleting a provision authorizing the acceptance of a certificate of compliance from a licensed electrical contractor or an electrician as evidence of compliance with certain codes; revising the requirements for retrofitting units, association property, and common elements; revising provisions relating to an association vote to forego retrofitting; providing that a failure to provide timely notice to unit owners does not invalidate certain votes under certain circumstances; providing that the failure to report a membership vote or the recording of a certification to the Division of Corporations of the Department of Business and Professional Regulation does not invalidate an otherwise valid opt-out vote; prohibiting the local authority having jurisdiction from requiring completion of a retrofitting with certain systems before a specified date; requiring certain associations to initiate an application for certain building permits by a specified date; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Community Affairs; and Rules.

By Senator Berman—

SB 1154—A bill to be entitled An act relating to decedents’ property; creating s. 689.151, F.S.; defining the terms “ownership document,” “personal property,” and “record”; abolishing certain common law requirements relating to joint tenancies with right of survivorship and tenancies by the entirety; providing for the creation of joint tenancies with right of survivorship and tenancies by the entirety; specifying that there are certain rebuttable presumptions for personal property owned by both spouses and joint tenancies with right of survivorship; providing that the presumption may be overcome by a preponderance of the evidence or by clear and convincing evidence under certain circumstances; providing for the conclusive presumption of an intent to create a tenancy by the entirety; providing applicability; providing construction; providing retroactive application; creating s. 731.1065, F.S.; specifying that precious metals are tangible personal property for the purposes of the Florida Probate Code; providing for retroactive application; amending s. 731.301, F.S.; specifying that formal notice is not sufficient to invoke a court’s personal jurisdiction over a person receiving such formal notice; providing applicability; amending s. 733.610, F.S.; expanding the list of sales or encumbrances that are voidable by interested persons under certain circumstances; amending s. 733.617, F.S.; specifying that certain attorneys and persons are not entitled to compensation for serving as a personal representative unless the attorney or person is related to the testator or unless certain disclosures are made before a will is executed; requiring the testator to execute a written statement that acknowledges certain disclosures were made; providing requirements for the written statement; specifying when an attorney is deemed to have prepared or supervised the execution of a will; specifying how a person may be related to an individual; specifying when an attorney or person related to the attorney is deemed to have been nominated in a will; providing construction; providing applicability; amending s. 736.0708, F.S.; specifying that certain attorneys and persons are not entitled to compensation for serving as a trustee unless the attorney or person is related to the settlor or unless certain disclosures are made before the trust instrument is executed; requiring a settlor to execute a written statement that acknowledges certain disclosures were made; providing requirements for the written statement; specifying when an attorney is deemed to have prepared or supervised the execution of a trust instrument; specifying how a person may be related to an individual; specifying when an attorney or a person related to the attorney is deemed appointed in a trust instrument; providing construction; providing applicability; providing effective dates.

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

By Senators Berman and Taddeo—

SB 1156—A bill to be entitled An act relating to the community solar program; creating s. 366.0751, F.S.; defining terms; specifying requirements for utilities; requiring utilities to begin crediting the subscriber accounts of each community solar facility in their respective service territories within a specified timeframe; requiring subscriber organizations to provide subscriber lists to utilities; providing that all environmental attributes associated with a community solar facility are the property of the subscriber organization; authorizing utilities to own or operate a community solar facility; requiring the Public Service Commission to adopt rules by a certain date which meet certain requirements; requiring the commission to make certain information relating to community solar facilities available on its website; requiring the commission to seek a third-party administrator for the program; specifying selection criteria for the administrator; requiring utilities to submit to the commission annual status reports that contain specified information; requiring the commission to review the program within a specified timeframe; authorizing the commission to propose certain program adjustments to achieve specified objectives; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Community Affairs; and Rules.

By Senator Gainer—

SB 1158—A bill to be entitled An act relating to motor vehicle lights and signals; amending s. 316.235, F.S.; authorizing any motor vehicle to

be equipped with certain lamps or devices under certain circumstances; amending s. 316.2397, F.S.; authorizing certain vehicles to display red and white lights; amending s. 316.2398, F.S.; authorizing certain vehicles to display red and white warning signals under certain circumstances; providing requirements and penalties; amending s. 316.224, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Gainer—

SB 1160—A bill to be entitled An act relating to school health services; amending s. 381.0056, F.S.; authorizing a district school board to contract with the county public health department or one or more other entities to provide school health services to students; providing for funding of such contracts with other entities; providing an effective date.

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

By Senator Gainer—

SB 1162—A bill to be entitled An act relating to the Northwest Florida Rural Inland Affected Counties Recovery Fund; creating s. 288.8055, F.S.; providing legislative intent; providing definitions; creating the Northwest Florida Rural Inland Affected Counties Recovery Fund within the Department of Economic Opportunity; requiring certain payments to be appropriated annually to the fund; prohibiting such payments from diminishing funds transferred to the Triumph Gulf Coast Trust Fund; requiring the department to grant awards to organizations and local governments for specified infrastructure projects and workforce programs; requiring the department to establish an application procedure and prioritize projects and programs that meet certain requirements; requiring the department, in consultation with specified entities, to review and certify applications; exempting certain funds from reversion; providing an effective date.

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

By Senators Gainer and Perry—

SB 1164—A bill to be entitled An act relating to postsecondary fee waivers; amending s. 1009.26, F.S.; authorizing certain Florida College System institutions serving counties directly impacted by a hurricane to waive out-of-state fees for students for a specified time period; providing reporting requirements; providing an effective date.

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

By Senator Torres—

SB 1166—A bill to be entitled An act relating to missing persons; amending s. 937.0201, F.S.; defining the term “at-risk veteran”; redefining the term “missing adult”; amending s. 937.021, F.S.; providing that the Department of Law Enforcement, as the state Camo Alert coordinator, and certain agencies, employees, individuals, and entities are immune from civil liability for damages for performing certain actions in good faith; providing that the presumption of good faith is not overcome under certain circumstances; providing construction; amending s. 937.022, F.S.; authorizing only the law enforcement agency having jurisdiction over a case to make a request to the clearinghouse for the activation of a state Camo Alert involving a missing adult under certain circumstances; amending s. 937.023, F.S.; providing that the term “missing Florida school child” does not include an at-risk veteran; providing an effective date.

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

By Senator Gruters—

SB 1168—A bill to be entitled An act relating to guardianships and protective proceedings; providing a directive to the Division of Law Revision to create part IX of ch. 744, F.S., entitled “Florida Guardianship and Protective Proceedings Jurisdiction Act”; creating s. 744.74, F.S.; providing a short title; creating s. 744.75, F.S.; providing purpose and construction; creating s. 744.76, F.S.; defining terms; creating s. 744.77, F.S.; providing that a foreign country is to be treated as a state; creating s. 744.78, F.S.; authorizing a court of this state to communicate with a court of another state for specified purposes; creating s. 744.79, F.S.; authorizing a court of this state to request a court of another state to conduct certain activities; creating s. 744.80, F.S.; providing that a witness located in another state may be deposed or may testify by certain means; creating s. 744.81, F.S.; providing factors for a court to consider in determining a significant connection with another state; creating s. 744.82, F.S.; providing that a court has special jurisdiction to undertake certain activities; creating s. 744.83, F.S.; providing when a court has exclusive and continuing jurisdiction over the proceeding; creating ss. 744.84 and 744.85, F.S.; providing when a court may decline jurisdiction; creating s. 744.86, F.S.; requiring notice to specified parties; creating s. 744.87, F.S.; providing rules for when a petition for the appointment of a guardian is filed in this state and in another state; creating s. 744.88, F.S.; providing for the transfer of a guardianship to another state; creating s. 744.89, F.S.; providing procedures for accepting transfer of a guardianship into this state; creating s. 744.90, F.S.; providing for the uniform application and construction of the part; creating s. 744.91, F.S.; providing that the part modifies, limits, and supersedes certain federal laws; creating s. 744.92, F.S.; providing applicability; providing an effective date.

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

By Senator Brandes—

SB 1170—A bill to be entitled An act relating to automated pharmacy systems; amending s. 465.0235, F.S.; authorizing a community pharmacy to use an automated pharmacy system under certain circumstances; providing that certain medicinal drugs stored in such system for outpatient dispensing are part of the inventory of the pharmacy providing services through such system; requiring the Board of Pharmacy to adopt rules; providing an effective date.

—was referred to the Committees on Health Policy; Innovation, Industry, and Technology; and Rules.

By Senator Brandes—

SB 1172—A bill to be entitled An act relating to sanitary sewer laterals; defining the term “sanitary sewer lateral”; encouraging counties and municipalities to establish a sanitary sewer lateral inspection program by a specified date; providing parameters for such a program; creating s. 689.301, F.S.; requiring a seller of real property to disclose any actually known defects of the property’s sanitary sewer lateral; defining the term “sanitary sewer lateral”; providing an effective date.

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

By Senator Bean—

SB 1174—A bill to be entitled An act relating to custody of minor children by extended family; amending s. 751.01, F.S.; revising the purposes of ch. 751, F.S.; amending s. 751.03, F.S.; providing that a petition for concurrent custody may include certain requests; amending s. 751.05, F.S.; authorizing a court to establish conditions for a parent to obtain custody in an order granting temporary custody under certain circumstances; requiring the court to establish any conditions for the transition of custody of the child to the parent which are in the child’s

best interest, and to consider specified factors; providing an effective date.

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

By Senator Baxley—

SB 1176—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 information obtained by a property appraiser’s office during an investigation of an exemption claim until the office has taken specified actions; providing for future legislative review and repeal; providing a statement of public necessity; providing an effective date.

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

By Senator Gruters—

SB 1178—A bill to be entitled An act relating to franchised motor vehicle dealers; amending s. 320.64, F.S.; prohibiting an applicant or licensee from establishing or implementing additional criteria for measuring the sales or service performance of franchised motor vehicle dealers; requiring an applicant, licensee, or common entity, or an affiliate thereof, which attempts to enforce any performance measurement criteria against a motor vehicle dealer to describe in writing to the dealer how the criteria were designed, calculated, established, and uniformly applied; requiring an applicant or licensee to provide in writing to each dealer of the same line-make certain performance requirements, sales goals, or sales objectives for any sales incentive or reimbursement program, subject to certain requirements; authorizing a dealer that contends that an assigned performance requirement, sales goal, or sales objective violates certain prohibited activities of licensees to maintain certain injunctive and administrative actions; requiring the applicant or licensee to have the burden of proving by a preponderance of the evidence that the criteria for measuring the performance, goal, or objective comply with a provision that prohibits certain activities of licensees; providing an effective date.

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

By Senator Mayfield—

SB 1180—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 Banking and Insurance; Health Policy; and Rules.

By Senator Rouson—

SB 1182—A bill to be entitled An act relating to emergency medical services; amending s. 401.23, F.S.; revising and providing definitions; amending s. 401.272, F.S.; authorizing a paramedic or emergency medical technician to provide other treatment and transport options; revising a definition; amending s. 401.35, F.S.; revising requirements for rules adopted by the Department of Health governing minimum standards for emergency medical services vehicle equipment and supplies and ambulance or 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 medical and law enforcement personnel providing emergency

examination and treatment of incapacitated persons in certain circumstances; amending s. 893.05, F.S.; authorizing a certified paramedic to administer a controlled substance only under the supervision of certain health care practitioners; 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 Appropriations.

By Senator Baxley—

SB 1184—A bill to be entitled An act relating to payments to surviving successors; creating s. 655.795, F.S.; defining the terms “qualified account” and “surviving successor”; authorizing a financial institution to pay to the surviving successor of a decedent depositor, without any court proceeding, order, or judgment authorizing the payment and not earlier than a specified time, the funds in the decedent’s qualified accounts if the sum does not exceed a specified amount; requiring the surviving successor to provide a certified copy of the decedent’s death certificate and a specified affidavit to the financial institution; providing that the financial institution has no duty to make certain determinations; providing construction relating to liability and indemnification; providing a criminal penalty; providing an affidavit form 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 Senators Baxley and Perry—

SB 1186—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, rather than in writing, or in an electronic record with the judge’s electronic signature, recorded by the clerk of the circuit court; providing requirements for such records; 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, rather than in writing, or an electronic record with the judge’s electronic signature, recorded by the clerk of the circuit court; requiring that for an electronic record of a 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, rather than in writing, 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.

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

By Senator Grutes—

SB 1188—A bill to be entitled An act relating to courts; amending s. 28.345, F.S.; specifying that certain exemptions from court-related fees and charges apply to certain entities; amending s. 744.2008, F.S.; requiring the court to waive any court costs or filing fees for certain proceedings involving public guardians; amending s. 744.3675, F.S.; providing that a certain examination report related to annual guardianship plans may be prepared by a physician assistant or an advanced practice registered nurse; providing an effective date.

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

By Senator Montford—

SB 1190—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 Health and Human Services; and Appropriations.

By Senator Bean—

SB 1192—A bill to be entitled An act relating to electronic prescribing; amending s. 456.42, F.S.; requiring all prescriptions to be electronically generated and transmitted upon a certain practitioner’s license renewal or by a specified date; prohibiting electronic prescribing from interfering with a patient’s freedom to choose a pharmacy; providing restrictions for electronic prescribing software; providing definitions; authorizing electronic prescribing software to display information regarding a payor’s formulary under certain circumstances; amending ss. 409.91196, 409.912, 456.0392, 458.3265, 458.331, 458.347, 459.0137, 459.015, and 459.022, F.S.; conforming provisions to changes made by the act; repealing ss. 456.43, 831.311, and 893.065, F.S., relating to electronic prescribing for medicinal drugs, the unlawful sale, manufacture, alteration, delivery, uttering, or possession of counterfeit-resistant prescription blanks for controlled substances, and counterfeit-resistant prescription blanks for controlled substances listed in Schedule II, Schedule III, Schedule IV, or Schedule V, respectively; providing an effective date.

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

By Senator Broxson—

SB 1194—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 facility patient safety culture surveys 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.

By Senator Mayfield—

SB 1196—A bill to be entitled An act relating to vacation rentals; amending s. 509.013, F.S.; defining and redefining terms; amending s. 509.241, F.S.; requiring licenses issued by the Division of Hotels and Restaurants of the Department of Business and Professional Regulation to be displayed conspicuously to the public; requiring the operator of a vacation rental or specified public lodging establishment to display its license number in advertisements; amending s. 509.242, F.S.; revising the criteria for a public lodging establishment to be classified as a vacation rental; creating s. 509.243, F.S.; authorizing a hosting platform to facilitate booking transactions under certain circumstances; requiring a hosting platform to designate and maintain on file with the division an agent for service of process in this state; requiring a hosting platform to maintain certain records; requiring a hosting platform to remove a listing under certain circumstances; providing penalties; requiring the division to adopt rules; amending s. 509.261, F.S.; requiring the division to revoke, or refuse to issue or renew, a vacation rental license under certain circumstances; amending ss. 159.27, 212.08, 316.1955, 404.056, 477.0135, 509.032, 509.221, 553.5041, 717.1355, and 877.24, F.S.; conforming cross-references; reenacting ss. 196.199(1)(a), 212.031(1)(a), and 413.08(1)(c), relating to government property exemption, tax on rental or license fee for use of real property, and prohibited discrimination in public employment, public accommodations, and housing accommodations, respectively, to incorporate the amendments made to s. 509.013, F.S., in references thereto; reenacting s.

509.221(9), F.S., relating to sanitary regulations, to incorporate the amendment made to s. 509.242, F.S., in a reference thereto; providing applicability; providing severability; providing an effective date.

—was referred to the Committees on Community Affairs; Commerce and Tourism; Innovation, Industry, and Technology; and Appropriations.

By Senator Stargel—

SB 1198—A bill to be entitled An act relating to school board fiscal transparency; amending s. 1002.33, F.S.; expanding provisions with which charter schools are required to comply; amending s. 1010.20, F.S.; revising requirements for school districts' reports to the Department of Education on certain costs; amending s. 1011.035, F.S.; revising the requirements for data and information that district school boards must post on their respective websites; amending s. 1011.051, F.S.; deleting a requirement that superintendents reduce certain expenditures under specified circumstances; deleting a requirement that the department contract with certain parties to conduct investigations under specified circumstances; providing an effective date.

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

By Senator Stargel—

SB 1200—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; specifying that a claimant who serves a fraudulent notice of nonpayment forfeits his or her rights under a bond; providing that the service of a fraudulent notice of nonpayment is a complete defense to the claimant's claim against the bond and entitles the prevailing party to attorney fees; 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 insured or beneficiaries in relation to bonds for construction contracts; 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; specifying that a lienor who serves a fraudulent notice of nonpayment forfeits his or her rights under the bond; providing that the service of a fraudulent notice of nonpayment is a complete defense to the lienor's claim against the bond and entitles the prevailing party to attorney fees; 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 Rader—

SB 1202—A bill to be entitled An act relating to the Companion Animal Public-Private Partnership Act; providing legislative findings; defining terms; prohibiting animal shelters from euthanizing animals under certain conditions; requiring animal shelters to release animals to rescue organizations under certain conditions; providing exceptions; providing an effective date.

—was referred to the Committees on Community Affairs; Innovation, Industry, and Technology; and Rules.

By Senator Hutson—

SB 1204—A bill to be entitled An act relating to transportation network companies; amending s. 627.748, F.S.; authorizing a luxury ground vehicle company or a limousine vehicle company to convert its operations and its for-hire vehicles to a transportation network company and transportation network company vehicles, respectively, after a certain timeframe after providing notification to the Department of Financial Services; providing an effective date.

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

By Senator Berman—

SB 1206—A bill to be entitled An act relating to domestic violence; amending s. 790.065, F.S.; revising a prohibition on the sale or transfer of firearms to persons convicted of misdemeanor domestic violence offenses; amending s. 790.233, F.S.; defining the term “misdemeanor offense of domestic violence”; prohibiting persons convicted of a misdemeanor offense of domestic violence from possessing a firearm or ammunition; requiring persons convicted of misdemeanor offenses of domestic violence to surrender all firearms and ammunition in their possession upon conviction; requiring a court to order the defendant to surrender to the local law enforcement agency all firearms and ammunition and any license to carry a concealed weapon or firearm; providing requirements for law enforcement officers carrying out the court order and taking possession of the firearms and ammunition; authorizing a law enforcement officer to seek a search warrant under certain circumstances; requiring the law enforcement officer taking possession of the firearms, ammunition, and license to issue a receipt to the defendant, file the original with the court, and ensure his or her law enforcement agency retains a copy; requiring a court to make a certain determination upon a sworn statement or testimony that the defendant did not comply with the required surrender of any firearms, ammunition, or license; authorizing the court to issue a warrant if it finds that probable cause exists; providing for the return of firearms and ammunition to a lawful owner under certain circumstances; requiring all law enforcement agencies to develop certain policies and procedures; authorizing a defendant to elect to transfer all firearms and ammunitions that he or she owns to another person under certain circumstances; providing criminal penalties; creating s. 790.234, F.S.; requiring a law enforcement officer to remove firearms from the scene of an alleged act of domestic violence under certain circumstances; providing requirements for the law enforcement officer removing such firearms; authorizing the owner of the firearms to retake possession within a specified timeframe; providing an exception; providing an effective date.

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

By Senator Baxley—

SB 1208—A bill to be entitled An act relating to aircraft liens; amending ss. 329.41 and 329.51, F.S.; specifying that a lienor is not required to possess an aircraft to perfect certain liens; providing an effective date.

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

By Senator Book—

SB 1210—A bill to be entitled An act relating to ratification of rules of the Department of Financial Services; ratifying a specified rule relating to implementation of expanded workers' compensation benefits for first responders 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 applicability; providing an effective date.

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

By Senator Bracy—

SB 1212—A bill to be entitled An act relating to gain-time; 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; 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 1214—A bill to be entitled An act relating to child abuse, abandonment, and neglect; amending s. 39.01, F.S.; deleting the term “juvenile sexual abuse”; defining the term “child-on-child sexual abuse”; creating s. 39.101, F.S.; relocating provisions relating to the central abuse hotline of the Department of Children and Families; providing additional requirements relating to the hotline; amending s. 39.201, F.S.; requiring animal control officers and certain agents to provide their names to hotline staff; creating s. 39.208, F.S.; providing a purpose; requiring individuals who are required to investigate child abuse, abandonment, or neglect to also report certain animal abuse to specified persons or agencies; requiring that the report include certain information; providing a criminal penalty for knowingly and willfully failing to make such report; requiring the department to include certain training in the training program for persons required to investigate child abuse, abandonment, or neglect; amending s. 39.302, F.S.; conforming a cross-reference; relocating provisions relating to the representation of alleged perpetrators in institutional investigations; amending s. 828.27, F.S.; requiring training for animal control officers to include training for detecting child abuse, neglect, and abandonment; amending s. 39.307, F.S.; conforming provisions to changes made by the act; amending ss. 39.301 and 934.03, F.S.; conforming cross-references; providing an effective date.

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

By Senator Bracy—

SB 1216—A bill to be entitled An act relating to health providers; amending s. 395.0197, F.S.; requiring that the report to the Department of Health of allegations of sexual misconduct by a licensed health care practitioner be made within a specified timeframe; increasing penalties for violations by licensed facilities; providing an effective date.

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

By Senator Book—

SB 1218—A bill to be entitled An act relating to homelessness; amending s. 201.15, F.S.; requiring that certain taxes of a specified amount be transferred annually to the Grants and Donations Trust Fund within the Department of Children and Families for the purpose of funding challenge grants; amending s. 420.621, F.S.; revising, adding, and deleting defined terms; amending s. 420.622, F.S.; increasing the number of members on the Council on Homelessness to include a representative of the Florida Housing Coalition and the Secretary of the Department of Elder Affairs or his or her designee; providing that appointed council members are encouraged to have certain experience; revising the duties of the State Office on Homelessness; revising requirements for the state's system of homeless programs; requiring entities that receive state funding to provide summary aggregated data to assist the council in providing certain information; removing the requirement that the office have the concurrence of the council to accept and administer moneys appropriated to it to provide certain annual challenge grants to continuums of care lead agencies; clarifying the source of such appropriation; increasing the maximum amount of grant awards per continuum of care lead agency; conforming provisions to

changes made by the act; revising requirements for use of grant funds by continuum of care lead agencies; revising preference criteria for certain grants; increasing the maximum percentage of its funding which a continuum of care lead agency may spend on administrative costs; requiring such agencies to submit a final report to the Department of Children and Families documenting certain outcomes achieved by grant-funded programs; removing the requirement that the office have the concurrence of the council to administer moneys given to it to provide homeless housing assistance grants annually to certain continuum of care lead agencies to acquire, construct, or rehabilitate permanent housing units for homeless persons; conforming a provision to changes made by the act; requiring grant applicants to be ranked competitively based on criteria determined by the office; deleting preference requirements; increasing the minimum number of years for which projects must reserve certain units acquired, constructed, or rehabilitated; increasing the maximum percentage of funds the office and each applicant may spend on administrative costs; revising certain performance measure requirements; authorizing, instead of requiring, the Department of Children and Families, with input from the council, to adopt rules relating to certain grants and related issues; revising requirements for an annual report the council must submit to the Governor, Legislature, and Secretary of Children and Families; authorizing the office to administer moneys appropriated to it for distribution among certain designated continuum of care lead agencies and entities; creating s. 420.6225, F.S.; specifying the purpose of a continuum of care; requiring each continuum of care, pursuant to federal law, to designate a collaborative applicant that is responsible for submitting the continuum of care funding application for the designated catchment area to the United States Department of Housing and Urban Development; providing requirements for such designated collaborative applicants; authorizing the applicant to be referred to as the continuum of care lead agency; providing requirements for continuum of care catchment areas and lead agencies; requiring that each continuum of care create a continuum of care plan for specified purposes; specifying requirements for such plans; requiring continuums of care to promote participation by all interested individuals and organizations, subject to certain requirements; creating s. 420.6227, F.S.; providing legislative findings and program purpose; establishing a grant-in-aid program to help continuums of care prevent and end homelessness, which may include any aspect of the local continuum of care plan; requiring continuums of care to submit an application for grant-in-aid funds to the office for review; requiring the office to develop guidelines for the development, evaluation, and approval of spending plans; requiring grant-in-aid funds for continuums of care to be administered by the office and awarded on a competitive basis; requiring the office to distribute such funds to local agencies to fund programs that are required by the local continuum of care plan, based on certain recommendations; limiting the percentage of the total state funds awarded under a spending plan which may be used by the continuum of care lead agency for staffing and administrative expenditures; requiring entities contracting with local agencies to provide services through certain financial assistance programs to provide a specified minimum percentage of the funding necessary for the support of project operations; authorizing in-kind contributions to be evaluated and counted as part or all of the required local funding, at the discretion of the office; repealing s. 420.623, F.S., relating to local coalitions for the homeless; repealing s. 420.624, F.S., relating to local homeless assistance continuums of care; repealing s. 420.625, F.S., relating to a grant-in-aid program; amending s. 420.626, F.S.; revising procedures that certain facilities and institutions are encouraged to develop and implement to reduce the discharge of persons into homelessness when such persons are admitted or housed for a specified period at such facilities or institutions; amending s. 420.6265, F.S.; revising legislative findings and intent for Rapid ReHousing; revising the Rapid ReHousing methodology; amending s. 420.6275, F.S.; revising legislative findings relating to Housing First; revising the Housing First methodology to reflect current practice; amending s. 420.507, 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 Book—

SCR 1220—A concurrent resolution acknowledging the injustices perpetrated against the targets of the Florida Legislative Investigation

Committee between 1956 and 1965, and offering a formal and heartfelt apology to those whose lives, well-being, and livelihoods were damaged or destroyed by the activities and public pronouncements of those who served on the committee.

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

By Senator Harrell—

SB 1222—A bill to be entitled An act relating to services for veterans and their families; creating s. 394.9087, F.S.; requiring the Department of Children and Families to establish the Florida Veterans' Care Coordination Program to provide veterans and their families with behavioral health care referral and care coordination services; requiring the department to contract with managing entities to enter into agreements with Florida 211 Network participants to provide such services; providing program goals; providing for the statewide delivery of specified services by program teams; requiring Florida 211 Network participants to collect program implementation data and submit such data to the department; requiring the department to submit a report to the Governor and Legislature; providing an effective date.

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

By Senator Farmer—

SB 1224—A bill to be entitled An act relating to charter school employees; amending s. 1002.33, F.S.; requiring each charter school principal, governing board member, 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 Senators Taddeo and Cruz—

SB 1226—A bill to be entitled An act relating to military veterans and servicemembers court programs; amending s. 394.47891, F.S.; requiring the chief judge of each judicial circuit to establish a Military Veterans and Servicemembers Court Program; requiring the chief judge to consider nationally recognized best practices when adopting policies and procedures for the program; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs and Space; Judiciary; and Appropriations.

SR 1228—Not introduced.

By Senator Powell—

SM 1230—A memorial to the Congress of the United States, urging Congress to call a convention under Article V of the Constitution of the United States for the exclusive purpose of proposing an amendment to the Constitution of the United States to permanently restore free and fair elections in the United States.

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

By Senator Rader—

SB 1232—A bill to be entitled An act relating to motor vehicles; amending s. 316.235, F.S.; authorizing a motor vehicle to be equipped with certain lamps or devices under certain circumstances; amending s. 316.2397, F.S.; authorizing certain vehicles to display red and white lights; amending s. 316.2398, F.S.; authorizing certain vehicles to display red and white warning signals under certain circumstances; providing requirements and penalties; amending s. 316.224, F.S.; conforming a cross-reference; amending s. 316.646, F.S.; requiring law

enforcement officers to access certain information during traffic stops or crash investigations for certain purposes; amending s. 319.30, F.S.; revising the manner in which insurance companies must forward motor vehicle or mobile home titles to the Department of Highway Safety and Motor Vehicles under certain circumstances; revising a specified date by which certain provisions are effective relating to requests for a salvage certificate of title or certificate of destruction; authorizing electronic signatures for certain purposes; amending s. 320.02, F.S.; authorizing insurance online verification for motor vehicle registration; amending s. 324.0221, F.S.; requiring insurers to transmit certain information to the department; authorizing the department to verify certain information; authorizing the department to implement a method of insurance verification; amending s. 324.151, F.S.; conforming provisions to changes made by the act; creating s. 324.252, F.S.; requiring the department to establish an online verification system for motor vehicle insurance; providing system requirements; providing powers and duties of the department; providing requirements for insurers and law enforcement officers; providing immunity from liability; prohibiting the use of an online verification request or response for a civil action; providing applicability; providing rulemaking authority; creating s. 324.255, F.S.; creating the Motor Vehicle Insurance Online Verification Task Force; providing duties of the task force; providing membership; providing meeting requirements; requiring the department to provide support; providing report requirements; providing the date by which the task force must complete its work and submit its final report; providing for expiration of the task force; amending s. 627.7295, F.S.; reducing the amount that must be collected from insureds before policies or binders are issued; amending ss. 627.736 and 627.7407, F.S.; conforming provisions to changes made by the act; deleting obsolete language; creating s. 627.747, F.S.; authorizing motor vehicle policies to exclude named individuals from coverage; providing exceptions; providing effective dates.

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

By Senator Taddeo—

SB 1234—A bill to be entitled An act relating to student eligibility requirements for state financial aid awards and tuition assistance grants; amending s. 1009.40, F.S.; providing that a student may not be denied classification as a resident for purposes of receiving state financial aid awards based on his or her immigration status if certain criteria are met; providing an effective date.

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

By Senator Farmer—

SB 1236—A bill to be entitled An act relating to transactions for the possession of animals; amending s. 379.372, F.S.; making technical changes; prohibiting a person, a party, a firm, an association, or a corporation from keeping, possessing, importing, selling, bartering, trading, or breeding for personal use or sale green iguanas or black and white tegus; creating s. 725.09, F.S.; providing legislative intent; defining the terms “pet” and “pet dealer”; declaring that certain contracts entered into on or after a specified date for the sale or lease of a pet are against the public policy of this state and are void and unenforceable; providing an exception; providing remedies for noncompliance; providing penalties; reenacting s. 379.2311(1), F.S., relating to the definition of the term “priority invasive species,” to incorporate the amendment made to s. 379.372, F.S., in a reference thereto; providing an effective date.

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

By Senator Mayfield—

SB 1238—A bill to be entitled An act relating to the safety of religious institutions; 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 that

church, synagogue, or other religious institution for certain purposes; authorizing a private school or a religious school to designate a person to carry a firearm on that school's property; requiring the governing board or body of such school to create certain policies and procedures if it designates such person; providing an effective date.

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

By Senator Torres—

SB 1240—A bill to be entitled An act relating to workers' compensation benefits for correctional officers; creating s. 112.1816, F.S.; providing definitions; providing that, under certain circumstances, post-traumatic stress disorder suffered by a correctional officer is an occupational disease compensable by workers' compensation benefits; specifying that certain 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; 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 referred to the Committees on Banking and Insurance; Criminal Justice; and Appropriations.

By Senator Rouson—

SB 1242—A bill to be entitled An act relating to chiropractors; amending s. 460.402, F.S.; revising an exemption from regulation under ch. 460, F.S., for certain chiropractic students; amending s. 460.403, F.S.; conforming definitions to changes made by the act; amending s. 460.406, F.S.; revising application requirements for licensure by examination; conforming cross-references to changes made by the act; amending s. 460.4062, F.S.; revising requirements for the issuance of a chiropractic medicine faculty certificate without examination; conforming a provision to changes made by the act; amending ss. 460.4061, 460.4165, 460.4167, and 400.9905, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Wright—

SB 1244—A bill to be entitled An act relating to community development district bond financing; amending s. 190.016, F.S.; requiring district boards to authorize bonds by a two-thirds vote of the members; providing an effective date.

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

By Senator Wright—

SB 1246—A bill to be entitled An act relating to construction defects; amending s. 558.001, F.S.; revising legislative findings; providing applicability; amending s. 558.002, F.S.; deleting terms; creating s. 558.0045, F.S.; providing applicability; requiring courts to require parties in actions involving construction defects to take part in non-binding arbitration; providing requirements for the arbitration; requiring an arbitrator to include certain information in his or her award if he or she makes certain findings; authorizing parties to agree to be bound by the arbitration award; authorizing a party that does not agree to be bound by the award to proceed with certain actions; providing construction; requiring a jury verdict and a final judgment to contain specified information in certain proceedings; specifying that claims against certain parties are subject to certain mandatory nonbinding arbitration; providing applicability relating to insureds and insurance carriers; repealing s. 558.003, F.S., relating to action and compliance; repealing s. 558.004, F.S., relating to notice and opportunity to repair; repealing s. 558.005, F.S., relating to contract provisions and applicability; providing an effective date.

—was referred to the Committees on Judiciary; Innovation, Industry, and Technology; and Rules.

By Senator Torres—

SB 1248—A bill to be entitled An act relating to landlords and tenants; providing a short title; amending s. 83.51, F.S.; requiring a landlord to provide a physical copy of any restrictive covenants that govern the premises to a tenant at a specified time; requiring written notice be provided to a tenant of any changes to the covenants within a specified time; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Judiciary; and Rules.

By Senator Torres—

SB 1250—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 Gruters—

SB 1252—A bill to be entitled An act relating to public accountancy; amending s. 473.302, F.S.; revising a definition; amending s. 473.312, F.S.; revising the percentage of total hours of accounting-related and auditing-related continuing education required by the Board of Accountancy for license renewal; amending s. 473.313, F.S.; updating provisions relating to license reactivation; amending s. 473.322, F.S.; prohibiting a person from performing or offering to perform certain services without a license; revising criminal penalties; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Banking and Insurance; and Rules.

By Senator Torres—

SB 1254—A bill to be entitled An act relating to dependent special districts; creating s. 189.023, F.S.; requiring certain prospective buyers to receive a disclosure summary before closing on a contract for the purchase of property in a dependent special district; specifying contents of the disclosure summary; requiring that certain contracts contain specified information; specifying circumstances under which a sales contract may be voided by a buyer; creating s. 189.024, F.S.; authorizing purchasers of property within a dependent special district to rescind a sales contract or collect damages from the developer under specified conditions; specifying the length of time for which such right applies; authorizing the prevailing party to recover reasonable attorney fees; prohibiting expenditure of specified funds in defense of an action; providing an effective date.

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

By Senator Montford—

SB 1256—A bill to be entitled An act relating to the Apalachicola Bay Area of Critical State Concern; amending s. 375.041, F.S.; appropriating a sum annually for a specified timeframe from the Land Acquisition Trust Fund to a specified area of critical state concern for specified purposes; amending s. 380.0555, F.S.; providing additional principles for guiding development within the Apalachicola Bay Area of Critical State Concern to include projects that protect and improve water quality; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Hooper—

SB 1258—A bill to be entitled An act relating to a notice of termination; amending s. 713.132, F.S.; revising and providing statements that must be included in a notice of termination; revising when a notice of termination may be recorded; providing requirements for a notice of termination to be effective; requiring that a notice of termination be recorded in the public records of the county where the project is located; providing an effective date.

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

By Senator Wright—

SB 1260—A bill to be entitled An act relating to mandatory direct file; amending s. 985.557, F.S.; repealing provisions requiring the mandatory direct filing of charges in adult court against juveniles in certain circumstances; amending s. 985.565, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Hooper—

SB 1262—A bill to be entitled An act relating to mobile home park lot tenancies; amending s. 723.011, F.S.; providing that certain deficiencies are limited to direct violations of a specified chapter; authorizing a park owner to request a certain receipt; amending s. 723.012, F.S.; requiring the disclosure of certain factors that affect the lot rental amount, if applicable; amending s. 723.035, F.S.; authorizing a park owner to enter a homeowner's lot to correct specified violations under certain conditions; prohibiting the date by which specified violations must be corrected from being extended; authorizing a park owner to charge a homeowner a certain fee; providing construction; amending s. 723.061, F.S.; requiring a park owner to provide a copy of an eviction notice to the Division of Florida Condominiums, Timeshares, and Mobile Homes within a specified time; requiring the division to provide a copy of the notice to the Executive Director of the Florida Mobile Home Relocation Corporation; requiring the notice to be sent by United States mail; amending s. 723.076, F.S.; requiring a homeowners' association to notify a park owner upon election or appointment of new officers or members; amending s. 723.078, F.S.; providing election and ballot requirements; requiring the division to adopt rules relating to elections; providing that certain meetings are closed to members; requiring certain board of director nominations to be made at least 27 days before an annual meeting; authorizing electronic transmission of certain notices; providing that certain documents are privileged and confidential; requiring the association to retain meeting minutes within the state for at least 5 years; amending s. 723.079, F.S.; requiring the association to retain certain documents within the state for at least 5 years; requiring the board to make official records available to members for inspection or photocopying within 20 business days after receipt of a written request; revising provisions relating to statutory damages for members who are denied access to official records; requiring mandatory binding arbitration in certain disputes; amending s. 723.1255, F.S.; requiring mandatory binding arbitration in certain disputes; providing for the award of attorney fees and costs; requiring the division to adopt rules relating to mandatory binding arbitration; providing an effective date.

—was referred to the Committees on Community Affairs; Innovation, Industry, and Technology; and Appropriations.

By Senator Perry—

SB 1264—A bill to be entitled An act relating to lottery games; creating s. 24.1056, F.S.; prohibiting the use of personal electronic devices to play, store, redeem, sell, or purchase lottery tickets or games; providing exceptions; defining the term "personal electronic device";

providing criminal penalties; amending s. 24.107, F.S.; requiring the Department of the Lottery to include a specified warning in advertisements or promotions of lottery games; providing requirements for such warning; amending s. 24.111, F.S.; requiring contracts between the department and a vendor to include a provision that requires the vendor to print a specified warning on all lottery tickets; providing requirements for such warning; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Governmental Oversight and Accountability; and Appropriations.

By Senator Gibson—

SB 1266—A bill to be entitled An act relating to mental health care for railroad employees after a critical incident; creating s. 351.38, F.S.; requiring a Class II railroad company operating in this state to develop critical incident stress plans in accordance with specified federal regulations; providing an effective date.

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

By Senator Book—

SB 1268—A bill to be entitled An act relating to tiny homes; creating s. 553.887, F.S.; requiring the Florida Building Commission to adopt certain regulations and standards; providing definitions; providing regulations and standards; providing for the incorporation of certain codes into the Florida Building Code; providing an effective date.

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

By Senator Farmer—

SB 1270—A bill to be entitled An act relating to biometric information privacy; creating s. 501.172, F.S.; providing a short title; providing definitions; establishing requirements and restrictions on private entities as to the use, collection, and maintenance of biometric identifiers and biometric information; creating a private cause of action for relief for violations of the act; providing for construction; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Judiciary; and Rules.

By Senator Gruters—

SB 1272—A bill to be entitled An act relating to anti-Semitism; amending s. 775.085, F.S.; specifying that the term "religion" includes anti-Semitism; defining the term "anti-Semitism"; specifying duties of law enforcement agencies; providing construction; amending s. 1000.05, F.S.; prohibiting discrimination in the Florida K-20 public education system based on religion; requiring a public K-20 educational institution to take into consideration anti-Semitism under certain instances of discrimination; defining the term "anti-Semitism"; providing construction; amending s. 1002.20, F.S.; conforming provisions to changes made by the act; providing effective dates.

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

By Senator Wright—

SB 1274—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 Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Bean—

SB 1276—A bill to be entitled An act relating to attorney compensation; amending s. 733.6171, F.S.; requiring an attorney who accepts certain engagements to obtain a fee disclosure statement signed by the person responsible for administering an estate; requiring such disclosure statement to contain certain statements; deleting provisions relating to the determination of reasonable compensation for attorneys of personal representatives; deleting provisions relating to petitions to increase or decrease compensation for such attorneys; amending s. 736.1007, F.S.; deleting provisions relating to the determination of reasonable compensation for attorneys of trustees; deleting provisions relating to petitions to increase or decrease compensation for such attorneys; amending ss. 733.106 and 736.1005, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Mayfield—

SB 1278—A bill to be entitled An act relating to biosolids management; creating s. 403.0855, F.S.; providing legislative findings and intent; defining the term “biosolids”; requiring the Department of Environmental Protection to adopt rules for biosolids management which meet certain requirements; exempting the rulemaking from specified requirements; providing applicability; providing that certain ordinances, moratoriums, or regulations remain in effect until they are repealed or expire; defining the term “biosolids”; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Rouson—

SB 1280—A bill to be entitled An act relating to controlled substance prescribing; amending s. 456.44, F.S.; revising the definition of the term “acute pain” to exclude pain related to sickle-cell anemia; excluding the treatment of such pain from limitations on the prescription of an opioid drug; providing an effective date.

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

By Senator Thurston—

SB 1282—A bill to be entitled An act relating to wellness examinations; amending s. 381.0056, F.S.; revising the definition of the term “physical examination” to include reference to specified guidelines; amending s. 381.0057, F.S.; specifying that physical examinations are included in support services for purposes of the student support services team program; amending s. 1002.20, F.S.; exempting a child from the adolescent well-care examination upon a parent’s written request stating objections on religious grounds; amending s. 1002.42, F.S.; requiring students of private schools to present a proof of an adolescent well-care examination form; creating s. 1003.221, F.S.; defining the term “adolescent well-care examination”; requiring that district school boards and private school governing authorities require and enforce as a policy that certain children present proof of an adolescent well-care examination each year; requiring district school boards and private school governing authorities to refuse to admit children who fail to present proof of such examination; requiring school boards and private school governing authorities to establish and enforce a policy that allows a student to submit proof of the examination within 30 school days under certain conditions; providing exemptions; requiring the Department of Education, in consultation with the Department of Health, to develop a proof of adolescent well-care examination form to become a part of each student’s permanent record; providing exemptions from the adolescent well-care examination requirement; requiring each public school or private school to follow up with each student until proper documentation is obtained; requiring an authorized juvenile justice official to follow up with each student until proper documentation is obtained; specifying that the child’s parent bears responsibility for com-

pliance with specified adolescent well-care examination requirements; requiring the State Board of Education, in consultation with the Department of Health, to adopt rules; providing an effective date.

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

By Senators Diaz, Rodriguez, and Taddeo—

SB 1284—A bill to be entitled An act relating to the district cost differential; amending s. 1011.62, F.S.; revising the method of calculating the district cost differential used in determining the annual allocation to school districts from the Florida Education Finance Program; requiring the Department of Education to consult with specified individuals and entities during the development of the wage level index; amending s. 213.053, F.S.; conforming provisions to changes made by the act; reenacting ss. 402.22(6), 1002.37(3), 1002.71(3)(b), 1003.52(13)(a), F.S., relating to the education program for students who reside in residential care facilities operated by the Department of Children and Families or the Agency for Persons with Disabilities; the Florida Virtual School; funding and financial and attendance reporting relating to the Voluntary Prekindergarten Education Program; and educational services in Department of Juvenile Justice programs, respectively, to incorporate the amendment made to s. 1011.62, F.S., in references thereto; providing an effective date.

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

By Senator Book—

SB 1286—A bill to be entitled An act relating to the treatment of sexual assault victims; amending s. 395.1021, F.S.; requiring certain licensed facilities to provide to victims of sexual assault information regarding emergency contraception and its availability, if requested; providing a definition; providing an effective date.

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

By Senator Braynon—

SB 1288—A bill to be entitled An act relating to property insurance coverage for explosions; amending s. 624.10, F.S.; defining the term “explosion” for purposes of the Florida Insurance Code; creating s. 627.70105, F.S.; requiring an insurer issuing or renewing a property insurance policy to provide explosion coverage; providing options for exclusions of explosion coverage; providing requirements for such options; providing recordkeeping requirements; providing a presumption; providing applicability; requiring the Financial Services Commission to adopt rules; providing effective dates.

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

By Senator Book—

SB 1290—A bill to be entitled An act relating to clinics that perform abortions; amending s. 390.0111, F.S.; deleting a provision prohibiting state agencies, local governmental entities, and Medicaid managed care plans from expending or paying funds or initiating or renewing contracts under certain circumstances with a certain organization that owns, operates, or is affiliated with a licensed clinic that performs abortions; amending s. 390.012, F.S.; deleting a requirement that the Agency for Health Care Administration inspect an abortion clinic’s patient records when performing licensure inspections; providing an effective date.

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

By Senator Stargel—

SB 1292—A bill to be entitled An act relating to the timely administration of justice; amending s. 26.012, F.S.; providing that certain actions in circuit court must be brought by summary procedure; amending s. 34.01, F.S.; providing that certain actions in county court are governed by summary procedure; amending s. 57.105, F.S.; providing that a certain award of fees or damages must be upheld absent a clear abuse of discretion; providing an effective date.

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

By Senator Perry—

SB 1294—A bill to be entitled An act relating to peer support for first responders; creating s. 125.272, F.S.; providing definitions; prohibiting a person who is not a health care practitioner who provides peer-to-peer support to a first responder from testifying or divulging information under certain circumstances; providing exceptions; creating s. 166.0494, F.S.; providing definitions; prohibiting a person who is not a health care practitioner who provides peer-to-peer support to a first responder from testifying or divulging information under certain circumstances; providing exceptions; providing an effective date.

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

By Senator Diaz—

SB 1296—A bill to be entitled An act relating to the organization and operation of state universities; amending s. 1001.706, F.S.; requiring the Board of Governors to report on the intellectual freedom and viewpoint diversity at each state university; requiring each institution to conduct a certain annual survey of students, faculty, and administrators; requiring the Office of Inspector General to annually verify the accuracy of specified data; requiring the Board of Governors to match certain student information with specified educational and employment records; requiring the Board of Governors to enter into an agreement with the Department of Economic Opportunity for certain purposes; providing requirements for such agreement; amending s. 1001.92, F.S.; revising the state university system performance-based incentive; revising the performance-based metrics to include specific data; authorizing the Board of Governors to approve other metrics; prohibiting the adjustment of such metrics once specified data has been received; requiring the Board of Governors to establish a minimum performance funding eligibility threshold for institutional investments, which must exceed a certain minimum threshold; requiring the use of specified data in establishing initial scores; providing for the scoring of universities by the Board of Governors and the distribution of state investment funds; providing requirements for state universities that do not meet specified requirements relating to the performance funding eligibility thresholds for the state's investment funding; amending s. 1004.28, F.S.; providing that state appropriations transferred to specified entities by state university boards of trustees may only be used for specified purposes; amending s. 1004.335, F.S.; clarifying that the University of South Florida St. Petersburg and the University of South Florida Sarasota/Manatee are branch campuses; deleting obsolete language; amending s. 1004.41, F.S.; requiring the University of Florida Board of Trustees to approve appointments to specified boards of directors and certain subsidiaries and affiliates of Shands Teaching Hospital and Clinics, Inc.; providing that, as of a specified date, state appropriations transferred to certain entities by the University of Florida Board of Trustees may be used only for specified purposes; amending s. 1007.23, F.S.; requiring the statewide articulation agreement to provide for a reverse transfer agreement; providing for an associate degree to be awarded to certain students by Florida College System institutions; providing requirement for state universities; amending s. 1011.90, F.S.; providing requirements for a certain legislative budget request; prohibiting certain ratios relating to student enrollment from growing faster than a specified rate; providing an effective date.

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

By Senator Bracy—

SJR 1298—A joint resolution proposing the creation of Section 28 of Article I of the State Constitution to establish the right of persons over a specified age in this state to possess, use, and cultivate cannabis.

—was referred to the Committees on Health Policy; Innovation, Industry, and Technology; and Rules.

By Senator Benacquisto—

SB 1300—A bill to be entitled An act relating to the Florida ABLE program; repealing s. 11 of chapter 2018-10, Laws of Florida, relating to the scheduled reversion of provisions related to the distribution of funds in an ABLE account upon the death of a designated beneficiary; 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 1302—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 the court makes specified findings; providing an effective date.

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

By Senator Mayfield—

SB 1304—A bill to be entitled An act relating to manufacturers of malt beverages; amending s. 561.221, F.S.; authorizing a manufacturer to transfer to its licensed facility certain malt beverages that are brewed by another manufacturer; exempting certain manufacturers from requirements relating to relations between beer distributors and manufacturers; authorizing certain manufacturers to sell, transport, and deliver certain malt beverages to vendors; providing applicability; requiring certain manufacturers to get written permission from a distributor before making certain deliveries; revising requirements for a licensed vendor to be licensed as a manufacturer of malt beverages; defining the term “barrel”; amending s. 563.022, F.S.; conforming a provision to changes made by the act; authorizing a manufacturer to terminate a contract with a distributor under certain circumstances; amending s. 561.411, F.S.; revising requirements relating to distributors' warehouse inventory and sales; amending s. 561.5101, F.S.; providing an exception to the come-to-rest requirement for certain deliveries made by specified manufacturers; amending s. 561.57, F.S.; deleting a prohibition on manufacturers with a vendor's license making certain deliveries; authorizing certain manufacturers to use certain vehicles when making specified deliveries; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Commerce and Tourism; and Rules.

By Senators Book and Pizzo—

SB 1306—A bill to be entitled An act relating to the Women's Suffrage Centennial Commemoration Committee; creating the committee adjunct to the Department of State; providing for the purpose of the committee; specifying the composition of the committee and requirements of committee members; prescribing duties of the committee in order to ensure a suitable statewide observance of the centennial of women's suffrage; providing for the establishment of a youth working group; requiring the Division of Historical Resources of the department to provide administrative and staff support; providing for expiration of 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.

By Senator Perry—

SB 1308—A bill to be entitled An act relating to pathways to college and career success; creating s. 1004.991, F.S.; requiring the Commissioner of Education to conduct an annual review of career and technical education offerings in the K-12 education system and the Florida College System; providing requirements for the annual review; requiring the commissioner to annually provide a report summarizing the annual review to the Governor and the Legislature; providing requirements for the report; requiring the State Board of Education to adopt rules; amending s. 1007.23, F.S.; requiring the statewide articulation agreement to provide for a reverse transfer agreement; providing requirements for the reverse transfer agreement; amending s. 1007.25, F.S.; requiring state universities to annually notify their students of a specified provision of law; amending s. 1009.26, F.S.; authorizing state universities or Florida College System institutions to waive tuition and fees for students who meet specified requirements; providing an effective date.

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

By Senator Pizzo—

SB 1310—A bill to be entitled An act relating to minors posting firearms on social media; creating s. 790.111, F.S.; prohibiting the posting or publishing of a picture of a firearm, BB gun, air or gas-operated gun, or device displayed to resemble a firearm to social media by a minor; providing criminal penalties; authorizing a court to require certain adults to participate in parenting classes subsequent to a violation; providing for community service programs for violations; providing requirements for such programs; requiring seizure of firearms under certain circumstances; providing construction; providing applicability; amending s. 790.174, F.S.; prohibiting storing a firearm in such a way that a minor obtains access to it without permission and posts a picture of it on social media; providing criminal penalties; amending s. 901.15, F.S.; authorizing warrantless arrest when a law enforcement officer has probable cause to believe that a minor has violated s. 790.111, F.S.; providing an effective date.

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

By Senator Pizzo—

SB 1312—A bill to be entitled An act relating to cannabis; amending s. 893.13, F.S.; providing reduced criminal penalties for distribution or possession of certain amounts of cannabis concentrate or THC in cannabis products or edibles; reenacting ss. 772.12(2)(a) and 893.15, F.S., relating to the Drug Dealer Liability Act and rehabilitation, respectively, to incorporate changes made by the act; providing an effective date.

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

By Senator Pizzo—

SB 1314—A bill to be entitled An act relating to affordable housing tax reductions; amending s. 196.1978, F.S.; defining terms; providing legislative findings; providing a tax reduction to certain entities that provide affordable housing to identified groups; providing criteria for receiving such reduction; providing a formula for determining the amount of the reduction; requiring the taxpayer to submit a covenant for recording that provides specified information; requiring each taxpayer who receives a tax reduction to file an annual report; providing specifications for such report; providing penalties for falsification of reports; requiring specified counties to post certain maps on their websites; requiring the Florida Housing Finance Corporation to adopt specified rules; requiring the taxpayer to pay back taxes, penalties, and

interest under specified circumstances; providing exceptions; providing an effective date.

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

By Senator Brandes—

SB 1316—A bill to be entitled An act relating to civic education; providing a short title; amending s. 1003.4282, F.S.; revising the requirements for a standard high school diploma to include a specified course; providing requirements for such course; creating s. 1003.4321, F.S.; establishing the Florida Seal of Civic Engagement Program; providing the purpose of the program; requiring the State Board of Education to establish criteria for awarding the seal; providing requirements for such criteria; providing duties of the Commissioner of Education and school districts; prohibiting a school district or the Department of Education from charging a fee for the seal; requiring the state board to adopt rules; amending s. 1003.497, F.S.; providing that a nonpartisan civic literacy project may be included in service-learning programs, activities, or policies; creating s. 1003.4971, F.S.; authorizing certain students to complete a nonpartisan civic literacy project; requiring the state board to develop the minimum criteria for such project and a process to confirm completion; providing requirements for such criteria and for nonpartisan civic literacy projects; prohibiting a student from receiving remuneration for specified purposes; authorizing the hours devoted to such project to be used for specified purposes; authorizing a school to integrate a nonpartisan civic literacy project into a service-learning program or activity; requiring the state board to adopt rules; creating s. 1003.632, F.S.; providing a purpose; requiring the state board to annually designate public schools that meet specified criteria as Democracy Schools; requiring the state board to establish the criteria for designation as a Democracy School; providing requirements for such criteria; requiring the state board to adopt rules; amending s. 1007.25, F.S.; providing that earning the Seal of Civic Engagement demonstrates competency in civic literacy for specified purposes; providing membership requirements for a specified faculty committee; amending s. 1008.34, F.S.; revising school grade components to include students who complete a specified course with a grade of “B” or higher; providing a weighted calculation for schools designated as a Democracy School; providing an effective date.

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

By Senator Albritton—

SB 1318—A bill to be entitled An act relating to ad valorem taxation; amending s. 196.031, F.S.; deleting a disqualification from the homestead exemption for persons receiving, but not claiming, certain ad valorem tax exemptions or tax credits in another state; providing an effective date.

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

By Senator Stargel—

SB 1320—A bill to be entitled An act relating to damages recoverable for health care costs; creating s. 768.755, F.S.; defining the terms “allowed amount benchmark” and “charge benchmark”; requiring that certain evidence of the usual and customary rates for health care services, procedures, or equipment be introduced at trial under specified circumstances in personal injury or wrongful death actions for certain claims of damages; providing requirements for certain organizations that maintain a benchmarking database; providing applicability; providing a directive to the Division of Law Revision; providing an effective date.

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

By Senator Brandes—

SB 1322—A bill to be entitled An act relating to the availability of marijuana for medical use; amending s. 381.986, F.S.; redefining the term “medical use” to include the possession, use, or administration of marijuana in a form for smoking; conforming a provision to changes made by the act; revising provisions related to the licensure of and functions of medical marijuana treatment centers (MMTCs); requiring the Department of Health to adopt by rule certain operating standards and procedures; requiring the department to adopt by rule a certain MMTC registration form; specifying registration requirements, including the submission of a specified performance and compliance bond that may be forfeited for failure to comply with certain provisions; requiring an applicant for an MMTC to submit registration forms for certain principals, employees, and contractors listed on the application; prohibiting the department from registering an applicant as an MMTC until such principals, employees, and contractors are registered and issued MMTC employee identification cards; providing for expiration of an MMTC registration; specifying that a registered MMTC must obtain separate operating licenses for the cultivation, processing, dispensing, and transportation of marijuana; specifying application requirements for an MMTC to obtain cultivation licenses and processing licenses; providing for the expiration of and renewal of such licenses; specifying that an MMTC facility must obtain a facility permit before cultivating or processing marijuana; authorizing an MMTC licensed to cultivate or process marijuana to use contractors to assist with the cultivation and with the processing of marijuana under certain conditions; providing for the destruction of marijuana byproducts within a specified timeframe after their production; providing requirements for the cultivation and for the processing of marijuana; removing the requirement that each MMTC produce and make available for purchase at least one low-THC cannabis product; removing tetrahydrocannabinol limits for edibles; requiring a licensed processing MMTC to test marijuana before it is sold or dispensed; providing marijuana packaging requirements; providing application requirements for an MMTC to obtain a retail license; providing for the expiration of and renewal of such licenses; requiring an MMTC to obtain a facility permit before dispensing and before storing marijuana; prohibiting onsite consumption of or administration of marijuana at a dispensary facility; providing requirements for the dispensing of marijuana; deleting a provision prohibiting an MMTC from dispensing or selling specified products; providing application requirements for an MMTC to obtain a transportation license; providing marijuana transportation requirements; providing a process for the issuance and cancellation of vehicle permits; requiring that each permitted vehicle be GPS-monitored; specifying that a permitted vehicle is subject to inspection and search without a search warrant by specified persons when transporting marijuana; authorizing an MMTC licensed to transport marijuana and marijuana delivery devices to deliver or contract for the delivery of marijuana to other MMTCs and to qualified patients and caregivers within this state; requiring a person delivering marijuana and a marijuana delivery device to a qualified patient or his or her caregiver to verify the identity of the qualified patient; establishing that a county or municipality may not prohibit deliveries of marijuana to qualified patients and caregivers within the county or municipality; requiring the department to adopt certain rules for the delivery of marijuana; providing for the permitting of cultivation, processing, dispensary, and storage facilities; requiring the department to adopt by rule a facility permit application form; requiring the department to issue or deny a facility permit within a specified timeframe; providing for the expiration of facility permits; requiring the department to inspect a facility for compliance before the renewal of a facility permit; requiring an MMTC to cease applicable operations if a facility’s permit expires or is revoked; requiring cultivation facilities and processing facilities to be insured with specified hazard and liability insurance; providing cultivation facility and processing facility requirements; preempting to the state all matters regarding the permitting and regulation of cultivation facilities and processing facilities; requiring dispensary facilities and storage facilities to be insured with specified hazard and liability insurance; providing dispensary facility and storage facility requirements; clarifying that a county or a municipality may prohibit a dispensary facility from being located in its jurisdiction, but may not prohibit a licensed retail MMTC or its permitted storage facility from being located in such county’s or municipality’s jurisdiction if the MMTC is delivering marijuana to qualifying patients; prohibiting the department from issuing a facility permit for a dispensary facility in a county or municipality that adopts a certain ordinance; authorizing a county or municipality to levy a local tax on a dispensary facility; au-

thorizing the department to adopt specified requirements by rule; requiring the department to adopt rules to administer the registration of certain MMTC principals, employees, and contractors by a specified date; requiring an MMTC to apply to the department for the registration of certain persons before hiring or contracting with any such person; requiring the department to adopt by rule a registration form that includes specified information; requiring the department to register persons who meet specified conditions and issue MMTC employee identification cards; requiring a registered person and the MMTC to update the department within a specified timeframe if the person’s employment status changes; authorizing the department to contract with vendors to issue MMTC employee identification cards; requiring the department to inspect an MMTC and its facilities upon a complaint and to biennially inspect each permitted facility; authorizing the department to conduct additional inspections of a facility; conforming a provision to changes made by the act; establishing that each MMTC licensed by the department before a specified date may continue operations under s. 381.986, F.S. (2018), and any rules adopted thereunder until the department is able to register MMTCs and to issue operational licenses and facility permits under this act; requiring the department to register such licensed MMTC and issue it cultivation, processing, retail, and transportation licenses and the appropriate facility and vehicle permits as soon as practicable; providing for the expiration of such registration, operating licenses, and facility permits; providing an effective date.

—was referred to the Committees on Health Policy; Innovation, Industry, and Technology; and Rules.

By Senator Brandes—

SB 1324—A bill to be entitled An act relating to fees; amending s. 381.986, F.S.; authorizing the Department of Health to require the payment of specified fees relating to the registration of and the operating licenses, facility permits, and vehicle permits for medical marijuana treatment centers (MMTCs); authorizing the department to refuse to issue or renew an operating license or facility permit of an MMTC that has failed to pay an application or renewal fee; authorizing the department to charge a specified fee for issuing and annually renewing an MMTC employee identification card; providing a contingent effective date.

—was referred to the Committees on Health Policy; Innovation, Industry, and Technology; and Rules.

By Senator Powell—

SB 1326—A bill to be entitled An act relating to incarcerated women with newborn children; amending ss. 944.24 and 951.175, F.S.; requiring certain women inmates within the state and county correctional systems who have newborn children to be allowed specified visitation and physical touch privileges with their newborn children; prohibiting such inmates from being relocated during the term of their imprisonment except under certain circumstances; amending s. 944.09, F.S.; authorizing the Department of Corrections to adopt rules relating to the visiting hours and privileges of such inmates; amending s. 944.611, F.S.; providing legislative intent regarding the location of such inmates for the term of their imprisonment; amending s. 951.23, F.S.; requiring sheriffs and chief correctional officers to adopt model standards relating to such inmates; deleting obsolete language; providing an effective date.

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

By Senator Albritton—

SB 1328—A bill to be entitled An act relating to reciprocity for the medical use of marijuana; providing that a qualified patient identification card or a caregiver identification card, or either’s equivalent, issued by another state, by a United States territory, or by the District of Columbia, has the same force and effect as a medical marijuana use registry identification card issued by the Department of Health; requiring the department to enter a certain out-of-state physician certification, or its equivalent, into the medical marijuana use registry for

the nonresident qualified patient or caregiver; providing an effective date.

—was referred to the Committees on Health Policy; Innovation, Industry, and Technology; and Appropriations.

By Senator Cruz—

SB 1330—A bill to be entitled An act relating to public notification of pollution; amending s. 403.077, F.S.; defining the term “local governmental entity”; redefining the term “reportable pollution release”; requiring the Department of Environmental Protection to publish certain notices received from the Department of Health or a governmental entity on a website accessible to the public; requiring the department to provide a written notice to certain homeowners via the United States Postal Service; requiring the Department of Health or a local governmental entity to notify the owner or operator of an installation and the department of certain releases or discharges within a specified time-frame; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Community Affairs; and Rules.

By Senator Cruz—

SB 1332—A bill to be entitled An act relating to a notice of tobacco smoking policy on rental premises; creating s. 83.491, F.S.; requiring certain persons to provide written notice of the tobacco smoking policy to a tenant or potential tenant that includes certain information before entering into a rental agreement; requiring such persons to obtain written acknowledgment of receipt of the notice before entering into a rental agreement; providing an effective date.

—was referred to the Committees on Judiciary; Innovation, Industry, and Technology; and Rules.

By Senator Brandes—

SB 1334—A bill to be entitled An act relating to criminal justice; creating s. 562.112, F.S.; prohibiting the arrest, charge, prosecution, or penalization 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-related overdose; providing requirements for that person; prohibiting the arrest, charge, or prosecution of or imposition of penalties on, under specified provisions, a person who experiences, or has a good faith belief that he or she is experiencing, an alcohol-related overdose; prohibiting the protection from arrest, charge, prosecution, or the imposition of penalties for certain offenses from being grounds for suppression of evidence in other criminal prosecutions; amending s. 812.014, F.S.; increasing threshold amounts for certain theft offenses; revising the list of items the theft of which constitutes theft of the third degree; providing that the value of taken property is based on fair market value at the time of the taking; requiring the Office of Program Policy Analysis and Government Accountability (OPPAGA) to conduct a study of the threshold amounts every 5 years; providing the scope of the study; requiring OPPAGA to include options, if appropriate; requiring OPPAGA to consult with the Office of Economic and Demographic Research and other interested entities; requiring OPPAGA to submit a report to the Governor and the Legislature by a specified date at certain intervals; amending s. 812.015, F.S.; defining the term “value”; increasing threshold amounts for a certain theft offense; revising the circumstances under which an offense of retail theft constitutes a felony of the second degree; requiring OPPAGA to conduct a study of the threshold amounts every 5 years; providing the scope of the study; requiring OPPAGA to include options, if appropriate; requiring OPPAGA to consult with the Office of Economic and Demographic Research and other interested entities; requiring OPPAGA to submit a report to the Governor and the Legislature by a specified date at certain intervals; amending s. 893.13, F.S.; 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; reducing the distance applicable to certain controlled substance offenses committed within certain drug-free zones; amending s. 893.135, F.S.; defining the term “dosage unit”; providing applicability; prohibiting the sale, purchase, delivery, bringing into this

state, or actual or constructive possession of specified amounts of dosage units of certain controlled substances; providing criminal penalties; creating the offense of “trafficking in pharmaceuticals”; 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; amending s. 893.21, F.S.; prohibiting the arrest, charge, prosecution, or penalization under specified provisions of a person acting in good faith who seeks medical assistance for an individual experiencing, or believed to be experiencing, a drug-related overdose; prohibiting the arrest, charge, prosecution, or penalization under specified provisions of a person who experiences, or has a good faith belief that he or she is experiencing, 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 an individual experiencing, or believed to be experiencing, a drug-related overdose; prohibiting the protection from arrest, charge, prosecution, or the imposition of penalties for certain offenses from being grounds for suppression of evidence in other criminal prosecutions; creating s. 907.042, F.S.; providing legislative findings; authorizing each county to establish a supervised bond program with the concurrence of the chief judge of the judicial circuit, the county’s chief correctional officer, the state attorney, and the public defender; providing an exception for a county that has already established and implemented a supervised bond program that uses a risk assessment instrument; providing minimum program requirements; requiring each county that establishes a supervised bond program to have the risk assessment instrument validated by the Department of Corrections; requiring each county that establishes a supervised bond program to submit an annual report by a certain date to OPPAGA; requiring OPPAGA to compile such reports and include such information in a specified report sent to the Legislature; authorizing the department to adopt rules; creating s. 907.0421, F.S.; providing legislative findings; authorizing the chief judge of each circuit, with the concurrence of the county’s chief correctional officer, the state attorney, and the public defender, to enter an administrative order for the use of a risk assessment instrument in pretrial release determinations; requiring the risk assessment instrument results to be used as supplemental factors for the court’s evaluation of appropriate pretrial release conditions; requiring the court to impose the least restrictive conditions necessary to reasonably ensure the defendant’s appearance at subsequent hearings; providing that a court retains sole discretion to determine the appropriateness of pretrial release and any necessary pretrial release conditions; requiring a circuit that uses a risk assessment instrument to have the instrument validated by the department; authorizing the circuit to implement the risk assessment instrument immediately after validation and completion of training of all local staff who will administer the risk assessment instrument; requiring each circuit that enters an administrative order to use risk assessment instruments in pretrial release determinations to submit an annual report by a certain date to OPPAGA; requiring OPPAGA to compile the reports and include such information in a specified report sent to the Legislature; authorizing the department to adopt rules; amending s. 945.091, F.S.; authorizing the department to extend the limits of the place 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 probation officer to arrest such an inmate without a warrant in accordance with specified authority; requiring a law enforcement officer to report alleged violations to a supervising probation office or to the department’s emergency action center 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 a certain percent of the sentence imposed; prohibiting such inmates from being counted in the population of the prison system and their approved community-based housing location from being counted in the capacity figures for the prison system; amending s. 947.005, F.S.; defining the term “conditional medical release”; amending s. 947.149, F.S.; defining the term “inmate with a debilitating illness”; redefining the term “terminally ill inmate”; expanding eligibility for conditional medical release to include inmates with debilitating illnesses; amending s. 893.03, F.S.; conforming a cross-reference; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; conforming a cross-reference; reenacting ss. 95.18(10),

400.9935(3), 409.910(17)(g), 489.126(4), 550.6305(10), 627.743(2), 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), 932.701(2)(a), 943.051(3)(b), 985.11(1)(b), and 985.557(1)(a) and (2)(c), F.S., relating to adverse possession without color of title; clinic responsibilities; responsibility for payments on behalf of Medicaid-eligible persons when other parties are liable; moneys received by contractors; intertrack wagering; payment of third-party claims; diversion or appropriation of certain funds received by sales representatives; diversion or appropriation of certain funds received by sales representatives; penalties for certain violations; diversion or appropriation of certain funds received by 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; the definition of the term “contraband article”; fingerprinting of certain minors; fingerprinting and photographing of certain children; and discretionary and mandatory criteria for the direct filing of an information, respectively, to incorporate the amendment made to s. 812.014, F.S., in references thereto; reenacting s. 538.09(5), F.S., relating to the registration of a secondhand dealer, to incorporate the amendment made to s. 812.015, F.S., in a reference thereto; reenacting ss. 538.23(2) and 812.0155(2), F.S., relating to secondary metals recycler violations and penalties and suspension of driver license following an adjudication of guilt for theft, respectively, to incorporate the amendments made to ss. 812.014 and 812.015, F.S., in references thereto; reenacting ss. 397.4073(6), 414.095(1), 772.12(2), 775.087(2)(a) and (3)(a), 782.04(1)(a), (3), and (4), 810.02(3), 812.014(2)(c), 893.13(8)(d), 893.135(1) and (2), 900.05(3)(e), 903.133, 907.041(4)(c), and 921.0024(1)(b), F.S., relating to background checks of service provider personnel; the determination of eligibility for temporary cash assistance; the Drug Dealer Liability Act; felony reclassification of the possession or use of a weapon in an aggravated battery; murder; burglary; theft; prohibited acts that relate to the prescription of controlled substances; ownership, lease, rental, or possession for trafficking in or manufacturing controlled substances; criminal justice data collection; the prohibition of bail on appeal for certain felony convictions; pretrial detention and release; the scoresheet worksheet key for computation in the Criminal Punishment Code, respectively, to incorporate the amendment made to s. 893.135, F.S., in references thereto; reenacting ss. 944.516(2), 945.092, and 946.503(2), F.S., relating to money or other property received for personal use or benefit of inmate, deposit, disposition of unclaimed trust funds; limits on work-release and minimum security custody for persons who have committed the crime of escape; and definitions to be used with respect to correctional work programs, respectively, to incorporate the amendment made to s. 945.091, F.S., in references thereto; reenacting ss. 316.1935(6), 775.084(4)(k), 784.07(3), 790.235(1), 794.0115(7), 893.135(1)(b), (c), and (g) and (3), 944.605(7)(b), 944.70(1)(b), 947.13(1)(h), and 947.141(1), (2), and (7), F.S., all relating to eligibility for conditional medical release under s. 947.149, F.S., to incorporate the amendment made to s. 947.149, F.S., in references thereto; reenacting s. 373.6055(3)(c), relating to criminal history checks of certain water management district employees and others, to incorporate the amendments made to ss. 812.014 and 893.135, in references thereto; reenacting ss. 775.087(2)(a) and (b) and (3)(a) and (b) and 921.0024(1)(b) and (2), relating to felony reclassification of aggravated battery with possession or use of a weapon and the Criminal Punishment Code worksheet key computations, respectively, to incorporate the amendments made to ss. 893.135 and 947.149, F.S., in references thereto; providing effective dates.

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

SR 1336—Not introduced.

By Senator Rodriguez—

SB 1338—A bill to be entitled An act relating to guardianship; amending s. 744.1097, F.S.; applying provisions relating to the determination of venue in proceedings for the appointment of a guardian to minors; amending s. 744.331, F.S.; requiring that a court dismiss a petition for determination of incapacity if all members of the examining

committee conclude that the person is not incapacitated, unless a certain motion is filed within a specified period; providing requirements for such motion; requiring the court to rule on the motion as soon as practicable; authorizing the court to impose sanctions under certain circumstances; amending s. 744.3701, F.S.; making technical revisions; providing for retroactive application; providing an effective date.

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

By Senator Cruz—

SB 1340—A bill to be entitled An act relating to water pollution operation permits; amending s. 369.20, F.S.; removing the exemption from the requirement to obtain a water pollution permit for the application of herbicides to state waters; defining the term “herbicide”; amending s. 403.088, F.S.; requiring certain pesticide management plans for water pollution operation permits; defining the term “multi-modal biological control”; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Stargel—

SB 1342—A bill to be entitled An act relating to postsecondary education for secondary students; amending s. 1007.271, F.S.; requiring, rather than authorizing, instructional materials to be made available to certain dual enrollment students free of charge; prohibiting certain costs associated with a private school student who is enrolled in a dual enrollment course from being passed along to the student’s school; amending s. 1007.273, F.S.; defining the term “early college program”; providing additional options for students participating in an early college program; revising the requirements for an early college program; authorizing certain private school and home education students to enroll in an early college program; prohibiting certain entities from limiting the number of students who may participate in an early college program; revising early college program contract and student performance contract requirements; requiring each district school board to annually notify students in certain grades of specified information about the early college program; authorizing a charter school to establish an early college program; providing that certain students and schools are not responsible for specified costs; providing that students who meet certain requirements generate a full-time equivalent bonus; providing requirements for such bonuses; requiring a district school superintendent to annually report to the Commissioner of Education certain information relating to the early college program; requiring the commissioner to annually submit a report to the Governor and the Legislature; providing an effective date.

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

By Senator Cruz—

SB 1344—A bill to be entitled An act relating to statewide environmental resource permitting rules; amending s. 373.4131, F.S.; clarifying the duty of the Department of Environmental Protection to adopt, in coordination with the water management districts, specified statewide environmental resource permitting rules; directing the water management districts, with department oversight, to adopt rules for specified design and performance standards relating to new development and redevelopment projects; directing the department to incorporate such rules by reference for use within the geographic jurisdiction of each water management district and to amend such rules into the applicant’s handbook; providing a rebuttable presumption that certain stormwater management systems do not cause or contribute to violations of applicable state water quality standards; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Gruters—

SB 1346—A bill to be entitled An act relating to public records; creating s. 420.6231, F.S.; defining terms; creating an exemption from public records requirements for individual identifying information contained in certain homelessness counts and databases; providing for retroactive application of the exemption; providing for future legislative review and repeal of the exemption; providing construction; providing a statement of public necessity; providing a directive to the Division of Law Revision; providing an effective date.

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

By Senator Gruters—

SB 1348—A bill to be entitled An act relating to the Health Innovation Commission; creating s. 381.995, F.S.; creating the Health Innovation Commission within the Agency for Health Care Administration; specifying the purpose of the commission; providing for membership, meetings, and duties of the commission; providing requirements for proposals for innovative improvements to the health care delivery system and requests for exemptions from specified laws or rules; requiring the commission to review such proposals with the assistance of relevant state agencies, if needed; requiring the commission to provide its findings and decision to the applicant within a specified timeframe; providing limitations on such exemptions; requiring the agency to submit an annual report of the commission's activities to the Governor and Legislature by a specified date; providing rulemaking authority; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Health Policy; and Appropriations.

By Senator Hutson—

SB 1350—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., relating to the Public Bid Disclosure Act; 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; providing purpose; 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 to be 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; declaring that the act fulfills an important state interest; providing an effective date.

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

By Senator Rodriguez—

SB 1352—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; reducing over time the amount of tip credit an em-

ployer may claim; prohibiting an employer from claiming a tip credit beginning on a specified date; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Innovation, Industry, and Technology; and Rules.

By Senator Rodriguez—

SB 1354—A bill to be entitled An act relating to the Sunshine Scholarship Program; creating s. 1009.895, F.S.; establishing the Sunshine Scholarship Program for specified purposes; requiring the Department of Education to administer the program; defining the term “eligible postsecondary institution”; requiring certain financial aid to be credited to a student's tuition and fees before award of a Sunshine Scholarship; providing student eligibility requirements; defining the term “full-time student”; requiring a student to repay the scholarship amount under certain circumstances; providing that the program applies only to a student's tuition and fees; providing that the award of such scholarship is contingent on the appropriation of funds by the Legislature; requiring the department to adopt rules; providing an effective date.

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

By Senator Diaz—

SB 1356—A bill to be entitled An act relating to construction materials mining activities; amending s. 552.30, F.S.; requiring that the statewide ground vibration limits established by the State Fire Marshal be based on frequency and particle velocity; requiring the State Fire Marshal to establish certain regulations relating to blasting operations conducted in connection with construction materials mining activities; requiring persons permitted by the State Fire Marshal to submit written notification relating to construction materials mining activities to certain counties and municipalities; requiring the State Fire Marshal to create a form for complaint reports regarding blasting operations conducted in connection with construction materials mining activities; requiring that complaint reports be submitted to the State Fire Marshal and include certain information; providing requirements relating to training and continuing education for persons engaged in construction materials mining activities; requiring that certain mining permits issued on or after a specified date be issued for a period of 5 years; requiring the State Fire Marshal to suspend mining permits issued on or after a specified date under certain circumstances; requiring the State Fire Marshal to conduct or contract for a report on the feasibility of conducting a specified study; requiring the State Fire Marshal to submit a report to the Legislature by a specified date; requiring that the report contain certain information; providing an effective date.

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

By Senator Rodriguez—

SB 1358—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; making technical changes; 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 circum-

stances; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Gruters—

SB 1360—A bill to be entitled An act relating to alternative treatments to controlled substances; amending s. 456.44, F.S.; requiring a practitioner who prescribes controlled substances to recommend specified alternative treatments for chronic nonmalignant pain before prescribing a controlled substance to a patient; requiring a licensed massage therapist to maintain certain treatment records and submit them to the referring practitioner; clarifying that a practitioner who prescribes controlled substances may simultaneously prescribe a controlled substance and refer a patient to alternative treatment providers for chronic nonmalignant pain; directing applicable boards to adopt rules establishing guidelines for alternative treatments for acute pain; amending s. 627.413, F.S.; requiring certain insurance policies to provide coverage for a minimum number of visits to alternative treatment providers for the treatment of chronic nonmalignant pain under certain conditions; providing an exception; providing restrictions on deductibles, co-insurances, and co-pays required for alternative treatment; providing an effective date.

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

By Senator Gruters—

SB 1362—A bill to be entitled An act relating to community associations; amending s. 627.714, F.S.; prohibiting subrogation rights against a condominium association under certain circumstances; amending s. 712.05, F.S.; providing for the preservation and protection of a governing document; revising requirements for the preservation and protection of certain association documents; amending s. 718.110, F.S.; providing that certain condominium documents may be amended if certain conditions are met; amending s. 718.111, F.S.; specifying that certain improvements are considered approved improvements under certain circumstances; requiring certain records to be maintained for a specified time; providing that certain records are not official association records; prohibiting certain rules related to inspection of records; amending s. 718.112, F.S.; authorizing an association to charge certain costs; deleting a prohibition against employing or contracting with certain service providers; amending s. 718.116, F.S.; providing requirements for enforcing a lien under certain circumstances; amending s. 718.128, F.S.; revising requirements relating to the authorization of online voting; amending s. 718.303, F.S.; revising requirements for collecting certain fines; requiring notice of approved fines to certain persons; amending s. 719.104, F.S.; providing that certain records are not official association records; prohibiting certain rules related to inspection of records; amending s. 719.129, F.S.; revising requirements relating to the authorization of online voting; amending s. 720.303, F.S.; authorizing an association to adopt procedures for providing electronic meeting notices; requiring certain records to be maintained for a specified time; providing that certain records are not official association records; amending s. 720.3033, F.S.; revising requirements for the approval of certain contracts and transactions; amending s. 720.305, F.S.; deleting the requirement that certain persons comply with association rules; authorizing an association to levy, and collect assessments for, certain fines; requiring certain notice to be provided to specified persons; amending s. 720.306, F.S.; revising requirements relating to the amendment of governing documents, declarations, articles of incorporation, or bylaws of an association; requiring certain notices to be mailed to specified addresses; amending s. 720.3085, F.S.; providing requirements for enforcing a lien under certain circumstances; amending s. 720.317, F.S.; revising requirements relating to the authorization of online voting; amending s. 720.404, F.S.; revising the requirements for parcel owners to revive a declaration of covenants; amending s. 720.405, F.S.; specifying requirements for providing certain documents to parcel owners; revising the requirements for approving a revived declaration of covenants; amending s. 720.406, F.S.; requiring a copy of certain documents to be provided to the Department of Economic Opportunity in a certain manner; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Community Affairs; and Rules.

By Senator Gruters—

SB 1364—A bill to be entitled An act relating to comprehensive emergency management planning for assisted living facilities; amending s. 429.41, F.S.; removing provisions related to standards for the preparation and annual update of comprehensive emergency management plans for assisted living facilities for the purpose of revising and relocating the provisions; creating s. 429.43, F.S.; providing legislative intent; preempting the regulation of comprehensive emergency management planning for assisted living facilities to the state; requiring a facility to submit a comprehensive emergency management plan to the county emergency management agency before the facility may be issued a license; requiring a new licensee to submit an emergency management plan within a specified timeframe when ownership of a licensed facility is transferred; requiring the county emergency management agency to annually review the facility plan; requiring the review to be completed within a specified timeframe; requiring the county emergency management agency to approve the plan or advise the facility of required corrections; requiring documentation of any such corrections to be submitted within a specified timeframe; specifying that a county emergency management agency is the final administrative authority for comprehensive emergency management plans prepared by assisted living facilities; requiring a plan to include specified information and provisions, including the acquisition by a specified date of an alternate power source and a fuel supply sufficient to operate the alternate power source; providing for evacuation and offsite sheltering or use of an alternate power source in a declared state of emergency before such date; requiring the facility to submit proof of approval of the plan and a certain consumer-friendly summary to the Agency for Health Care Administration within a specified timeframe; requiring the plan to be available for review upon request by the agency, the Division of Emergency Management, and facility residents and their representatives; requiring the facility to cooperate with the agency, the division, and the county emergency management agency to relocate residents displaced by the emergency event under certain circumstances; authorizing the agency, in consultation with the division, to adopt rules to implement provisions relating to comprehensive emergency management planning; providing an effective date.

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

By Senator Baxley—

SB 1366—A bill to be entitled An act relating to education; amending s. 1003.4282, F.S.; revising science credits required for a standard high school diploma; amending s. 1007.2616, F.S.; authorizing school districts and consortiums of school districts to apply to the Department of Education for funding for professional development for classroom teachers to provide instruction in computer science courses and content; deleting a provision providing that one credit in computer science and the earning of related industry certifications constitutes the equivalent of up to one credit of the science requirement for high school graduation; amending s. 1008.44, F.S.; expanding the number of CAPE Digital Tool certificates relating to certain areas which the department must annually identify and the Commissioner of Education may recommend; reenacting ss. 1002.20(8), 1002.3105(5), 1003.4281(1), 1003.4285(1), 1003.49(1), 1004.935(1)(c), 1006.15(3)(a), 1007.271(2) and (9), 1008.25(2)(f), 1009.531(1)(b), and 1009.893(4), F.S., relating to Academically Challenging Curriculum to Enhance Learning (ACCEL) options; K-12 student and parent rights; early high school graduation; standard high school diploma designations; graduation and promotion requirements for publicly operated schools; the Adults with Disabilities Workforce Education Program; student standards for participation in interscholastic and intrascholastic extracurricular student activities and related regulations; dual enrollment programs; public school student progression, student support, and reporting requirements; Florida Bright Futures Scholarship Program and student eligibility requirements for initial awards; and the Benacquisto Scholarship Program, respectively, to incorporate the amendment made to s. 1003.4282, F.S., in references thereto; providing an effective date.

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

By Senators Simpson and Benacquisto—

SB 1368—A bill to be entitled An act relating to fleet vehicle rebate programs; creating s. 377.813, F.S.; creating an electric and hybrid fleet vehicle rebate program within the Department of Agriculture and Consumer Services; providing the purpose of the program; defining terms; requiring the department to award rebates for the program; providing an application process; requiring the department to adopt rules by a specified date; requiring the department to determine and publish certain information regarding the availability of funds on its website; requiring the department to provide an annual assessment of the program to the Governor, the Legislature, and the Office of Program Policy Analysis and Government Accountability; providing appropriations; providing an effective date.

—was referred to the Committees on Agriculture; Infrastructure and Security; and Appropriations.

By Senator Farmer—

SB 1370—A bill to be entitled An act relating to medically essential electric utility service; amending s. 366.11, F.S.; specifying that certain utilities are not exempt from providing medically essential electric 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 service and service disconnection; providing certification requirements for customers; specifying duties of electric utilities; revising penalties for falsification of such certification; creating s. 456.45, F.S.; requiring certain health care practitioners to inform certain patients of such certification process; requiring such practitioners to provide patients with completed medical certifications and document the certification; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Health Policy; and Rules.

By Senator Rodriguez—

SB 1372—A bill to be entitled An act relating to renewable energy standards; amending s. 366.92, F.S.; defining the terms “renewable energy credit” and “renewable portfolio standard”; requiring the Public Service Commission to adopt rules for a renewable portfolio standard; requiring the commission to present a draft rule to the Legislature for consideration by a specified date; requiring providers to submit annual progress reports to the commission after such rule has been adopted; providing requirements for the reports; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Governmental Oversight and Accountability; and Rules.

By Senator Rouson—

SB 1374—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 State 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 review and process 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 by a certain date; providing an effective date.

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

By Senator Gruters—

SB 1376—A bill to be entitled An act relating to specialty license plates; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Knights of Columbus license plate; providing for the distribution and use of fees collected from the sale of such plates; providing a contingent effective date.

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

By Senator Gruters—

SB 1378—A bill to be entitled An act relating to fees; amending s. 320.08056, F.S.; creating a fee for a certain specialty license plate; providing a contingent effective date.

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

By Senator Perry—

SB 1380—A bill to be entitled An act relating to the Gardiner Scholarship; amending s. 1002.385, F.S., and reenacting subsection (18), relating to the Gardiner Scholarship; revising eligibility requirements for the Gardiner Scholarship Program; providing that scholarship funds may be spent for tuition and fees associated with programs relating to art, music, or theatre; revising requirements relating to compliance statements required for program participation; requiring the Department of Education to implement a certain system; providing an effective date.

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

By Senator Gibson—

SB 1382—A bill to be entitled An act relating to quorum requirements for homeowners’ associations; amending s. 720.306, F.S.; revising the quorum requirements for meetings of homeowners’ associations; providing an effective date.

—was referred to the Committees on Community Affairs; Innovation, Industry, and Technology; and Rules.

By Senator Gibson—

SB 1384—A bill to be entitled An act relating to the Urban and Inner-City Crime and Gun Violence Prevention Commission; providing a short title; providing legislative findings; creating the Urban and Inner-City Crime and Gun Violence Commission; providing for membership; providing for staff support; providing requirements for meetings; providing that members are entitled to certain reimbursements; specifying the duties of the commission; providing for powers of the commission; requiring the executive director of the Department of Law Enforcement to issue subpoenas to aid the commission in specified ways; authorizing the commission to seek assistance from state agencies; authorizing the commission to access certain confidential and exempt information or records; providing requirements for such access; requiring reports; providing for sunset of the commission and repeal of provisions; providing an appropriation; providing an effective date.

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

By Senators Rodriguez, Powell, and Braynon—

SB 1386—A bill to be entitled An act relating to elections; amending s. 101.048, F.S.; revising the deadline by which a person who casts a provisional ballot must submit any written evidence that supports his or her eligibility to vote; amending s. 101.151, F.S.; revising requirements for Department of State rules governing uniform ballot layout; creating s. 101.201, F.S.; requiring the supervisor of elections to provide an option to allow electors to receive certain notices by electronic delivery; amending s. 101.6104, F.S.; authorizing an elector to file a challenge with the county canvassing board if his or her ballot is rejected due to a signature discrepancy; amending s. 101.65, F.S.; revising instructions for vote-by-mail ballots, to conform; amending s. 101.657, F.S.; clarifying that ballots cast during the early voting period may be canvassed and processed during such period; revising the period for which the supervisor must provide early voting; amending s. 101.67, F.S.; revising the deadline for receiving vote-by-mail ballots; amending s. 101.68, F.S.; requiring the supervisor of elections to immediately compare a voter's signature on a vote-by-mail ballot with registration records, upon receipt; modifying procedures regarding notifications of vote-by-mail ballot defects; revising the deadline for submitting a vote-by-mail cure affidavit; modifying the cure affidavit instructions, to conform; requiring the Division of Elections to develop uniform guidelines regarding certain procedures; creating s. 101.681, F.S.; requiring the division to develop a training curriculum to provide standardization of signature verification practices relating to canvassing; requiring persons who verify signatures to complete the training before making determinations regarding signature validity; amending s. 101.6923, F.S.; revising special vote-by-mail ballot instructions for certain first-time voters, to conform; amending s. 101.6952, F.S.; modifying timeframes regarding the canvassing of federal write-in absentee ballots, to conform; amending s. 102.111, F.S.; revising the date of certification of the primary election by the Elections Canvassing Commission; adding an additional meeting of the commission for certification of any general election races with pending recounts; amending s. 102.112, F.S.; revising deadlines for submission of county returns to the department; amending s. 102.141, F.S.; adding an exception to the deadline for filing returns for any general election races with pending recounts; amending s. 102.166, F.S.; revising certification requirements for voting systems to require functionality for the simultaneous sorting and counting of overvotes and undervotes; amending s. 99.063, F.S.; modifying the deadline for designation of Lieutenant Governor candidates to conform to the new primary certification date; providing an effective date.

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

By Senator Cruz—

SB 1388—A bill to be entitled An act relating to college and career educational pathways; creating s. 446.093, F.S.; establishing the Task Force on Apprenticeship Expansion adjunct to the Department of Economic Opportunity; providing definitions; specifying the duties of the task force; providing for the composition and meetings of the task force; requiring the Department of Economic Opportunity 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 termination of the task force; amending s. 464.008, F.S.; authorizing certain persons to take the nursing licensure examination before the Department of Health receives certain documentation for licensure; requiring such persons to complete specified requirements before they are entitled to licensure as a registered nurse or licensed practical nurse; amending s. 464.203, F.S.; authorizing certain persons to take the nursing assistant competency examination before the Board of Nursing receives certain documentation for certification; requiring such persons to complete specified requirements before they are entitled to certification as a certified nursing assistant; amending s. 1008.34, F.S.; requiring the percentage of students engaged in an apprenticeship or preapprenticeship program to be used in determining a school's grade; amending s. 1011.62, F.S.; providing a specified value to be used in the calculation of full-time equivalent student membership for students who fulfill certain requirements; amending ss. 446.011, 446.021, 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; Health Policy; and Appropriations.

By Senator Torres—

SB 1390—A bill to be entitled An act relating to rent control measures; amending ss. 125.0103 and 166.043, F.S.; deleting provisions that require local governmental measures that impose rent controls to expire within a specified period unless extended or renewed in accordance with specified requirements; providing an effective date.

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

By Senator Gainer—

SB 1392—A bill to be entitled An act relating to insurance proceeds held by mortgagees or assignees; amending s. 494.0026, F.S.; providing that an insured or a borrower is entitled to any accrued interest on certain insurance proceeds held by the mortgagee or assignee in a segregated account; specifying when such interest is payable; requiring mortgage lenders to issue an annual statement of the account to the insured or borrower; specifying requirements and procedures for, and authorized actions of, mortgagees and assignees in disbursing insurance proceeds to insureds; providing an effective date.

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

By Senator Torres—

SB 1394—A bill to be entitled An act relating to the entertainment industry financial incentive program; reviving, readopting, and amending s. 288.1254, F.S., relating to the entertainment industry financial incentive program; deleting terms; revising the purpose of the entertainment industry financial incentive program; revising the application process for the program; revising the certification process for tax credit awards under the program; requiring that the names of certain cities, towns, and counties be included in certain credits; revising the process for determining the priority of a qualified production for tax credit awards; revising the eligibility requirements for a tax credit award and the amount of tax credits that may be awarded; revising the date on which or after which a certified production company or certain persons may relinquish tax credits; revising the aggregate amount of tax credits that may be certified per fiscal year; requiring that a specified amount of funding be allocated to counties; authorizing a local film commission to negotiate tax credit awards with a potential certified production company; authorizing allocations that are not encumbered by a specified date to be made available to other counties; providing for a scheduled repeal of the act; providing exceptions; providing an effective date.

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

By Senator Albritton—

SB 1396—A bill to be entitled An act relating to child welfare; amending s. 39.01, F.S.; providing a definition; conforming cross-references; amending s. 39.6011, F.S.; requiring a case plan to include conditions for return of a child that has been sheltered; requiring that the case plan describe the responsibility of certain persons to communicate effectively; requiring the court to be notified if ineffective communication takes place; amending s. 39.621, F.S.; providing additional factors for a court to consider when deciding certain motions; amending s. 39.701, F.S.; requiring a foster parent or legal custodian to disclose to the court any communication not in compliance with the case plan; requiring a court and citizen review panel to determine whether communications between certain parties are effective; providing an additional requirement for when a court must return a child to the custody of the child's parents; amending ss. 39.302, 39.521, 39.6012, 322.09,

394.495, 627.746, 934.255, 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 Torres—

SJR 1398—A joint resolution proposing the creation of Section 22 of Article III and an amendment to 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 Ethics and Elections; Judiciary; and Rules.

By Senator Albritton—

SB 1400—A bill to be entitled An act relating to private property rights; creating s. 163.3214, F.S.; prohibiting certain local government ordinances or regulations from requiring a permit, application, notice, fee, or fine for certain activities regarding trees on residential property; prohibiting a local government from requiring a property owner to replant a tree under certain circumstances; creating s. 715.015, F.S.; establishing a property owner bill of rights; requiring county property appraisers to provide information regarding the property owner bill of rights on the appraiser's website; providing that such bill of rights does not provide a cause of action; providing an effective date.

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

By Senator Farmer—

SB 1402—A bill to be entitled An act relating to inmate confinement; creating s. 944.175, F.S.; defining terms; prohibiting the use of solitary confinement; prohibiting the use of restrictive confinement for non-compliance, punishment, harassment, or retaliation for an inmate's conduct; authorizing an inmate to be placed in restrictive confinement only if certain conditions are met; providing restrictions and requirements for such confinement; prohibiting specified inmates from being placed in restrictive confinement; prohibiting youths, young adults, and inmates who have specified medical needs from being placed in restrictive confinement except under specified circumstances; requiring facilities to keep certain records regarding restrictive confinement; requiring the warden of the facility to review the records; requiring the department to provide a report to the Department of Law Enforcement; providing that an inmate is entitled to a review of his or her placement in restrictive confinement by a specified review committee within a specified timeframe; amending s. 944.09, F.S.; authorizing the Department of Corrections to adopt rules; amending s. 951.23, F.S.; requiring sheriffs and chief correctional officers to adopt model standards relating to confinement; amending s. 985.601, F.S.; requiring the Department of Juvenile Justice to adopt rules; reenacting s. 944.279(1), F.S., relating to disciplinary procedures applicable to a prisoner for filing frivolous or malicious actions or bringing false information before a court, to incorporate the amendment made to s. 944.09, F.S., in a reference thereto; providing an effective date.

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

SB 1404—Withdrawn prior to introduction.

By Senator Flores—

SB 1406—A bill to be entitled An act relating to expressway tolls; creating s. 338.157, F.S.; prohibiting a person operating a motor vehicle on an expressway from being charged a toll if the average speed of traffic on the expressway falls below 40 miles per hour; defining the term "expressway"; amending ss. 316.1001 and 338.155, F.S.; con-

forming provisions to changes made by the act; providing an effective date.

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

By Senator Powell—

SB 1408—A bill to be entitled An act relating to opportunity zones; reviving, readopting, and amending s. 290.001, F.S.; renaming the Florida Enterprise Zone Act as the Florida Opportunity Zone Act; reviving and readopting s. 290.002, F.S.; providing legislative findings; reviving, readopting, and amending s. 290.003, F.S.; conforming provisions to changes made by the act; reviving, readopting, and amending s. 290.004, F.S.; revising definitions; defining the term "opportunity zone"; creating s. 290.00552, F.S.; providing an approval procedure allowing certain opportunity zones to receive certain state incentives; specifying the documents that a governing body or bodies must provide to the Department of Economic Opportunity; repealing s. 290.0055, F.S., relating to the local nominating procedure; reviving, readopting, and amending s. 290.0056, F.S.; requiring a county or municipality to create an opportunity zone development agency; specifying procedures for appointing a board of commissioners; specifying how business is to be conducted; specifying powers and responsibilities of the board; providing powers and responsibilities of the governing body as the managing agent; authorizing the agency to invest in community investment corporations under certain circumstances and for specific purposes; requiring the agency to submit an annual report to the department; repealing s. 290.0057, F.S., relating to the enterprise zone development plan; repealing s. 290.0058, F.S., relating to the determination of pervasive poverty, unemployment, and general distress; repealing s. 290.0065, F.S., relating to state designation of enterprise zones; reviving, readopting, and amending s. 290.0066, F.S.; specifying conditions under which the department may revoke state incentives authorized for an opportunity zone; specifying conditions under which an automatic revocation may occur; specifying that such decision is subject to chapter 120, F.S.; repealing s. 290.00677, F.S., relating to rural enterprise zones and special qualifications; reviving, readopting, and amending s. 290.007, F.S.; specifying the state incentives available in opportunity zones; reviving, readopting, and amending s. 290.012, F.S.; providing that certain enterprise zones may still receive certain state incentives for a specified amount of time; reviving, readopting, and amending s. 290.0135, F.S.; authorizing local governments to review their ordinances to encourage the economic viability and profitability of business and commerce in opportunity zones; reviving, readopting, and amending s. 290.014, F.S.; requiring the Department of Revenue to submit an annual report to the Department of Economic Opportunity concerning state incentives; repealing s. 290.016, F.S., relating to a repeal date for the Enterprise Zone Act; amending ss. 163.2514 and 288.0659, F.S.; requiring a governing body and the department, respectively, to use certain data when determining whether an area suffers from pervasive poverty, unemployment, and general distress; amending ss. 212.08, 212.096, 220.181, 220.182, 159.803, 163.503, 163.522, 166.231, 159.27, 193.077, 193.085, 195.073, 195.099, 196.012, 196.1995, 205.022, 205.054, 212.02, 220.02, 220.03, 220.13, 288.076, 288.106, 288.907, 288.1089, 288.1175, 290.00710, 290.0072, 290.00725, 290.00726, 290.00727, 290.00728, 290.00729, 290.0073, 290.00731, 290.0074, 290.0077, 339.2821, 339.63, and 624.5105, F.S.; conforming provisions to changes made by the act; reenacting s. 196.1996, F.S., relating to specific ad valorem tax exemptions in effect on a specified date; repealing s. 290.06561, F.S., relating to the designation of a rural enterprise zone as catalyst site; preserving certain enterprise zone boundaries for a specified purpose; providing an exception; providing a directive to the Division of Law Revision; providing an effective date.

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

By Senator Diaz—

SB 1410—A bill to be entitled An act relating to the Hope Scholarship Program; amending s. 1002.40, F.S.; revising the definition of the term "school"; revising the Hope Scholarship Program eligibility requirements; revising the term of the scholarship so that it remains in force until a student graduates from high school; revising school district ob-

ligations relating to the program; authorizing parents of certain public school students to apply for a scholarship to a private school by taking a certain action; providing requirements for the application; authorizing parents of certain private school students to apply for a transportation scholarship by taking a certain action; deleting a requirement for the Department of Education to contract with an independent entity for a specified purpose; requiring a parent who applies for a scholarship to notify the student's school district when the parent withdraws his or her student to attend an eligible private school; providing requirements for the notification; authorizing eligible nonprofit scholarship funding organizations to carry forward certain contributions for a specified purpose; providing an effective date.

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

By Senator Gruters—

SB 1412—A bill to be entitled An act relating to a sales tax holiday for disaster preparedness supplies; providing exemptions from the sales and use tax for specified disaster preparedness supplies during a specified timeframe; providing applicability for certain exemptions; authorizing the Department of Revenue to adopt emergency rules; specifying locations where the exemptions do not apply; providing an appropriation; providing an effective date.

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

By Senator Gruters—

SB 1414—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 trade secrets held by an agency; providing notice requirements for trade secrets submitted to an agency; 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 Commerce and Tourism; Governmental Oversight and Accountability; and Rules.

By Senator Gruters—

SB 1416—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 Florida Technology; 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 s. 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 exemptions for trade secrets held by the Florida Public Service Commission; 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 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; 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 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 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 Commerce and Tourism; Governmental Oversight and Accountability; and Rules.

By Senator Powell—

SB 1418—A bill to be entitled An act relating to admission to mental health facilities; amending ss. 394.4599 and 394.4785, F.S.; requiring a court to appoint a public guardian for a person who is subject to a petition for involuntary services under certain circumstances; requiring the clerk of the court to immediately notify the public guardian of the appointment; providing requirements for such public guardian; granting access to certain persons and records for an attorney representing a

patient subject to a petition for involuntary services; requiring such attorney to represent the best interests of the patient; 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 younger than a specified age is admitted for services or transferred to voluntary status except when specified parties agree in writing that treatment is in the person's best interest; providing requirements for such petitions; 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 a specified age is admitted for services except when specified parties agree in writing that treatment is in the person's best interest; 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; Governmental Oversight and Accountability; and Rules.

By Senator Gruters—

SB 1420—A bill to be entitled An act relating to the Florida Building Code; amending s. 553.842, F.S.; requiring a manufacturer to submit certain information when seeking to have an insulation product approved by the Florida Building Commission; authorizing the manufacturer to submit certain evaluation reports to supplement the test data; requiring the testing lab to have certain accreditation; requiring the manufacturer to provide test data to certain persons upon request; specifying that the failure to provide the test data is a violation of the Florida Deceptive and Unfair Trade Practices Act; amending s. 553.8425, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Gruters—

SB 1422—A bill to be entitled An act relating to health plans; amending s. 624.438, F.S.; revising eligibility requirements for multiple-employer welfare arrangements; amending s. 627.6045, F.S.; revising applicability of requirements relating to preexisting conditions; revising the font size for a certain disclosure; amending s. 627.6425, F.S.; revising the definition of the term "individual health insurance" relating to renewability of individual coverage; creating ss. 627.6426 and 627.6525, F.S.; defining the term "short-term health insurance"; providing disclosure requirements for short-term individual, group, blanket, and franchise health insurance policies; amending s. 627.654, F.S.; revising requirements for, and applicability relating to, association and small employer policies; providing an effective date.

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

By Senator Powell—

SB 1424—A bill to be entitled An act relating to small business microfinancing; amending s. 287.0947, F.S.; renaming the Florida Advisory Council on Small and Minority Business Development; requiring the council to administer the Florida Microfinancing Tax Credit Program; conforming a provision to changes made by the act; creating s. 287.09475, F.S.; establishing the Florida Microfinancing Tax Credit Program; providing legislative findings and intent; providing definitions; providing eligibility requirements for participation in the program; establishing a tax credit cap amount; authorizing an increase of such amount under certain circumstances; specifying procedures and requirements for applying for, carrying forward, conveying, assigning, transferring, and rescinding the tax credit; specifying procedures for calculating certain tax underpayments and determining certain penalties and interest; specifying obligations of eligible microfinancing organizations for program participation; authorizing a certain percentage of eligible contributions to be collected for administrative expenses; specifying how net contributions are to be handled; authorizing an eli-

gible microfinancing organization to transfer funds under specified circumstances; providing for confidentiality of certain information and documentation; specifying responsibilities of an eligible person to participate in the program; specifying council obligations as part of the program; requiring an annual report to the Department of Management Services providing program parameters; requiring quarterly reports by an eligible microfinancing organization; specifying authorized microfinancing amounts; requiring an eligible person to verify specified information regarding opening or expanding a small business to the eligible microfinancing organization; requiring eligible contributions received by an eligible microfinancing organization to be deposited in a specific manner; providing that credit earned remains unaffected if any other tax credit is declared unconstitutional or is invalid; specifying the application requirements for microfinancing organizations to participate in the program; specifying the disposition of remaining funds held by a microfinancing organization that is disapproved for participation in the program; providing renewal criteria; requiring the Department of Revenue, the Department of Management Services, and the council to develop a cooperative agreement to administer the program; authorizing the Department of Revenue and the Department of Management Services with input from the council to adopt certain rules; creating s. 211.0255, F.S.; providing for a credit against the oil and gas production tax for program contributions for certain eligible microfinancing organizations; requiring the Department of Revenue to disregard certain tax credits for certain purposes; creating s. 212.1835, F.S.; providing for a credit against the sales and use tax for certain eligible microfinancing organizations; requiring the Department of Revenue to disregard certain tax credits for certain purposes; amending s. 220.13, F.S.; revising the determination of additions to adjusted federal income for certain eligible microfinancing organizations; providing for construction of certain provisions; creating s. 220.1877, F.S.; providing for a credit against the corporate income tax for certain eligible microfinancing organizations; providing limitations; providing for adjustments; creating s. 561.1215, F.S.; providing for a credit against certain alcoholic beverage taxes for certain eligible microfinancing organizations; requiring the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to disregard certain tax credits for certain purposes; creating s. 624.51057, F.S.; providing for credits against the insurance premium tax for contributions to certain eligible microfinancing organizations; authorizing the Department of Revenue to adopt emergency rules; providing applicability; providing an effective date.

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

By Senator Book—

SB 1426—A bill to be entitled An act relating to victim rights; creating s. 960.0011, F.S.; declaring legislative intent; specifying the rights to which every victim is entitled; creating s. 960.0012, F.S.; defining terms; creating s. 960.0013, F.S.; specifying rights that a victim may elect to exercise by providing notice to a state attorney or a law enforcement agency; providing for satisfaction of certain victim rights under certain circumstances; creating s. 960.0014, F.S.; prohibiting the questioning of a victim regarding certain sexual conduct; providing an exception; requiring a state attorney to advise a victim of a certain right; requiring the state attorney to immediately terminate a deposition if certain questions are asked; requiring a law enforcement agency and a state attorney to promptly return a victim's property; providing an exception; providing that a victim has the right to full and timely restitution; requiring a court's restitution order to be part of a sentence; requiring law enforcement agencies and the state attorney to inform victims of certain rights; providing requirements relating to the restitution order; creating s. 960.0016, F.S.; specifying that victims have a right to be informed of their rights; requiring the Office of the Attorney General to design and publish information that advises the general public and crime victims of their rights; requiring the Office of the Attorney General to design and distribute a certain form to each state attorney; providing requirements for such form; requiring law enforcement agencies that investigate offenses to provide a crime victim with a copy of the victim rights information card and an explanation of rights within a specified timeframe; providing requirements relating to the rights of crime victims; specifying that a victim has a right to retain a victim's attorney; specifying that such right does not create a right for a victim to retain an attorney at the public's expense; specifying persons

who have standing and may assert specified rights; providing requirements relating to the assertion of such rights; renumbering and amending s. 960.001, F.S.; revising the persons who are required to develop, publish, post on a website, and implement certain guidelines to implement specified provisions of the State Constitution; revising the objectives those persons must achieve; conforming provisions to changes made by the act; renumbering and amending s. 960.0015, F.S.; providing for enforcement and protection of a victim's right to a prompt and final conclusion of a case and any relating proceedings; authorizing a state attorney at the trial court level to file a good faith demand for speedy trial under certain circumstances; providing court and related hearing requirements; creating reporting requirements based on specified time limits in the State Constitution; requiring a chief judge of a district court of appeal or the Chief Justice of the Supreme Court to enter a notice of delay under certain circumstances; providing filing requirements; requiring a chief judge of a district court of appeal or the Chief Justice of the Supreme Court annually and by a certain date to issue an aging report on a case-by-case basis to the Legislature containing specified information; providing requirements relating to the aging report; deleting provisions that authorize a state attorney to file a demand for speedy trial under certain circumstances; deleting provisions relating to a court scheduling a trial; deleting provisions allowing a trial court to postpone a trial date for a specified timeframe under certain circumstances; amending s. 960.0021, F.S.; revising the announcement that a court may make to fulfill an obligation to advise crime victims of certain rights; requiring the Office of the Attorney General, rather than the Department of Legal Affairs, to provide the courts with the posters displaying a certain notification; requiring the chief judge of a circuit court, rather than the circuit court administrator, to coordinate efforts to ensure that victim rights information is provided to the clerk of the court; deleting a provision relating to applicability; amending ss. 945.10 and 958.07, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Perry—

SB 1428—A bill to be entitled An act relating to the disposition of surplus funds by candidates; amending s. 106.141, F.S.; prohibiting a candidate, or the candidate's spouse, parent, child, or sibling, from receiving anything of value in exchange for a donation of surplus funds to a charitable organization; providing an effective date.

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

By Senator Hutson—

SB 1430—A bill to be entitled An act relating to vacation and timeshare plans; amending s. 721.05, F.S.; defining and redefining terms; creating s. 721.2055, F.S.; providing legislative intent; specifying services included in timeshare exit assistance or relief services; prohibiting specified actions by a timeshare exit assistance or relief services provider during the course of providing certain services; requiring certain disclosures in general and purchaser-specific commercial communications; providing requirements for oral or audible communications; requiring a written agreement to provide certain services; providing requirements for the written agreement; providing requirements for when specific entities are providing relief; prohibiting a person from providing assistance or support to a timeshare exit assistance or relief services provider if the person knows the provider is violating the law; providing exemptions; requiring certain records be maintained for a specific duration; providing requirements for timeshare exit assistance or relief services providers; providing criminal and civil penalties; amending s. 721.21, F.S.; providing that a purchaser or owners' association may bring an action for damages against a resale service provider or timeshare exit assistance or relief services provider; amending s. 721.52, F.S.; requiring timeshare estates in a specific multisite timeshare plan to be offered in a specific manner; clarifying that timeshare estates or timeshare licenses may be offered in a specific or nonspecific multisite timeshare plan; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Commerce and Tourism; and Appropriations.

By Senator Baxley—

SB 1432—A bill to be entitled An act relating to foster parents; creating s. 39.4087, F.S.; establishing certain rights for foster parents; providing requirements for the Department of Children and Families relating to foster parents; specifying that child abuse, abandonment, or neglect investigations involving a foster parent must be conducted according to certain specifications; authorizing an accused foster parent to select a member of a local agency to advocate for the foster parent during such investigation; authorizing the foster parent to contact certain persons or the department when he or she believes there has been a violation of the act; requiring the department to review and respond to a foster parent's contact in order to resolve disputes; authorizing the department to request a background screening of a foster parent during certain emergency situations; prohibiting the placement of a child in, or requiring the immediate removal of a child from, a home if the foster parent refuses such screening; 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 Diaz—

SB 1434—A bill to be entitled An act relating to the Florida Education Finance Program; amending s. 1011.60, F.S.; requiring school districts that participate in the Florida Education Finance Program to expend 80 percent of funds from the program for classroom spending purposes; providing an effective date.

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

By Senator Gibson—

SB 1436—A bill to be entitled An act relating to Closing the Gap grant proposals; amending s. 381.7354, F.S.; removing provisions related to Front Porch Florida Communities; amending s. 381.7355, F.S.; adding a priority area that may be addressed in a Closing the Gap grant proposal; providing an effective date.

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

By Senator Torres—

SR 1438—A resolution enhancing the sister-state relationship and bilateral economic and cultural ties between Florida and the Republic of China (Taiwan), and reaffirming and maintaining the commitment of the State of Florida and the United States to the strong and deepening relationship with Taiwan, as the two nations together embrace the fundamental values of freedom, democracy, and the protection of human rights.

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

By Senator Farmer—

SB 1440—A bill to be entitled An act relating to public swimming pools; amending s. 514.0315, F.S.; requiring public swimming pools to have a telephone available by a certain date; specifying that the telephone must meet certain requirements; providing an effective date.

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

By Senator Torres—

SB 1442—A bill to be entitled An act relating to homeowner association recalls; providing a short title; amending s. 720.303, F.S.; requiring the voting interests of a homeowner association to physically reside in the community in order to recall a board director; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Judiciary; and Rules.

By Senator Diaz—

SB 1444—A bill to be entitled An act relating to education; amending s. 1001.10, F.S.; requiring the Department of Education to maintain a disqualification list; providing requirements for the disqualification list; requiring the department to provide certain staff with access to information from such disqualification list; amending s. 1002.33, F.S.; prohibiting individuals who are on the disqualification list from being employed or contracted by a charter school or serving as a member of a charter school governing board; amending s. 1002.421, F.S.; revising requirements for private schools relating to employment; authorizing the Commissioner of Education to deny or revoke the authority of an owner or operator of a private school to establish or operate a private school under specified conditions; requiring the commissioner to include such individuals on the disqualification list; amending s. 1012.315, F.S.; expanding ineligibility for educator certification or employment to persons who are on the disqualification list; amending s. 1012.795, F.S.; expanding the authority of the Education Practices Commission to discipline instructional personnel and school administrators; amending s. 1012.796, F.S.; requiring the department to investigate certain complaints involving misconduct by employees or contracted personnel of specified entities; expanding penalties that may be imposed by the commission; prohibiting individuals on the disqualification list from serving or applying to serve as an employee or contract personnel at any public school or private school; providing criminal penalties; providing an effective date.

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

By Senator Rouson—

SB 1446—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, con-

ditions 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 Gruters—

SB 1448—A bill to be entitled An act relating to the Florida Transportation Commission; amending s. 20.23, F.S.; removing the requirement that the Secretary of Transportation be nominated by the Florida Transportation Commission; removing the requirement that the secretary provide assistance to the commission; deleting provisions relating to the creation, membership, duties, meetings, executive director and staff, and the budget of the commission; deleting the requirement that the commission review certain transportation policy initiatives; repealing s. 334.045, F.S., relating to transportation performance and productivity standards; amending s. 334.048, F.S.; conforming provisions to changes made by the act; amending s. 334.065, F.S.; revising the membership and member approval of the Center for Urban Transportation Research advisory board; amending s. 339.135, F.S.; revising provisions relating to the review and the evaluation of the Department of Transportation's tentative work program; amending s. 339.64, F.S.; conforming provisions to changes made by the act; amending s. 348.0004, F.S.; requiring the department to determine certain average administrative costs for expressway authorities; deleting commission rulemaking authority; amending s. 110.205, F.S.; conforming cross-references; providing an effective date.

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

By Senator Gruters—

SB 1450—A bill to be entitled An act relating to the pension of retired Deputy Scot Peterson; declaring that Deputy Scot Peterson, retired from the Broward County Sheriff's Office, shall forfeit all rights and benefits under the Florida Retirement System due to his wanton or willful neglect in the performance of his assigned duties and contravention of his oath of office; providing an effective date.

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

By Senator Gruters—

SB 1452—A bill to be entitled An act relating to prescription drug importation programs; creating s. 381.02035, F.S.; establishing the Canadian Prescription Drug Importation Program within the Agency for Health Care Administration for a specified purpose; defining terms; requiring the agency to contract with a vendor to facilitate wholesale prescription drug importation under the program; providing responsibilities for the vendor; providing eligibility criteria for prescription drugs, for Canadian suppliers, and for importers under the program; requiring participating Canadian suppliers and importers to comply with specified federal requirements in distributing prescription drugs imported under the program; prohibiting Canadian suppliers and importers from distributing, dispensing, or selling prescription drugs imported under the program outside of this state; requiring the agency to request federal approval of the program; providing requirements for such request; requiring the agency to begin operating the program within a specified timeframe after receiving federal approval; requiring the agency, in consultation with the vendor, to submit an annual report to the Governor and the Legislature by a specified date; providing requirements for such report; requiring the agency to adopt rules; creating s. 499.0285, F.S.; requiring the Department of Business and Professional Regulation to establish the International Prescription Drug Importation Program for a specified purpose; defining terms; providing eligibility criteria for prescription drugs, exporters, and importers under the program; requiring participating importers to submit certain documentation to the department for prescription drugs imported under

the program; requiring the department to immediately suspend the importation of a specific prescription drug or the importation by a specific importer if a violation has occurred under the program; authorizing the department to revoke such suspension under certain circumstances; requiring the department to adopt rules; creating s. 465.0157, F.S.; establishing an international export pharmacy permit for participation in the International Prescription Drug Importation Program; providing requirements for permit application and renewal; amending s. 465.017, F.S.; authorizing the department to inspect international export pharmacy permittees; amending s. 499.01, F.S.; requiring nonresident prescription drug manufacturers to register with the department to participate in the program; providing an exception; establishing an international prescription drug wholesale distributor permit; providing requirements for such permit; amending s. 499.012, F.S.; providing permit application requirements for international prescription drug wholesale distributors and nonresident prescription drug manufacturers to participate in the program; amending ss. 499.005, 499.0051, and 499.015, F.S.; conforming provisions to changes made by the act; amending s. 499.065, F.S.; requiring the department to inspect international prescription drug wholesale distributor establishments and to require the immediate closure of such establishments under certain circumstances; requiring the Department of Business and Professional Regulation, in collaboration with the Department of Health, to negotiate a federal arrangement to operate a pilot program for importing prescription drugs into this state; providing that implementation of the act is contingent upon such federal arrangement or obtaining federal guidance; providing an effective date.

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

By Senator Mayfield—

SB 1454—A bill to be entitled An act relating to instructional materials; amending s. 847.001, F.S.; revising definitions; amending s. 847.012, F.S.; prohibiting a public school employee or volunteer from providing certain materials to minors; revising the requirements for a material to be considered harmful to minors; amending s. 1003.42, F.S.; requiring a school principal to notify certain parents of the inclusion of sex education instructional materials in a course; requiring a parent to provide written approval for his or her child to be included in portions of the course containing such instructional materials; prohibiting penalization of students exempt from such portions of the course; amending s. 1006.28, F.S.; revising and providing definitions; requiring the chair of each school district to annually provide a certain certification to the Department of Education; requiring district school boards to make certain information relating to instructional materials available to the public; revising the requirements for a school district policy relating to an objection to the use of a specified instructional material; requiring a school district to evaluate certain materials by a specified date and remove materials meeting certain criteria; providing that certain persons who purchase certain prohibited materials commit a felony of the third degree; providing criminal penalties; revising the district school board process for contesting the adoption of specific instructional materials; providing school district notification requirements; providing requirements for hearing officers; providing that certain persons may attend specified hearings but may not participate; prohibiting an attorney for the school district from designing or establishing the rules of operations for certain hearings; authorizing a petitioner to appeal a school board decision to the State Board of Education; authorizing a petitioner to appeal a state board decision to the circuit court; authorizing the petitioner to recover reasonable attorney fees and costs; revising district school board duties relating to the use of supplemental instructional materials; requiring the district school board to post certain information on its website; requiring the district school superintendent to provide an annual certification relating to instructional materials; amending s. 1006.283, F.S.; revising the requirements for the district school board instructional materials review process; providing requirements for certain hearings and public meetings; requiring instructional materials to comply with department contract provisions; amending s. 1006.31, F.S.; revising duties of the department and school district instructional materials reviewers; requiring instructional materials to comply with certain requirements; amending s. 1006.34, F.S.; conforming provisions to changes made by the act; amending s. 1006.40, F.S.; encouraging school districts to purchase certain instructional materials and literature; revising the requirements for materials pur-

chased using the instructional materials allocation; providing an effective date.

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

By Senator Perry—

SB 1456—A bill to be entitled An act relating to the Office of Early Learning; amending s. 1002.82, F.S.; requiring certain preservice and inservice training requirements established by the Office of Early Learning to include specified professional development pathways; creating s. 1002.995, F.S.; requiring the office to develop certain training and course standards for school readiness program providers; requiring the office to identify certain formal and informal career pathways, stackable credentials, and certifications that meet specified criteria for such providers; requiring such credentials and certifications to align with a specified training when possible; providing for rule-making; providing an effective date.

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

By Senator Rodriguez—

SB 1458—A bill to be entitled An act relating to public records; amending s. 11.0431, F.S.; deleting a public records exemption relating to redistricting plans; providing an effective date.

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

By Senator Book—

SB 1460—A bill to be entitled An act relating to stroke centers; amending s. 395.3038, F.S.; revising the criteria for hospitals to be included on the state list of stroke centers by the Agency for Health Care Administration; removing provisions requiring the agency to adopt rules establishing the criteria for such list; amending s. 395.30381, F.S.; revising provisions relating to the statewide stroke registry to conform to changes made by the act; amending s. 395.3039, F.S.; revising provisions prohibiting the advertisement of a hospital as a state-listed stroke center, unless certain conditions are met, to conform to changes made by the act; amending s. 395.3041, F.S.; requiring the Department of Health and the medical director of each licensed emergency medical services provider to develop and implement protocols for the assessment, treatment, transport, and rerouting of suspected stroke patients to certain stroke centers; requiring that such protocols include specified plans for the triage and transport of suspected stroke patients; providing an effective date.

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

By Senator Diaz—

SB 1462—A bill to be entitled An act relating to education; amending s. 1008.37, F.S.; modifying the date on which the Commissioner of Education is required to annually report certain information to the State Board of Education, the Board of Governors, and the Legislature; making a technical change; providing an effective date.

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

By the Committee on Health Policy—

SB 7000—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 466.051, F.S., relating to an exemption from the public records requirements for personal identifying information contained in dental workforce surveys held by the Department of Health; 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 Health Policy—

SB 7002—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 381.82, F.S., relating to an exemption from the public records and meeting requirements for applications provided to the Alzheimer’s Disease Research Grant Advisory Board within the Department of Health and the review of such applications; 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 Health Policy—

SB 7004—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 the public records requirements for personal identifying and location information and photographs of certain Department of Health personnel; 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 7006—A bill to be entitled An act relating to the Uniform Interstate Depositions and Discovery Act; amending s. 92.251, F.S.; revising a short title; defining terms; requiring a party to submit a foreign subpoena to a clerk of court in this state for the issuance of a subpoena in this state; requiring the clerk of court to promptly issue a subpoena for service upon the person to whom the foreign subpoena is directed; providing requirements for the subpoena; requiring that the service of the subpoena be served in compliance with the laws of this state and the Florida Rules of Civil Procedure; specifying that laws and rules governing compliance with subpoenas apply to subpoenas issued pursuant to the act; requiring that applications challenging a subpoena issued pursuant to the act comply with the statutes and rules of this state and be submitted to a specified court; providing for the uniform construction and application of the act; specifying that a subpoena may only be issued pursuant to this act if the foreign jurisdiction that issued the foreign subpoena has adopted the Uniform Interstate Depositions and Discovery Act or a substantially similar measure; specifying that the act does not apply to criminal proceedings; providing applicability; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Judiciary—

SB 7008—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 501.171, F.S., which provides a public records exemption for information received by the Department of Legal Affairs pursuant to a notification of a security breach or during the course of an investigation of such breach; 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 7010—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 397.334, F.S., relating to an exemption from public records requirements for certain information relating to screenings for participation in treatment-based drug court programs and subsequent treatment status reports; 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 Innovation, Industry, and Technology—

SB 7012—A bill to be entitled An act relating to vaping; implementing s. 20, Art. X of the State Constitution, as amended by Amendment 9 (2018); renaming part II of ch. 386, F.S.; expanding its application to include vaping in indoor areas; amending s. 386.202, F.S.; revising legislative intent; amending s. 386.203, F.S.; defining and redefining terms; amending s. 386.204, F.S.; prohibiting vaping in an enclosed indoor workplace, except as otherwise provided; amending s. 386.2045, F.S.; providing exceptions to the prohibition against vaping and smoking in an enclosed indoor workplace; amending s. 386.205, F.S.; revising requirements for customs smoking rooms; amending s. 386.206, F.S.; requiring the proprietor or other person in charge of an enclosed indoor workplace to develop and implement a policy regarding specified smoking and vaping prohibitions; authorizing the proprietor or other person to post signs to indicate that smoking and vaping are prohibited; requiring specified signs to be posted in airport terminals and in enclosed indoor workplaces under certain circumstances; amending s. 386.207, F.S.; making technical changes; reenacting s. 386.208, F.S., relating to penalties; amending s. 386.209, F.S.; clarifying that the preemption to the state of the regulation of smoking does not preclude the adoption of an ordinance on the use of vapor-generating devices; amending s. 386.211, F.S.; revising requirements for public announcements in mass transportation terminals; amending s. 386.212, F.S.; prohibiting vaping near school property; providing civil penalties; amending s. 386.2125, F.S.; authorizing the Department of Business and Professional Regulation, in consultation with the State Fire Marshal, to adopt certain rules; providing requirements for assessing a vaping cessation program for approval; amending s. 561.695, F.S.; conforming provisions to changes made by the act to allow a vendor that operates a stand-alone bar to authorize tobacco smoking and vaping in the licensed premises; providing requirements, enforcement, and penalties for stand-alone bars that authorize vaping; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Governmental Oversight and Accountability—

SB 7014—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.; revising definitions and defining the terms "abuse," "fraud," and "waste"; 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. 11.47, F.S.; specifying that any person who willfully fails or refuses to provide access to an employee, officer, or agent of an entity under audit is subject to a penalty; 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 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.; authorizing the Department of Financial Services to request additional information from a local governmental entity in preparation of an annual report; 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 govern-

mental entities to establish and maintain internal controls to achieve specified purposes; amending s. 218.391, F.S.; revising membership, and restrictions thereof, for an audit committee; requiring an auditor to include certain information in a management letter; prescribing requirements and procedures for selecting an auditor if certain conditions exist; amending s. 373.536, F.S.; deleting obsolete language; requiring water management districts to maintain certain budget documents on the districts' websites for specified periods; 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; creating ss. 1012.8551 and 1012.915, F.S.; specifying applicable standards as to employee background screening and investigations of Florida College System and State University System personnel, respectively; amending s. 218.503, F.S.; conforming provisions and cross-references to changes made by the act; providing a declaration of important state interest; providing an effective date.

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

By the Committee on Governmental Oversight and Accountability—

SB 7016—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.

By the Committee on Education—

SB 7018—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 585.611, F.S., which provides an exemption from public records requirements for the personal identifying information of a person employed by, under contract with, or volunteering for a public research facility that conducts or is engaged in activities related to animal research; 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 Education—

SB 7020—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 1004.28, F.S., relating to an exemption from public meeting requirements for specified meetings of a university direct-support organization at which proposals seeking research funding or research plans are 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 Environment and Natural Resources—

SB 7022—A bill to be entitled An act relating to the Fish and Wildlife Conservation Commission citizen support organizations; amending s. 379.223, F.S.; abrogating the scheduled repeal of provisions governing citizen support organizations established under the Fish and Wildlife Conservation Commission; creating s. 379.2231, F.S.; defining the terms "convicted" and "conviction"; authorizing a court to order persons convicted of certain violations to pay an additional assessment; authorizing a specified citizen support organization to post certain rewards; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By the Committee on Environment and Natural Resources—

SB 7024—A bill to be entitled An act relating to the Department of Environmental Protection citizen support organizations; amending s. 20.2551, F.S.; requiring that contracts between the department and a citizen support organization include a specified provision; requiring the department to submit a report to the Legislature by a specified date; providing requirements for the report; abrogating the scheduled repeal of provisions governing citizen support organizations established under the department; amending s. 258.015, F.S.; abrogating the scheduled repeal of provisions governing citizen support organizations established under the department for the benefit of the state park system; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

SB 7026—Not used.

By the Committee on Governmental Oversight and Accountability—

SB 7028—A bill to be entitled An act relating to judicial retirement; amending s. 121.052, F.S.; modifying provisions authorizing justices or judges to purchase additional service credit in the Florida Retirement System under certain circumstances to conform to the revisions made to the mandatory judicial retirement age established in s. 8, Art. V of the State Constitution; providing an effective date.

—was referred to the Committee on Appropriations.

By the Committee on Education—

SB 7030—A bill to be entitled An act relating to school safety and security; amending s. 30.15, F.S.; requiring a sheriff to establish a school guardian program under a certain condition; removing the prohibition against classroom teachers serving as school guardians; prohibiting individuals from serving as school guardians unless they are appointed by a superintendent; amending s. 943.082, F.S.; requiring school districts to promote a mobile suspicious activity reporting tool through specified mediums; amending s. 1001.10, F.S.; requiring the Commissioner of Education to review recommendations from the School Hardening and Harm Mitigation Workgroup; requiring the commissioner to submit a summary to the Governor and the Legislature by a specified date; providing requirements for the summary; amending s. 1001.11, F.S.; revising the duties of the commissioner to include oversight of compliance with the safety and security requirements of the Marjory Stoneman Douglas High School Public Safety Act by specified persons and entities; amending s. 1001.212, F.S.; requiring the Office of Safe Schools to annually provide training for specified personnel; requiring the office to convene a School Hardening and Harm Mitigation Workgroup; providing for membership and duties of the workgroup; requiring the workgroup to submit a report and recommendations to the commissioner; requiring the office to provide technical assistance for school safety incident reporting; requiring the office to review and evaluate school district reports for compliance; requiring a district school board to withhold a superintendent's salary in response to the superintendent's noncompliance; requiring the office to develop a behavioral threat assessment instrument; providing requirements for the instrument; requiring the office to establish the Statewide Threat Assessment Database Workgroup to make certain recommendations relating to a statewide threat assessment database; providing requirements for the database; requiring the workgroup to report recommendations to the office by a specified date; providing requirements for such recommendations; requiring the office to monitor school district and public school, including charter schools, compliance with requirements relating to school safety; requiring the office to review and approve district school board and charter school active assailant policies and report deficiencies; amending s. 1002.33, F.S.; requiring a charter school to comply with specified provisions; amending s. 1006.04, F.S.;

establishing timeframes within which students with mental, emotional, or behavioral disorders must be referred for services; amending s. 1006.07, F.S.; requiring that a school safety specialist be a school administrator employed by the school district or a law enforcement officer employed by the sheriff's office located in the school district; providing requirements for a school safety specialist designated from a sheriff's office; providing that a school safety specialist designated from a sheriff's office remains an employee of such office for certain purposes; authorizing the sheriff and school superintendent to determine by agreement the reimbursement of or sharing of costs associated with employment of the law enforcement officer as a school safety specialist; requiring district school boards to adopt and submit to the office an active assailant response policy; requiring that the policy be recommended by the district superintendent; requiring that any school-specific modifications to the policy be approved by the district superintendents; requiring that certain policies adopted by school districts include procedures for behavioral threat assessments; requiring threat assessment teams to utilize the behavioral threat assessment instrument and the threat assessment database developed by the office when they become available; requiring district school boards to adopt policies for accurate and timely reporting of school environmental safety incidents; providing penalties for noncompliance with such policies; requiring the State Board of Education to adopt by rule requirements for school environmental safety incident reports; amending s. 1006.12, F.S.; requiring a charter school governing board to partner with law enforcement agencies to establish or assign a safe-school officer; expanding the categories of individuals who may serve as school guardians; amending s. 1006.1493, F.S.; requiring the Florida Safe Schools Assessment Tool (FSSAT) to be the primary site security assessment tool for school districts; requiring the office to provide FSSAT training; requiring the superintendent to certify FSSAT assessments within a certain timeframe; providing penalties for failure to comply with requirements; deleting obsolete language; amending s. 1011.62, F.S.; modifying the required use of funds in the safe schools allocation; providing for retroactive application; providing legislative intent; expanding, as of a specified date, the categorical fund that may be accessed to improve classroom instruction or improve school safety; deleting obsolete language; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Infrastructure and Security; and Appropriations.

By the Committee on Infrastructure and Security—

SB 7032—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 252.905, F.S., which provides an exemption from public records requirements for information furnished by a person or a business to the Division of Emergency Management for emergency planning assistance; 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 Infrastructure and Security—

SB 7034—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 316.0777, F.S., which provides a public records exemption for certain images and data obtained through the use of an automated license plate recognition system and for personal identifying information of an individual in data generated from such images; 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 Infrastructure and Security—

SB 7036—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 338.155, F.S., which provides an exemption from public records requirements for personal identifying information held by the Department of Transportation, a county, a municipality, or an expressway authority for certain purposes;

deleting 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 Infrastructure and Security—

SB 7038—A bill to be entitled An act relating to the Department of Law Enforcement; amending s. 943.0321, F.S.; renaming the Florida Domestic Security and Counter-Terrorism Intelligence Center as the Office of Domestic Security and Counterterrorism; renaming the Florida Domestic Security and Counter-Terrorism Database as the Domestic Security and Counterterrorism Database; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Ethics and Elections—

SB 7040—A bill to be entitled An act relating to financial disclosure; creating s. 112.31446, F.S.; providing definitions; requiring the Commission on Ethics to procure and test an electronic filing system by a certain date; providing minimum requirements for such system; providing duties for units of government, the commission, and persons required to file specified financial disclosure forms; providing for alternative means of filing in the event the electronic filing system is inoperable; amending s. 112.312, F.S.; revising the definition of the term “disclosure period”; amending s. 112.3144, F.S.; requiring the electronic filing of full and public disclosures of financial interests beginning on a specified date; revising requirements with respect to reporting income; prohibiting the commission from requesting, accepting, or retaining certain information; providing for the redaction of protected information if certain conditions are met; modifying requirements regarding preparation of the list of reporting persons; requiring electronic delivery for certain notices; requiring the commission to provide certain verification to a filer upon request; requiring a declaration be submitted with a disclosure; specifying that certain actions do not constitute an unusual circumstance when appealing or disputing a fine; revising a schedule to the State Constitution; amending s. 112.3145, F.S.; revising the definition of the term “specified state employee”; requiring the electronic filing of statements of financial interests beginning on a specified date; modifying the options for reporting thresholds on a statement of financial interests; prohibiting the commission from requesting, accepting, or retaining certain information; providing for the redaction of protected information if certain conditions are met; modifying requirements regarding preparation of the list of reporting persons; requiring electronic delivery for certain notices; requiring the commission to provide certain verification to a filer upon request; requiring a declaration be submitted with a statement; specifying that certain actions do not constitute an unusual circumstance when appealing or disputing a fine; amending s. 112.31455, F.S.; conforming cross-references to changes made by the act; providing effective dates.

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

By the Committee on Ethics and Elections—

SB 7042—A bill to be entitled An act relating to public records; amending s. 112.31446, F.S.; providing exemptions from public records requirements for certain passwords that are held by the Commission on Ethics and certain information entered into the electronic filing system for financial disclosure forms; specifying conditions under which such information is no longer exempt; 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 Appropriations.

By the Committee on Criminal Justice—

SB 7044—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 790.0601, F.S., relating to an exemption from public records requirements for personal identifying information of an individual who has applied for a license to carry a concealed weapon or firearm through a tax collector appointed by the Department of Agriculture and Consumer Services to receive applications and fees; 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 Criminal Justice—

SB 7046—A bill to be entitled An act relating to critical infrastructure facilities and staff; amending s. 330.41, F.S.; redefining the term “critical infrastructure facility”; reenacting and amending s. 943.13, F.S.; requiring any person employed as a full-time, a part-time, or an auxiliary correctional officer be at least 18 years of age; reenacting ss. 943.131(1)(a) and (c) and (4), 943.133(1) and (6), 943.137(1), 943.139(2), 943.1395(1), (2), and (3), 943.14(7), 943.17(4), 943.253, 944.105(7), 944.714(2), 945.035(3), 948.01(1)(a), 951.063, and 985.644(3)(b), F.S., all relating to employment qualifications or requirements for certain officers, to incorporate the amendment made to s. 943.13, F.S., in references thereto; providing an effective date.

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

By the Committee on Children, Families, and Elder Affairs—

SB 7048—A bill to be entitled An act relating to disclosure of confidential records; amending s. 394.4615, F.S.; requiring service providers to disclose information from a clinical record under certain circumstances relating to threats to cause seriously bodily injury or death; amending s. 456.059, F.S.; requiring, rather than authorizing, psychiatrists to disclose certain patient communications for purposes of notifying potential victims and law enforcement agencies of certain threats; amending s. 490.0147, F.S.; requiring, rather than authorizing, psychologists to disclose certain patient and client communications for purposes of notifying potential victims and law enforcement agencies of certain threats; providing psychologists with immunity from specified liability and actions under certain circumstances; amending s. 491.0147, F.S.; requiring, rather than authorizing, certain license holders and certificate holders to disclose certain patient and client communications for purposes of notifying potential victims and law enforcement agencies of certain threats; providing such persons with immunity from specified liability and actions; reenacting s. 490.009, F.S., relating to discipline of psychiatrists; reenacting s. 491.009, F.S., relating to discipline of psychologists; providing an effective date.

—was referred to the Committees on Infrastructure and Security; and Rules.

By the Committee on Banking and Insurance—

SB 7050—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 559.5558, F.S., which provides an exemption from public records requirements for information collected in connection with investigations and examinations by the Office of Financial Regulation of the Financial Services Commission; 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 7052—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 655.057, F.S., relating to exemptions from public records requirements for informal

enforcement actions by the Office of Financial Regulation and certain trade secrets held by the office under the financial institutions codes; 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 Banking and Insurance—

SB 7054—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 627.0628, F.S., relating to exemptions from public records and public meetings requirements for certain trade secrets used in designing and constructing hurricane or flood loss models and provided to the Florida Commission on Hurricane Loss Projection Methodology, the Office of Insurance Regulation, or the Insurance Consumer Advocate, and for certain portions and recordings of meetings at which the trade secrets are discussed; 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 Banking and Insurance—

SB 7056—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 662.148, F.S., relating to an exemption from public records requirements for certain information held by the Office of Financial Regulation relating to family trust companies, licensed family trust companies, and foreign licensed family trust companies; 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 Appropriations—

SB 7058—A bill to be entitled An act relating to trust funds; creating s. 20.242, F.S.; creating the Administrative Trust Fund within the Department of Highway Safety and Motor Vehicles; providing for the purpose of the trust fund and sources of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

By the Committee on Appropriations—

SB 7060—A bill to be entitled An act relating to the termination of the Working Capital Trust Fund within the Department of Highway Safety and Motor Vehicles; terminating the Working Capital Trust Fund within the Department of Highway Safety and Motor Vehicles; providing for the transfer of balances in and revenues of the trust fund; requiring that the department pay outstanding debts and obligations of the trust fund; requiring that the Chief Financial Officer close out and remove the terminated fund from the state accounting systems; repealing ch. 2002-151, Laws of Florida, which saved the trust fund from termination; providing an effective date.

—was placed on the Calendar pursuant to Rule 4.6(1).

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Judiciary; and Senator Book—

CS for SB 58—A bill to be entitled An act relating to contempt and disorderly conduct before a legislative committee; amending s. 11.143, F.S.; conforming a provision to changes made by the act; creating s. 11.1435, F.S.; prohibiting a person, including a member of the Legis-

lature, from engaging in disorderly or contemptuous conduct; specifying applicable penalties, including fines and imprisonment; providing a procedure for investigating and punishing disorderly or contemptuous conduct while the Legislature is in session; providing that the procedures apply in the absence of certain legislative rules; providing an effective date.

By the Committee on Infrastructure and Security; and Senators Simpson, Passidomo, Hooper, Mayfield, Book, Rouson, Berman, Perry, Taddeo, and Cruz—

CS for SB 76—A bill to be entitled An act relating to driving while distracted; amending s. 316.305, F.S.; revising the short title; defining the term “driving while distracted”; redefining the term “wireless communications device”; revising legislative intent; prohibiting a person from operating a motor vehicle when driving while distracted; authorizing a law enforcement officer during a specified period to stop motor vehicles to issue warnings to persons who are driving while distracted; providing for repeal of a provision; authorizing a law enforcement officer, after a specified date, to stop motor vehicles and issue citations to persons who are driving while distracted; revising exceptions to such prohibition; revising crash results for which a user’s billing records for a wireless communications device or the testimony of or written statements from certain authorities are admissible as evidence; requiring that law enforcement officers indicate specified information in the uniform traffic citation; providing penalties for driving while distracted; authorizing participation in a distracted driving safety program for a first offense, in lieu of specified penalties; authorizing a clerk of the court to dismiss a case and assess court costs under certain circumstances; requiring the deposit of fines into the Emergency Medical Services Trust Fund; deleting a provision requiring that enforcement of this section be accomplished only as a secondary action; authorizing the Department of Highway Safety and Motor Vehicles, in consultation with the Department of Transportation, to implement a statewide campaign to raise awareness and prevent drivers from driving while distracted; authorizing the department to use certain messaging to implement the campaign; authorizing the department to contract with certain entities for certain purposes; providing contract authority; providing effective dates.

By the Committee on Children, Families, and Elder Affairs; and Senator Book—

CS for SB 90—A bill to be entitled An act relating to early childhood courts; creating s. 39.01304, F.S.; providing legislative intent; authorizing circuit courts to create early childhood court programs; requiring that early childhood court programs have certain components present; providing requirements and guidelines for the Office of the State Courts Administrator when hiring community coordinators and a statewide training specialist; authorizing the office to provide funding to circuit courts that choose to establish a coordination system in lieu of creating a community coordinator position; requiring the office to contract with certain university-based centers; requiring the university-based centers to hire a clinical director; requiring the Florida Institute for Child Welfare to submit certain status reports to the Governor and the Legislature by specified dates; requiring the institute, in consultation with the Department of Children and Families, the office, and the contracted university-based centers, to conduct an evaluation of the court programs’ impact; requiring the evaluation to include the analysis of certain data and recommendations; requiring the institute to submit the results of its evaluation to the Governor and the Legislature by a specified date; providing an effective date.

By the Committee on Environment and Natural Resources; and Senators Book and Mayfield—

CS for SB 92—A bill to be entitled An act relating to the C-51 reservoir project; amending s. 373.4598, F.S.; revising the portions of the C-51 reservoir project for which the South Florida Water Management District may negotiate; revising water storage and use requirements specified for the project if state funds are appropriated for the project; specifying that Phase II of the project may be funded by appropriation, in addition to other sources; authorizing the 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 Committee on Criminal Justice; and Senators Bean, Hutson, Book, Wright, and Perry—

CS for SB 96—A bill to be entitled An act relating to police, fire, and search and rescue dogs and police horses; amending s. 843.19, F.S.; revising the defined terms “police dog” to “police canine,” “fire dog” to “fire canine,” and “SAR dog” to “SAR canine”; increasing the penalty for intentionally and knowingly causing great bodily harm, permanent disability, or death to, or using a deadly weapon upon, police canines or horses, fire canines, or SAR canines; amending s. 767.16, F.S.; revising the term “dog” to “canine” to conform to changes made by the act; amending s. 921.0022, F.S.; conforming a provision to changes made by the act; providing an effective date.

By the Committee on Health Policy; and Senators Book and Harrell—

CS for SB 104—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; defining terms; creating the Prescription Drug Donation Repository Program within the Department of Health; specifying the purpose of the program; authorizing the department to contract with a third-party vendor to administer the program; specifying entities that are eligible donors; authorizing certain local repositories to accept a donation from specified persons under certain conditions; prohibiting a centralized repository or a local repository from accepting donations from unauthorized donors; providing criteria and procedures for eligible donations; prohibiting donations to specific patients; providing that certain prescription drugs eligible for return to stock must be credited to Medicaid and may not be donated under the program; prohibiting the donation of certain drugs pursuant to federal restrictions; clarifying that a repository is not required 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 the centralized repository to redistribute prescription drugs or supplies; authorizing a local repository to transfer prescription drugs or supplies to another local repository with authorization from the centralized repository; requiring a local repository to notify the department of its intent to participate in the program; providing notification requirements; providing a procedure for a local repository to withdraw from participation in the program; requiring the department to adopt rules regarding the disposition of prescription drugs and supplies of a withdrawing local repository; specifying conditions for dispensing donated prescription drugs and supplies to eligible patients; providing intake collection form requirements; requiring a local repository to issue an eligible patient who completes an intake collection form a program identification card; prohibiting the sale of donated prescription drugs and supplies under the program; authorizing a repository to charge the patient a nominal handling fee for the preparation and dispensing of prescription drugs or supplies under the program; requiring repositories to establish a protocol for notifying recipients of a prescription drug recall; providing for destruction of donated prescription drugs under certain circumstances; providing recordkeeping requirements; requiring the centralized repository to submit an annual report to the department; requiring the department or contractor to establish, maintain, and publish a registry of participating local repositories and available donated prescription drugs and supplies; requiring the department to publish certain information and forms on its website; providing immunity from civil and criminal liability and from professional disciplinary action for participants under certain circumstances; providing immunity to pharmaceutical manufacturers, under certain circumstances, from any claim or injury arising from the donation of any prescription drug or supply under the program; requiring dispensers to provide certain notice to patients; authorizing the department to establish a direct-support organization to provide assistance, funding, and promotional support for program activities; providing organizational requirements for a direct-support organization; specifying direct-support organization purposes and objectives; prohibiting the direct-support organization from lobbying; specifying that the direct-support organization is not a lobbying firm; prohibiting the direct-support organization from possessing prescription drugs on behalf of the program; providing limitations on expenditures of such direct-support organizations; specifying that the di-

rect-support organization must operate under contract with the department; specifying required contract terms; providing for the direct-support organization board of directors; specifying the board's membership requirements; specifying requirements and requiring the department to adopt rules 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 of provisions relating to the direct-support organization; requiring the department to adopt rules; amending s. 252.36, F.S.; authorizing the Governor to waive program patient eligibility requirements during a declared state of emergency; providing an effective date.

By the Committee on Judiciary; and Senators Bean, Montford, and Harrell—

CS for SB 124—A bill to be entitled An act relating to dependent children; amending s. 744.1097, F.S.; specifying the venue in proceedings for the appointment of a guardian for a child or young adult who has been adjudicated dependent; conforming a provision to changes made by the act; amending s. 985.43, F.S.; authorizing a court to receive and consider any information provided by the Guardian Ad Litem Program and the child's attorney ad litem if a child is under the jurisdiction of a dependency court; amending s. 985.441, F.S.; requiring the Department of Juvenile Justice, if a child is under the jurisdiction of a dependency court, to provide notice to the dependency court and the Department of Children and Families, and, if appointed, the Guardian Ad Litem Program and the child's attorney ad litem; amending s. 985.455, F.S.; authorizing a court to receive and consider any information provided by the Guardian Ad Litem Program or the child's attorney ad litem if a child is under the jurisdiction of a dependency court; amending s. 985.461, F.S.; adding the Guardian Ad Litem Program as an authorized entity of community reentry teams under which the Department of Juvenile Justice is authorized to provide transition-to-adulthood services to certain children; reenacting ss. 322.051(9), 322.21(1)(f), and 382.0255(3), F.S., relating to identification cards, license fees, and fees, respectively, to incorporate the amendment made to s. 985.461, F.S., in references thereto; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Bean—

CS for SB 128—A bill to be entitled An act relating to child abuse; amending s. 39.01, F.S.; expanding the list of incidents or injuries that constitute harm to a child's health or welfare to include incidents or injuries resulting from violations of child restraint and seatbelt requirements; amending s. 39.201, F.S.; requiring the central abuse hotline to accept certain reports or calls for investigation for children who do not live in this state; requiring the Department of Children and Families to initiate an investigation when a report is received from an emergency room physician; amending s. 39.303, F.S.; expanding the types of reports that the Department of Health must refer to Child Protection Teams; providing an effective date.

By the Committee on Criminal Justice; and Senator Rouson—

CS for SB 132—A bill to be entitled An act relating to drones; amending s. 934.50, F.S.; defining the terms “dangerous or deadly weapon” and “large-scale event”; authorizing the use of a drone by a law enforcement agency to prepare for or monitor safety and security at a large-scale event; prohibiting a law enforcement agency using a drone in an authorized manner from equipping it with specified attachments or using it to fire projectiles; reenacting s. 330.41(4), F.S., relating to the Unmanned Aircraft Systems Act, to incorporate the amendment made to s. 934.50, F.S., in a reference thereto; providing an effective date.

By the Committee on Criminal Justice; and Senator Book—

CS for SB 160—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; prohibiting a person from knowingly having in his or her possession, custody, or

control an obscene, child-like sex doll without the intent to commit certain actions; 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, 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.

By the Committee on Judiciary; and Senators Gruters and Bean—

CS for SB 168—A bill to be entitled An act relating to federal immigration enforcement; 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 use best efforts to support the enforcement of federal immigration law; prohibiting restrictions by the 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 alien unlawfully present in the United States 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 immigration detainers; requiring county correctional facilities to enter agreements for payments for complying with immigration detainers; providing for injunctive relief; 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.

By the Committee on Health Policy; and Senator Brandes—

CS for SB 182—A bill to be entitled An act relating to smoking marijuana for medical use; amending s. 381.986, F.S.; redefining the term “medical use” to include the possession, use, or administration of marijuana in a form for smoking; conforming a provision to changes made by the act; requiring a patient’s informed consent form to include the risks specifically associated with smoking marijuana; requiring a certifying physician to make a determination in concurrence with a second physician who meets specified requirements before certifying a patient not diagnosed with a terminal condition to smoke marijuana for medical use; deleting a provision prohibiting a medical marijuana treatment center from dispensing or selling specified products; providing an effective date.

By the Committees on Innovation, Industry, and Technology; and Health Policy; and Senators Brandes and Stewart—

CS for CS for SB 182—A bill to be entitled An act relating to the safe medical use of marijuana; amending s. 381.986, F.S.; redefining the term “marijuana delivery device” to eliminate the requirement that such devices must be purchased from a medical marijuana treatment center; redefining the term “medical use” to include the possession, use, or administration of marijuana in a form for smoking; restricting smoking of marijuana in enclosed indoor workplaces; conforming a provision to changes made by the act; requiring a patient’s informed consent form to include the risks specifically associated with smoking marijuana; requiring a certifying physician to make a determination in concurrence with a second physician who meets specified requirements before certifying a patient under 18 years of age who is not diagnosed with a terminal condition to smoke marijuana for medical use; requiring that marijuana in a form for smoking meet certain packaging and labeling requirements; deleting a provision prohibiting a medical marijuana treatment center from dispensing or selling specified products; allowing marijuana delivery devices to be purchased from a vendor other than a medical marijuana treatment center; providing applicability; repealing proviso language in s. 3, ch. 2018-9, Laws of Florida, relating to salaries and benefits positions and other personnel services of the Department of Health; providing an effective date.

By the Committees on Rules; Innovation, Industry, and Technology; and Health Policy; and Senators Brandes and Stewart—

CS for CS for CS for SB 182—A bill to be entitled An act relating to the medical use of marijuana; amending s. 381.986, F.S.; redefining the term “marijuana delivery device” to eliminate the requirement that such devices must be purchased from a medical marijuana treatment center; redefining the term “medical use” to include the possession, use, or administration of marijuana in a form for smoking; restricting the smoking of marijuana in enclosed indoor workplaces; conforming a provision to changes made by the act; requiring a patient’s informed consent form to include the risks specifically associated with smoking marijuana; prohibiting a physician from certifying a patient under 18 years of age to smoke marijuana for medical use unless the patient is diagnosed with a terminal condition and the physician makes a certain determination in concurrence with a second physician who is a pediatrician; conforming a provision to changes made by the act; requiring the Board of Medicine and the Board of Osteopathic Medicine to adopt certain practice standards by rule; requiring the Department of Health to provide the boards with certain information from the medical marijuana use registry, as necessary; establishing supply limits for physician certifications for marijuana in a form for smoking; requiring each medical marijuana treatment center to produce and make available for purchase at least one type of pre-rolled marijuana cigarette; requiring that marijuana in a form for smoking meet certain packaging and labeling requirements; requiring a medical marijuana treatment center to ensure that a marijuana delivery device meets certain packaging and labeling requirements; requiring the department to adopt rules specifying certain packaging and labeling requirements for marijuana delivery devices; prohibiting a medical marijuana treatment center from dispensing more than a specified supply limit of marijuana in a form for smoking; deleting a provision prohibiting a medical marijuana treatment center from dispensing or selling specified products; allowing marijuana delivery devices to be purchased from a vendor other than a medical marijuana treatment center; providing applicability; amending s. 1004.4351, F.S.; renaming the Coalition for Medical Marijuana Research and Education as the Consortium for Medical Marijuana Clinical Outcomes Research; establishing the consortium for a specified purpose; renaming the Medical Marijuana Research and Education Board as the Medical Marijuana Research Board; requiring the board to direct the operations of the consortium; providing membership of the board; providing for the appointment of a consortium director; providing duties of the consortium director; requiring the board to annually adopt a plan for medical marijuana research; requiring the plan to include specified information; providing research requirements for the plan; requiring the board to issue an annual report to the Governor and Legislature by a specified date; requiring the department to submit certain data sets to the board; amending s. 381.987, F.S.; conforming provisions to changes made by the act; repealing proviso language in s. 3, ch. 2018-9, Laws of Florida, relating to salaries and benefits positions and other personnel services of the department; providing an effective date.

By the Committee on Criminal Justice; and Senators Brandes and Perry—

CS for SB 204—A bill to be entitled An act relating to detention facilities; creating s. 900.06, 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; amending s. 951.22, F.S.; prohibiting introduction into or possession of any cellular telephone or other portable communication device on the grounds of any county detention facility; 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 Criminal Justice; and Senator Brandes—

CS for SB 210—A bill to be entitled An act relating to searches of cellular phones and other electronic devices; amending s. 933.02, F.S.; expanding the grounds for issuance of a search warrant; providing that

content held within a cellular phone, microphone-enabled household device, or portable electronic communication device may constitute evidence relevant to proving that a felony has been committed; amending s. 933.04, F.S.; adopting the constitutional protection against unreasonable interception of private communications by any means for purposes of obtaining a search warrant; 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. 934.03, 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 search 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 search warrant; amending s. 934.06, F.S.; to requiring a search warrant to obtain certain communication content; amending s. 934.07, F.S.; authorizing a judge to issue, instead of granting, a search 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 search 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 search warrant; amending s. 934.09, F.S.; requiring that each application for a search 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 search warrant *ex parte*, rather than an *ex parte* order, based on the application under certain circumstances; specifying requirements for search warrants, rather than orders, issued under certain circumstances; 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 search warrant issued under certain provisions constitutes a complete defense against specified actions; amending s. 934.21, F.S.; revising the exceptions to conduct that constitutes unlawful access to stored communications; conforming a provision to changes made by the act; amending s. 934.42, F.S.; defining the terms “mobile tracking device,” “real-time location tracking,” and “historical location data”; authorizing an investigative or law enforcement officer to apply to a judge of competent jurisdiction for a search warrant, rather than an order, authorizing real-time location tracking or acquisition of historical location data; requiring an application for a search warrant to include a statement of a reasonable period of time that the mobile tracking device may be used or the location data may be obtained in real time, 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; providing that the court, if it finds probable cause and finds the required statements in the application, must grant a search warrant; specifying the search warrant may authorize real-time location tracking or acquisition of historical location data; providing the search warrant may authorize the tracking as specified; requiring the search warrant to command the officer to complete any initiation of the location tracking authorized by the search warrant within a certain timeframe; providing requirements for the return of the search warrant to the judge and service of a copy of the search warrant on the person who was tracked or whose property was tracked; specifying how a search warrant authorizing the acquisition of historical location data must be returned and served; 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 and the acquisition of location data apply to the installation, use, or monitoring of any devices and the acquisition of location data as authorized; deleting the definition of “tracking device”; authorizing any investigative or law enforcement officer who is specially designated by certain persons and who makes specified determinations to engage in real-time location tracking if a search warrant is later obtained as specified; providing requirements for engaging in real-time location tracking; specifying when real-time location tracking must terminate; 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.

By the Committee on Commerce and Tourism; and Senators Brandes and Stewart—

CS for SB 220—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 that authorize a restaurant to allow patrons to remove partially consumed bottles of wine from a restaurant for off-premises consumption; amending s. 565.03, F.S.; redefining the terms “branded product” and “craft distillery”; revising the requirements for the sale of branded products by a licensed 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; revising requirements relating to the shipping of distilled spirits to consumers by a craft distillery; 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 specified distilled spirits from certain locations to its souvenir gift shop; requiring a craft distillery making certain transfers of distilled spirits to submit certain excise taxes with its monthly report to the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation; amending s. 561.221, F.S.; authorizing the division to issue vendor’s licenses to certain distilleries for the sale of alcoholic beverages on the licensed premises, on a seaport facility’s licensed premises, or at an airport terminal; requiring that the licensed vendor premises be included on certain sketches and diagrams under certain circumstances; requiring that all revisions to a sketch or diagram be approved by the division; capping the number of vendor’s licenses the division is authorized to issue to a distillery; requiring the division to issue permits to distilleries for conducting tastings and sales at certain events; requiring distilleries to pay entry fees and to have a representative present at such events; providing an effective date.

By the Committee on Infrastructure and Security; and Senator Baxley—

CS for SB 234—A bill to be entitled An act relating to registration and titling of vehicles and vessels; amending s. 320.055, F.S.; revising registration periods for certain vehicles; requiring the Department of Highway Safety and Motor Vehicles to develop methodology to prorate motor vehicle renewal registration fees for certain registrations; requiring the methodology to give customers certain renewal options; amending s. 320.0609, F.S.; authorizing the surviving spouse of a motor vehicle owner to present certain electronic death records when requesting a registration certificate and license plate transfer; amending ss. 320.07 and 320.0705, F.S.; conforming provisions to changes made by the act; amending s. 328.01, F.S.; authorizing a new owner or surviving coowner of a vessel to submit certain electronic death records when applying for transfer of title; providing effective dates.

By the Committee on Criminal Justice; and Senator Book—

CS for SB 236—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.

By the Committee on Governmental Oversight and Accountability; and Senator Hooper—

CS for SB 246—A bill to be entitled An act relating to public construction; amending s. 218.735, F.S.; revising the amounts of retainage that local governmental entities and contractors may withhold from progress payments for any construction services contract; amending s. 255.05, F.S.; revising requirements for Department of Management Services rules governing certain contracts; amending s. 255.078, F.S.; revising the amounts of retainage that certain public entities and contractors may withhold from progress payments for any construction services contract; specifying nonapplicability of the act; providing an effective date.

By the Committee on Criminal Justice; and Senators Hooper, Baxley, Simpson, and Perry—

CS for SB 248—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; expanding exemptions from public records requirements for agency personnel information by defining the term “home addresses” for purposes of public records exemptions for personal identifying and location information of certain agency personnel and their family members; exempting personal identifying and location information of active or former civilian personnel employed by a law enforcement agency, and of spouses and children of such personnel, from public records requirements; providing for legislative review and repeal of the exemptions; providing statements of public necessity; providing an effective date.

By the Committee on Community Affairs; and Senator Flores—

CS for SB 250—A bill to be entitled An act relating to state housing tax credits; amending s. 213.053, F.S.; authorizing the Department of Revenue to provide information on taken state workforce housing tax credits to the Florida Housing Finance Corporation; amending ss. 220.02 and 220.13, F.S.; conforming provisions to changes made by the act; repealing s. 220.185, F.S., relating to the state housing tax credit; amending s. 420.502, F.S.; providing legislative intent; amending s. 420.503, F.S.; defining the term “essential services personnel”; conforming a cross-reference; amending s. 420.5093, F.S.; replacing provisions relating to the State Housing Tax Credit Program with provisions relating to the State Workforce Housing Tax Credit Program; providing the purpose of the program; providing for an insurance premium and retaliatory tax credit to certain workforce housing developments; requiring the corporation to administer the program; specifying requirements, procedures, and authorized actions of the corporation in determining eligibility for, and awarding, tax credits; defining terms; requiring the corporation to prepare a certain plan; authorizing the corporation to adopt rules; requiring the corporation to establish specified procedures for agency awards; specifying application requirements; specifying limits on, and criteria for determining, final agency awards; specifying requirements for cost certifications and eligibility statements; requiring the executive director of the Department of Revenue to apply annual credit amounts to tax liabilities in a certain manner; requiring that an extended workforce housing commitment be in effect, under certain circumstances, for a certain tax credit to be allowed; defining the term “extended workforce housing commitment”; requiring the corporation to establish certain procedures; amending s. 624.509, F.S.; specifying the order in which certain credits must be taken against the premium tax; creating s. 624.51056, F.S.; authorizing certain taxpayers to claim a credit against the premium tax and retaliatory tax; specifying a limitation on claiming the credit; providing requirements for the eligibility statement; requiring the corporation to make preliminary agency awards in certain years; specifying the limit on such awards; authorizing certain owners of eligible workforce housing developments to distribute credit amounts among its constituent taxpayers; specifying requirements for such owners; providing for the carryforward of unused tax credits for a specified period; providing that unused credits may not be refunded; providing that certain insurers are not required to pay additional retaliatory tax; specifying

requirements and procedures for credit recapture; providing applicability; reenacting s. 624.5091(1)(a), F.S., relating to the retaliatory tax, to incorporate the amendment made to s. 624.509, F.S., in a reference thereto; providing an effective date.

By the Committee on Infrastructure and Security; and Senator Flores—

CS for SB 252—A bill to be entitled An act relating to motor vehicle registration applications; amending s. 320.02, F.S.; deleting a requirement that the application form for motor vehicle registration and renewal of registration include language permitting a voluntary contribution to the Auto Club Group Traffic Safety Foundation; requiring that such application form include language permitting a voluntary contribution to the Live Like Bella Childhood Cancer Foundation; requiring that the Department of Highway Safety and Motor Vehicles distribute such contributions to the Live Like Bella Childhood Cancer Foundation; providing an effective date.

By the Committee on Judiciary; and Senators Albritton, Harrell, Montford, and Rader—

CS for SB 262—A bill to be entitled An act relating to child welfare; amending s. 39.001, 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 as soon as possible; requiring the Department of Children and Families to ensure that parents have the information necessary to contact their case manager; requiring that a new case manager who is assigned to a case notify the parent and provide updated contact information; specifying that continuances and extensions of time by the court on its own motion may not exceed a certain period of time; amending s. 39.402, F.S.; specifying that time limitations governing placement of a child in a shelter do not include continuances requested by the court; requiring the court to advise parents in plain language what is expected of them to achieve reunification with their child; expanding the requirements that parents must meet to achieve reunification with their child; amending s. 39.507, F.S.; requiring the court during an adjudicatory hearing to advise parents in plain language of certain requirements to achieve permanency with their child; expanding the requirements that parents must meet to achieve reunification with their child; amending s. 39.521, F.S.; requiring the department to serve copies of the case plan and the family functioning assessment on the parents of the child and provide copies of the plan and assessment to the other parties; amending s. 39.522, F.S.; specifying that a postdisposition hearing, if needed, must occur before a child achieves a permanency placement; amending s. 39.6011, F.S.; requiring that the written notice in a case plan include certain responsibilities and actions required of the parents and inform the parent that a breach of the case plan by the parent’s action or inaction may result in an earlier filing of a petition for termination of parental rights; requiring the department to ensure that the parent has certain contact information and to explain certain strategies included in the case plan; providing a timeframe for referrals for services; amending s. 39.6012, F.S.; expanding the tasks and services a case plan must describe; 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; requiring that the case plan be updated at a permanency hearing unless the child will achieve permanency within a specified timeframe; amending s. 39.806, F.S.; specifying that grounds for termination of parental rights may be established when a case plan is materially breached by a parent or parents’ action or inaction; amending s. 39.811, F.S.; requiring the court to enter a written order of disposition within a specified timeframe following termination of parental rights; providing an effective date.

By the Committee on Ethics and Elections; and Senator Baxley—

CS for SB 268—A bill to be entitled An act relating to voting methods; amending s. 101.56075, F.S.; authorizing voting to be conducted using a voter interface device that produces a voter-verified paper output; providing an effective date.

By the Committee on Health Policy; and Senator Brandes—

CS for SB 302—A bill to be entitled An act relating to nonemergency medical transportation services; amending s. 316.87, F.S.; authorizing Medicaid nonemergency transportation services to be provided to a Medicaid recipient by certain transportation network companies or transportation brokers, subject to compliance with certain require-

ments; requiring the Agency for Health Care Administration to update certain regulations, policies, or other guidance by a specified date; providing that the requirements for transportation network companies and transportation network company drivers may not exceed specified requirements, except as necessary to conform to federal Medicaid transportation requirements administered by the agency; providing construction; amending s. 401.25, F.S.; authorizing a licensed basic life support or licensed advanced life support ambulance service to provide nonemergency Medicaid transportation in permitted ambulances in any county at the request of a certain eligible plan; providing an effective date.

By the Committee on Environment and Natural Resources; and Senators Montford, Stewart, Berman, and Rader—

CS for SB 314—A bill to be entitled An act relating to advanced well stimulation treatment; amending s. 377.19, F.S.; conforming a cross-reference; defining the terms “high-pressure well stimulation” and “matrix acidization”; creating s. 377.2405, F.S.; prohibiting the performance of high-pressure well stimulation or matrix acidization; clarifying that permits for drilling or operating a well do not authorize the performance of high-pressure well stimulation or matrix acidization; providing applicability; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Montford—

CS for SB 318—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 school personnel who have provided information during a protective investigation except under certain circumstances; providing for future legislative review and repeal of the exemption; conforming provisions to changes made by the act; providing a statement of public necessity; providing an effective date.

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

CS for SB 322—A bill to be entitled An act relating to preexisting conditions; creating s. 627.6046, F.S.; defining the terms “operative date” and “preexisting medical condition” with respect to individual health insurance policies; requiring insurers, contingent upon the occurrence of either of two specified events, to make at least one comprehensive major medical health insurance policy available to all residents of this state within a specified timeframe; prohibiting such insurers from excluding, limiting, denying, or delaying coverage under such policies due to preexisting medical conditions; requiring such policies to have been actively marketed on a specified date and during a certain timeframe before that date; providing applicability; creating s. 627.65612, F.S.; defining the terms “operative date” and “preexisting medical condition” with respect to group health insurance policies; requiring insurers, contingent upon the occurrence of either of two specified events, to make at least one comprehensive major medical health insurance policy available to all residents of this state within a specified timeframe; prohibiting such insurers from excluding, limiting, denying, or delaying coverage under such policies due to preexisting medical conditions; providing applicability; amending s. 641.31, F.S.; defining the terms “operative date” and “preexisting medical condition” with respect to health maintenance contracts; requiring health maintenance organizations, contingent upon the occurrence of either of two specified events, to make at least one comprehensive major medical health maintenance contract available to all residents of this state within a specified timeframe; prohibiting such health maintenance organizations from excluding, limiting, denying, or delaying coverage under such contracts due to preexisting medical conditions; requiring such contracts to have been actively marketed on a specified date and during a certain timeframe before that date; providing an effective date.

By the Committee on Judiciary; and Senator Brandes—

CS for SB 328—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 designating 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 specified facilities to allow a justice to establish an official headquarters; amending s. 26.012, F.S.; revising the appellate jurisdiction of the circuit courts; amending s. 29.008, F.S.; providing applicability and construction; amending s. 30.15, F.S.; requiring sheriffs to coordinate with the board of county commissioners and the chief judge of the circuit on a comprehensive plan for the provision of security for trial court facilities; requiring sheriffs to retain operational control over how they provide security for such facilities; specifying that the chief judge retains certain decisionmaking authority; specifying that sheriffs and their deputies, employees, and contractors are officers of the court when providing security for trial court facilities; amending s. 34.01, F.S.; increasing the limit on the amount in controversy in certain actions at law under which the county court has original jurisdiction, beginning on a specified date; specifying that certain actions relating to damages or losses covered by insurance policies are not within the jurisdiction of the county court; providing for adjustments to limits at specified intervals due to inflation or deflation; requiring the State Courts Administrator to make certain recommendations to the Governor and the Legislature by a specified date; amending s. 28.241, F.S.; adjusting filing fees for appeals of certain county court cases; amending s. 34.041, F.S.; adjusting county court civil filing fees based on claim values; providing for distribution of the fees; amending s. 44.108, F.S.; prohibiting a filing fee from being levied on an appeal from the county court to the circuit court for a claim for more than a specified amount; amending s. 105.031, F.S.; requiring the Department of State or the supervisor of elections to refund the full amount of certain qualifying fees; conforming a cross-reference; providing effective dates.

By the Committee on Criminal Justice; and Senators Pizzo, Rodriguez, Book, Thurston, Taddeo, Farmer, Brandes, Gibson, Torres, Rouson, and Braynon—

CS for SB 332—A bill to be entitled An act relating to incarcerated women; providing a short title; creating s. 944.242, F.S.; providing definitions; requiring correctional facilities to provide incarcerated women with certain health care products, subject to certain requirements; requiring a correctional facility to make health care products available in common housing areas and in medical care facilities; providing requirements for male correctional facility employees in certain circumstances; requiring documentation of certain incidents involving male correctional facility employees; requiring the correctional facility to review and retain such documentation; providing an effective date.

By the Committee on Criminal Justice; and Senators Brandes and Perry—

CS for SB 338—A bill to be entitled An act relating to extension of confinement; 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; requiring the department to administer a risk assessment instrument to appropriately determine an inmate’s ability to be released; authorizing the department to terminate the inmate’s supervised community release and return him or her to the same or another institution under certain circumstances; authorizing a law enforcement or probation officer to arrest an inmate without a warrant under certain circumstances; requiring the law enforcement officer to report alleged violations to a supervising probation office or the department’s emergency action center for disposition of disciplinary charges as prescribed by the department by rule; requiring an inmate participating in supervised community release to remain eligible to earn or lose gain-time, subject to certain restrictions; prohibiting the inmate from being counted in the population of the prison system; prohibiting the inmate’s approved community-based housing location from being counted in the capacity figures for the prison system; reenacting ss. 944.516(2), 945.092, and 946.503(2), F.S., relating to money or other property received for personal use or benefit of an inmate, limits on work-release and minimum security custody for persons who have committed the crime of escape, and definitions to be used with respect to correctional work programs, respectively, to incorporate the amendment made to s. 945.091, F.S., in references thereto; providing an effective date.

By the Committee on Criminal Justice; and Senators Brandes and Perry—

CS for SB 346—A bill to be entitled An act relating to conditional medical release; amending s. 947.005, F.S.; defining the terms “conditional medical release”; amending s. 947.149, F.S.; expanding eligibility for conditional medical release to include inmates with debilitating illnesses; defining the term “inmate with a debilitating illness”; redefining the term “terminally ill inmate”; 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 Committee on Health Policy; and Senators Braynon, Pizzo, and Book—

CS for SB 366—A bill to be entitled An act relating to infectious disease elimination programs; providing a short title; amending s. 381.0038, F.S.; providing that a county commission may authorize a sterile needle and syringe exchange program; defining the term “exchange program”; prohibiting the establishment of an exchange program under certain conditions; providing requirements for establishing an exchange program; specifying entities that may operate an exchange program; requiring the development of an oversight and accountability system for certain purposes; specifying requirements for exchange programs; requiring the collection of data and submission of reports; authorizing the Department of Health to adopt certain rules; providing for immunity from civil liability under certain circumstances; authorizing sources of funding for exchange programs; authorizing the continuation of a specified pilot project under certain circumstances; providing severability; providing an effective date.

By the Committee on Criminal Justice; and Senators Harrell and Perry—

CS for SB 370—A bill to be entitled An act relating to victims of human trafficking; amending s. 796.07, F.S.; providing a definition; providing construction; requiring a specified period of incarceration for solicitation of prostitution offenses involving victims of human trafficking; providing an effective date.

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

CS for SB 380—A bill to be entitled An act relating to homeowners’ insurance policy disclosures; amending s. 627.7011, F.S.; revising circumstances under which insurers issuing homeowners’ insurance policies must include a specified statement relating to flood insurance with the policy documents at initial issuance and renewals; providing an effective date.

By the Committee on Criminal Justice; and Senators Brandes and Perry—

CS for SB 408—A bill to be entitled An act relating to drug offenses; amending s. 893.135, F.S.; defining the term “dosage unit”; providing applicability; prohibiting the sale, purchase, delivery, bringing into this state, or actual or constructive possession of specified amounts of dosage units of certain controlled substances; creating the offense of “trafficking in pharmaceuticals”; providing criminal penalties; reenacting ss. 373.6055(3)(c), 397.4073(6), 414.095(1), 772.12(2), 775.087(2)(a) and (3)(a), 782.04(1)(a), (3)(a), and (4)(a), 810.02(3)(f), 812.014(2)(c), 893.13(8)(d), 893.135(1) and (2), 900.05(3)(e), 903.133, 907.041(4)(c), and 921.0024(1)(b), F.S., relating to criminal history checks for certain water management district employees and others; background checks of service provider personnel; the determination of eligibility for temporary cash assistance; the Drug Dealer Liability Act; felony reclassification of the possession or use of a weapon in an aggravated battery; murder; burglary; theft; prohibited acts that relate to the prescription of controlled substances; ownership, lease, rental, or possession for trafficking in or manufacturing controlled substances; criminal justice data collection; the prohibition of bail on appeal for certain felony convictions; pretrial detention and release; the scoresheet worksheet key for computation in the Criminal Punishment Code; respectively, to in-

corporate the amendment made to s. 893.135, F.S., in references thereto; providing an effective date.

By the Committee on Health Policy; and Senator Harrell—

CS for SB 434—A bill to be entitled An act relating to ambulatory surgical centers; amending s. 395.002, F.S.; revising the definition of the term “ambulatory surgical center”; 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 related to the delivery of surgical care to children in ambulatory surgical centers, in accordance with specified standards; specifying that ambulatory surgical centers may provide certain procedures only if authorized by agency rule; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Gibson—

CS for SB 452—A bill to be entitled An act relating to elder abuse fatality review teams; creating s. 415.1103, F.S.; authorizing the establishment of elder abuse fatality review teams in each judicial circuit and housing the review teams, for administrative purposes only, in the Department of Elderly Affairs; providing conditions for review team membership, establishment, and organization; specifying requirements for the review team operations and meeting schedules; assigning responsibility for paying the administrative costs of review team operations to the team members or the entities they represent; authorizing elder abuse fatality review teams in existence on a certain date to continue; requiring such existing teams to comply with specified requirements; specifying review team duties; requiring each review team to submit annually a summary report by a certain date to the Department of Elderly Affairs containing specified information; requiring the department to prepare annually a summary report on the review teams’ information and submit the summary to the Governor, the Legislature, and the Department of Children and Families; exempting certain information and records from discovery; providing an exception; restricting the testimony of certain persons about information or records presented during meetings or activities of the review teams; providing immunity from monetary liability for review team members under certain conditions; prohibiting review teams and review team members from disclosing confidential information; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Gibson—

CS for SB 454—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 Powell—

CS for SB 462—A bill to be entitled An act relating to judicial process; amending s. 48.23, F.S.; providing that a person who acquires for 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. 48.021, 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; providing an effective date.

By the Committee on Criminal Justice; and Senator Powell—

CS for SB 498—A bill to be entitled An act relating to fire safety and prevention; creating s. 633.217, F.S.; prohibiting a person from committing or attempting to commit certain acts to influence firesafety inspectors; providing criminal penalties; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Gruters and Stewart—

CS for SB 526—A bill to be entitled An act relating to the entertainment industry; creating the Film, Television, and Digital Media Targeted Grant Program within the Department of Economic Opportunity under the supervision of the Commissioner of Film and Entertainment; providing purposes for the program; defining terms; requiring that film, television, and digital media projects being produced in this state meet specified criteria for grant eligibility; authorizing applicants to receive grants up to a specified amount, including bonuses; requiring an applicant that receives funding to make a good faith effort to use existing providers of infrastructure or equipment in this state and Florida-resident cast and crew; requiring the commissioner to set application windows for the grant; providing requirements for the department relating to earmarking and setting aside grant funds; providing procedures and requirements for applicants applying for the grant; requiring the commissioner to take specified action within a reasonable period of time; specifying that an applicant is may submit only one application per application window; creating the Grant Advisory Board within the Office of Film and Entertainment of the department; providing membership requirements for the board; requiring the commissioner to select an alternate board member when certain conflicts of interest are present; providing meeting requirements for the board; requiring the board to determine a score for each qualified project using specified criteria; requiring the board to make a recommendation for certification or rejection of a qualified project within a specified timeframe; requiring the commissioner to determine the priority order and scoring system of the specified criteria with assistance from the board and certain other persons; requiring the board to use certain criteria; requiring the commissioner to take certain actions relating to the certification or rejection of qualified projects in a timely manner; requiring the department to earmark and set aside funding necessary to fund the total maximum that may be awarded to the certified projects, if funds are available; requiring the commissioner to develop a verification process to verify the actual certified expenditures of a certified project after the project's work in this state is complete; providing requirements for the verification process; requiring that the grant be issued within a reasonable period of time upon approval of the final grant amount by the department; requiring the department to deduct a specified percentage of the grant and to credit the amount to the department to offset certain expenses; requiring that certain marketing be included with a project; requiring certified projects to allow certain persons to visit the production site upon request of the commissioner and after providing the commissioner with reasonable notice; specifying that a visit to the production site is not required; requiring the department to disqualify a project under certain circumstances; providing for liability and imposing civil penalties for an applicant that submits fraudulent information; providing for rulemaking; requiring the commissioner to provide an annual report to the Governor and the Legislature on a specified date; providing for the expiration of the program; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Rouson—

CS for SB 528—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.; con-

forming 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 to give preference to trainers who are certified peer specialists; requiring the training program to coincide with a competency exam and to 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; requiring the department to forward fingerprints to the Department of Law Enforcement; requiring that fees for state and federal fingerprint processing be borne by the peer specialist applying for employment; providing that any arrest record identified through background screening be forwarded to the department; authorizing the Department of Children and Families 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 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; amending s. 435.07, F.S.; authorizing the exemption of certain persons from disqualification from employment; amending ss. 212.055, 394.495, 394.496, 394.9085, 397.416, 409.972, 440.102, 464.012, and 744.2007, F.S.; conforming cross-references; making technical changes; providing an effective date.

By the Committee on Criminal Justice; and Senator Book—

CS for SB 540—A bill to be entitled An act relating to human trafficking; creating s. 509.096, F.S.; requiring a public lodging establishment to train certain employees and create certain policies relating to human trafficking by a specified date; providing requirements for such training; permitting the Division of Hotels and Restaurants of the Department of Business and Professional Regulation to take disciplinary action against a public lodging establishment for failure to comply with such requirements; providing that this section does not establish a private cause of action against a public lodging establishment; creating s. 787.08, F.S.; requiring the Department of Children and Families, in consultation with the Department of Law Enforcement and the Attorney General, to establish a certain direct-support organization; providing requirements for the direct-support organization; requiring the direct-support organization to focus on human trafficking issues by forming strategic partnerships and serving as a liaison with specified public and private sector partners; requiring the direct-support organization to assist agencies in creating training on certain topics; requiring the direct-support organization to provide resources for such training and strategize the funding of inpatient care for victims of human trafficking in treatment centers throughout the state; requiring the direct-support organization to operate under a written contract with the Department of Children and Families; providing contractual requirements; providing for the membership of and the appointment of directors to the board of the direct-support organization; providing for future review and repeal by the Legislature; amending s. 796.07, F.S.; requiring that the criminal history record of a person who is convicted of, or enters a plea of guilty or nolo contendere to, soliciting, inducing, enticing, or procuring another to commit prostitution, lewdness, or assignation be added to the Soliciting for Prostitution Registry; requiring

the clerk of the court to forward the criminal history record of such persons to the Department of Law Enforcement for certain purposes; creating s. 943.0433, F.S.; requiring the Department of Law Enforcement to create and administer the Soliciting for Prostitution Registry; requiring the department to add certain criminal history records to the registry; requiring the department to adopt rules; amending s. 943.0583, F.S.; creating an exception to a prohibition that bars certain victims of human trafficking from petitioning for the expunction of a criminal history record for offenses committed while the person was a victim of human trafficking as part of the human trafficking scheme or at the direction of an operator of the scheme; creating s. 943.17297, F.S.; requiring each certified law enforcement officer to successfully complete training on identifying and investigating human trafficking before a certain date; requiring that the training be developed in consultation with specified entities; specifying that an officer's certification shall be inactive if he or she fails to complete the required training until the employing agency notifies the Criminal Justice Standards and Training Commission that the officer has completed the training; providing an effective date.

By the Committee on Judiciary; and Senator Albritton—

CS for SB 598—A bill to be entitled An act relating to firearms; amending s. 790.115, F.S.; authorizing a concealed weapon or concealed firearm licensee to carry a concealed firearm on the property of a religious institution when the property also contains a school; providing exceptions; reenacting s. 775.30(2), F.S., relating to terrorism, to incorporate the amendment made to s. 790.115, F.S., in a reference thereto; providing an effective date.

By the Committees on Rules; and Judiciary—

CS for SB 7006—A bill to be entitled An act relating to the Uniform Interstate Depositions and Discovery Act; amending s. 92.251, F.S.; revising a short title; defining terms; requiring a party to submit a foreign subpoena to a clerk of court in this state for the issuance of a subpoena in this state; requiring the clerk of court to promptly issue a subpoena for service upon the person to whom the foreign subpoena is directed; providing requirements for the subpoena; requiring that the service of the subpoena be served in compliance with the laws of this state and the Florida Rules of Civil Procedure; specifying that laws and rules governing compliance with subpoenas apply to subpoenas issued pursuant to the act; requiring that applications challenging a subpoena issued pursuant to the act comply with the statutes and rules of this state and be submitted to a specified court; providing for the uniform construction and application of the act; specifying that the act does not apply to criminal proceedings; providing applicability; providing an effective date.

**REFERENCE CHANGES
PURSUANT TO RULE 4.7(2)**

By the Committee on Commerce and Tourism; and Senators Brandes and Stewart—

CS for SB 220—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 that authorize a restaurant to allow patrons to remove partially consumed bottles of wine from a restaurant for off-premises consumption; amending s. 565.03, F.S.; redefining the terms “branded product” and “craft distillery”; revising the requirements for the sale of branded products by a licensed 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; revising requirements relating to the shipping of distilled spirits to consumers by a craft distillery; 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 specified distilled spirits from certain locations to its souvenir gift shop; requiring a craft distillery

making certain transfers of distilled spirits to submit certain excise taxes with its monthly report to the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation; amending s. 561.221, F.S.; authorizing the division to issue vendor's licenses to certain distilleries for the sale of alcoholic beverages on the licensed premises, on a seaport facility's licensed premises, or at an airport terminal; requiring that the licensed vendor premises be included on certain sketches and diagrams under certain circumstances; requiring that all revisions to a sketch or diagram be approved by the division; capping the number of vendor's licenses the division is authorized to issue to a distillery; requiring the division to issue permits to distilleries for conducting tastings and sales at certain events; requiring distilleries to pay entry fees and to have a representative present at such events; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; and Rules.

By the Committee on Health Policy; and Senator Brandes—

CS for SB 302—A bill to be entitled An act relating to nonemergency medical transportation services; amending s. 316.87, F.S.; authorizing Medicaid nonemergency transportation services to be provided to a Medicaid recipient by certain transportation network companies or transportation brokers, subject to compliance with certain requirements; requiring the Agency for Health Care Administration to update certain regulations, policies, or other guidance by a specified date; providing that the requirements for transportation network companies and transportation network company drivers may not exceed specified requirements, except as necessary to conform to federal Medicaid transportation requirements administered by the agency; providing construction; amending s. 401.25, F.S.; authorizing a licensed life support or licensed advanced life support ambulance service to provide nonemergency Medicaid transportation in permitted ambulances in any county at the request of a certain eligible plan; providing an effective date.

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

REPORTS OF COMMITTEES

The Committee on Criminal Justice recommends the following pass: SB 976

The Committee on Military and Veterans Affairs and Space recommends the following pass: SB 212

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 780

The bill was referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 406; SB 554; SB 782

The Committee on Judiciary recommends the following pass: SB 910

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 Education recommends the following pass: SB 120

The bill was referred to the Appropriations Subcommittee on Education under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 184

The Committee on Health Policy recommends the following pass: SB 192; SB 592; SB 716; SB 778

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 Commerce and Tourism recommends the following pass: SB 178; SB 414; SB 738

The Committee on Infrastructure and Security recommends the following pass: SB 64; SB 72

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 Health Policy recommends the following pass: SB 448; SB 1026

The bills were referred to the Committee on Children, Families, and Elder Affairs under the original reference.

The Committee on Innovation, Industry, and Technology recommends the following pass: SB 220

The bill was referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Agriculture recommends the following pass: SB 310

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 426

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

The Committee on Infrastructure and Security recommends the following pass: SB 116

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

The Committee on Health Policy recommends the following pass: SB 354

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

The Committee on Judiciary recommends the following pass: SJR 74; SJR 690

The bills were 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 176

The Committee on Commerce and Tourism recommends the following pass: SB 60; SB 298

The Committee on Ethics and Elections recommends the following pass: SB 336

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 670

The Committee on Criminal Justice recommends the following pass: SB 186

The Committee on Infrastructure and Security recommends the following pass: SB 404

The Committee on Judiciary recommends the following pass: SJR 362; SB 746; SB 980

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 102; SB 374

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 94

The Committee on Criminal Justice recommends the following pass: SB 136

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

The Committee on Agriculture recommends the following pass: SB 666

The Committee on Commerce and Tourism recommends the following pass: SB 198; SB 596

The Committee on Community Affairs recommends the following pass: SB 142

The Committee on Health Policy recommends the following pass: SB 648

The bills contained in the foregoing reports were referred to the Committee on Innovation, Industry, and Technology under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 124; SB 256; SB 262

The Committee on Criminal Justice recommends the following pass: SB 116; SB 130; SB 530; SB 966

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 180

The Committee on Community Affairs recommends the following pass: SB 82

The Committee on Education recommends the following pass: SB 114

The Committee on Ethics and Elections recommends the following pass: SJR 74

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 186; SJR 362; SB 7002; SB 7004; SB 7008; SB 7010; SB 7018; SB 7020

The Committee on Health Policy recommends the following pass: SB 374

The Committee on Judiciary recommends the following pass: CS for SB 160; CS for SB 204; SB 530

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 212

The Committee on Rules recommends the following pass: SB 2; SB 4; SB 6; SB 8; SB 180

The bills were placed on the Calendar.

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 496; SB 626

The Committee on Environment and Natural Resources recommends a committee substitute for the following: SB 92

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 90

The Committee on Criminal Justice recommends committee substitutes for the following: SB 332; SB 338; SB 346; SB 370; SB 624; SB 822; SB 828

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 Children, Families, and Elder Affairs recommends committee substitutes for the following: SB 528; SB 646

The Committee on Health Policy recommends committee substitutes for the following: SB 104; SB 188; SB 302; SB 366; SB 434

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 Commerce and Tourism recommends a committee substitute for the following: SB 740

The Committee on Infrastructure and Security recommends a committee substitute for the following: SB 252

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 a committee substitute for the following: SB 380

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 588

The Committee on Criminal Justice recommends a committee substitute for the following: SB 540

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 268

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 246

The Committee on Judiciary recommends a committee substitute for the following: SB 462

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 128

The Committee on Judiciary recommends committee substitutes for the following: SB 58; SB 598

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 Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 318

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

The Committee on Commerce and Tourism recommends committee substitutes for the following: SB 750; SB 878

The Committee on Community Affairs recommends a committee substitute for the following: SB 250

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Finance and Tax under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 454

The Committee on Criminal Justice recommends committee substitutes for the following: SB 236; SB 248; SB 498

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 322

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: CS for SB 128; SB 132

The Committee on Judiciary recommends committee substitutes for the following: SB 168; SB 328

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Infrastructure and Security under the original reference.

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 526

The Committee on Environment and Natural Resources recommends a committee substitute for the following: SB 314

The Committee on Health Policy recommends a committee substitute for the following: SB 182

The Committee on Infrastructure and Security recommends a committee substitute for the following: SB 76

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Innovation, Industry, and Technology under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 452

The Committee on Criminal Justice recommends committee substitutes for the following: SB 96; SB 160; SB 204; SB 210; SB 408

The Committee on Infrastructure and Security recommends a committee substitute for the following: SB 234

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 220

The Committee on Health Policy recommends a committee substitute for the following: CS for SB 322

The Committee on Innovation, Industry, and Technology recommends a committee substitute for the following: CS for SB 182

The Committee on Judiciary recommends committee substitutes for the following: SB 124; SB 262; SM 804

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 CS for SB 182; SB 7006

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: CS for SB 104; SB 184

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: SB 178; SB 414

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

The Appropriations Subcommittee on Agriculture, Environment, and General Government recommends a committee substitute for the following: CS for SB 92

The Appropriations Subcommittee on Health and Human Services recommends a committee substitute for the following: CS for SB 188

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

EXECUTIVE BUSINESS

The following Executive Orders were filed with the Secretary:

SUSPENSION REPORTS

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

EXECUTIVE ORDER NUMBER 18-341

WHEREAS, on October 18, 2017, I issued Executive Order 17-273 suspending Kirk Reams from the Office of Clerk of the Court for Jefferson County, Florida; and

WHEREAS, Article IV, section 7, Florida Constitution provides that a suspended officer may be reinstated by the Governor at any time prior to removal;

NOW THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to section Article IV, Section 7(a), Florida Constitution, issue this Executive Order:

Section 1. Effective December 1, 2018, Kirk Reams is reinstated to the public office that he held at the time of the above-mentioned suspension, to-wit Clerk of the Court for Jefferson County, Florida.

Section 2. Effective December 1, 2018, Executive Order 17-273 is revoked and the suspension of Kirk Reams is terminated.



IN TESTIMONY WHEREOF, I have hereunto set my hand and seal of the State of Florida to be affixed at Tallahassee this 30th day of November, 2018.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[This matter having been resolved was closed.]

EXECUTIVE ORDER NUMBER 18-121
(Executive Order of Suspension)

WHEREAS, Nicholas William Nicholson (Nicholson) is currently serving as County Commissioner for District One of the Hernando Board of County Commissioners in Hernando County, Florida; and

WHEREAS, on April 19, 2018, Nicholson was arrested based on an arrest warrant alleging that he committed the following offenses: two counts of purchasing the services of any person engaged in prostitution and one count of owning, maintaining, or operating any place, structure, building, or conveyance for the purpose of lewdness, assignation, or prostitution; and

WHEREAS, on April 26, 2018, Nicholson was charged by information with two counts of purchasing the services of any person engaged in prostitution and one count of owning, maintaining, or operating any place, structure, building, or conveyance for the purpose of lewdness, assignation, or prostitution; and

WHEREAS, Article IV, Section 7, Florida Constitution, provides that the Governor may suspend from office any county officer for mal-

feasance, 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 Hernando County, and the citizens of the State of Florida, that Nicholson 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. Nicholas William Nicholson is, and at all times material hereto was, serving as County Commissioner in and for Hernando County, Florida.
- B. The office of County Commissioner for Hernando County, Florida, is within the purview of the suspension powers of the Governor, pursuant to Article IV, Section 7, of the Florida Constitution.
- C. On April 26, 2018, Nicholson was charged by information with two counts of purchasing the services of any person engaged in prostitution and one count of owning, maintaining, or operating any place, structure, building, or conveyance for the purpose of lewdness, assignation, or prostitution in violation of section 796.07, Florida Statutes,
- D. Nicholson has committed malfeasance through the improper acts described above, as evidenced by the attached Information, which is incorporated as if fully stated in this Executive Order, necessitating his suspension from office.

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. Nicholas William Nicholson is suspended from the public office that he now holds, to wit: County Commissioner, Hernando County, Florida.

Section 2. Nicholas William Nicholson 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 26th day of April, 2018.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

[Referred to the Committee on Rules]

The Florida Senate
Office of the Secretary
404 S. Monroe Street
Tallahassee, FL 32399-1100

February 21, 2019

In Re: EO Number 18-121

Dear Secretary Brown,

I understand that my previous letter did not make clear my intentions. I am resigning my office immediately.

Very Truly Yours,
Nicholas W. Nicholson

MEMORANDUM

To: Debbie Brown, Secretary
 From: Bill Galvano, President
 Subject: Executive Order of Suspension Number 18-121
 Date: March 4, 2019

On February 4, 2019, I referred Executive Order Number 18-121 regarding the suspension of Nicholas W. Nicholson from the office of County Commissioner for District One of the Hernando County Board of County Commissioners to the Senate Committee on Rules.

The Senate has received a letter of resignation from Nicholas W. Nicholson, dated February 21, 2019, in which he has resigned from office as County Commissioner for District One of the Hernando County Board of County Commissioners.

Based on the resignation, the referral to the Senate Committee on Rules is withdrawn. There being no further action required by the Senate on this suspension, the matter is closed.

EXECUTIVE ORDER NUMBER 18-203

WHEREAS, Nichole Cummings (Cummings) is presently serving as a member of the Putnam County School Board; and

WHEREAS, on June 29, 2018, Cummings was charged by Information with Grand Theft, a third-degree felony in violation of section 812.014, Florida Statutes; 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 Putnam County, and the citizens of the State of Florida, that Cummings be immediately suspended from the public office, which she 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, find as follows:

- A. Nichole Cummings is, and at all times material hereto was, a School Board Member for Putnam County, Florida.
- B. The office of School Board Member for Putnam County, Florida, is within the purview of the suspension powers of the Governor, pursuant to Article IV, Section 7, Florida Constitution.
- C. On June 29, 2018, Cummings was charged by Information with Grand Theft, a third-degree felony in violation of section 812.014, Florida Statutes, as evidenced by the attached Information filed in the Seventh Judicial Circuit of Florida, 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. Nichole Cummings is suspended from the public office which she now holds, to wit: School Board Member for Putnam County, Florida.

Section 2. Nichole Cummings 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 13th day of July, 2018.

Rick Scott
 GOVERNOR

ATTEST:
Ken Detzner
 SECRETARY OF STATE

[Nichole Cummings' term having expired prior to Senate action, this matter was closed.]

EXECUTIVE ORDER NUMBER 18-342
 (Executive Order of Suspension)

WHEREAS, Brenda Snipes is presently serving as the Supervisor of Elections for Broward County, Florida, having been reelected by the voters of Broward County in 2016 for a four-year term; and

WHEREAS, on November 6, 2018, Florida voters cast ballots in the 2018 General Election; and

WHEREAS, in the hours and days following the 2018 General Election, Supervisor Snipes demonstrated repeatedly that she was unable to accurately respond to basic requests from candidates, news media, and the general public regarding the number of ballots that had been cast, the number of ballots that had been counted, and the number of ballots remaining to be canvassed; and that Supervisor Snipes was unwilling to permit the inspection of public records containing this information; and

WHEREAS, a judge of the Seventeenth Judicial Circuit held that Supervisor Snipes had improperly failed to produce public records containing information that the court found "should be a matter of record at this time and immediately available," in violation of Florida law; and

WHEREAS, Supervisor Snipes improperly permitted her staff to open unverified provisional and vote-by-mail ballots that had not been canvassed by the county canvassing board, in violation of Florida law; and

WHEREAS, Supervisor Snipes failed to ensure that ballots accepted and rejected by the county canvassing board were appropriately segregated, thereby permitting the commingling of more than 200 valid and invalid ballots in a manner that precluded subsequent actions to ensure that only valid ballots were counted, in violation of Florida law; and

WHEREAS, based on the results of the First Unofficial Returns, Florida's Secretary of State ordered a statewide recount of the votes cast with respect to the offices of United States Senator, Governor, and Commissioner of Agriculture; and

WHEREAS, the statutory deadline for each county to file the Second Unofficial Returns reflecting the results of the recount was 3 p.m. on Thursday, November 15, 2018; and

WHEREAS, the Broward County Canvassing Board completed its recount and announced the results of the recount and the Second Unofficial Returns for Broward County before the statutory deadline; and

WHEREAS, after the results of the recount were known, Supervisor Snipes failed to file the Second Unofficial Returns for Broward County to the Department of State until after the statutory deadline, in violation of Florida law; and

WHEREAS, following the recount, Supervisor Snipes reported that more than 2,000 ballots cast in Broward County had been lost, misplaced, or misfiled between November 6 and November 15, but that the missing ballots were allegedly somewhere "in the building," and has subsequently provided no explanation for the unexplained disappearance of thousands of ballots; and

WHEREAS, Supervisor Snipes has a history of violating the election laws of this state; and

WHEREAS, in the 2016 Primary Election, Supervisor Snipes posted the results of early voting and some vote-by-mail ballots thirty minutes before the polls closed at 7 p.m., in violation of Florida law; and

WHEREAS, in the 2016 General Election, Supervisor Snipes mailed vote-by-mail ballots to voters that omitted a constitutional amendment, in violation of Florida law; and

WHEREAS, in the 2016 General Election, Supervisor Snipes authorized the opening of vote-by-mail ballots before they had been canvassed by the county canvassing board, in violation of Florida law; and

WHEREAS, a judge of the Seventeenth Judicial Circuit has concluded that in 2017 Supervisor Snipes improperly authorized the destruction of ballots cast in the 2016 Primary Election, in violation of state and federal law; and

WHEREAS, on November 18, 2018, Brenda Snipes submitted a letter requesting the acceptance of her resignation from her office as Supervisor of Elections for Broward County, Florida; and

WHEREAS, the requested effective date of the resignation was January 4, 2019; and

WHEREAS, the duties of a Supervisor of Elections continue throughout her entire term of office; and

WHEREAS, Supervisors of Elections must carry out their duties in a manner consistent with state and federal law to preserve public confidence in the integrity of the elections process and the competence of elections officials; and

WHEREAS, Supervisor Snipes has repeatedly failed in her duties as Broward County Supervisor of Elections; and

WHEREAS, Supervisor Snipes has contravened her oath of office as set forth in Article II, section 5, of the Florida Constitution, to "...faithfully perform the duties" of Supervisor of Elections of Broward County, Florida; and

WHEREAS, due to her demonstrated misfeasance, incompetence, and neglect of duty, Supervisor Snipes can no longer demonstrate the qualifications necessary to meet her duties in office; and

WHEREAS, it is in the best interests of the residents of Broward County, and the citizens of the State of Florida, that Supervisor Snipes be immediately suspended from the public office, which she now holds;

NOW, THEREFORE, I, RICK SCOTT, Governor of Florida, pursuant to the Constitution and the laws of the State of Florida, do hereby find, determine, and for the purposes of Article IV, section 7, of the Florida Constitution, allege as follows:

- A. Brenda Snipes is, and at all times material was, the Supervisor of Elections for Broward County, Florida.
- B. The office of Supervisor of Elections is within the purview of the suspension powers of the Governor, pursuant to Article IV, section 7, of the Florida Constitution.
- C. The actions and omissions of Brenda Snipes referenced above constitute misfeasance, incompetence, neglect of duty—or all of these—for the purposes of Article IV, section 7, of the Florida Constitution.
- D. If, after execution of this suspension, additional facts are discovered that illustrate further misfeasance, incompetence, or neglect of duty—or other constitutional grounds for suspension of Supervisor Snipes—this Executive Order may be amended to allege those additional facts.

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. Brenda Snipes is hereby suspended from the public office that she now holds, to wit: Supervisor of Elections for Broward County, Florida.

Section 2. Brenda Snipes is hereby 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 privi-

leges of public office during the period of this suspension, which period shall be from the effective date hereof, until a further executive order is issued, or as otherwise provided by law.

Section 3. As of the signing of this executive order, the Florida Department of Law Enforcement, assisted by other law enforcement agencies as necessary, is requested to: (i) assist in the immediate transition of Brenda Snipes from the Broward County Supervisor of Elections Office, with access only to retrieve her personal belongings; (ii) ensure that no files, papers, documents, notes, records, computers, or removable storage media are removed from the Broward County Supervisor of Elections Office by Brenda Snipes or any of her staff; and (iii) allow Florida Department of State employees immediate access to all files within the Broward County Supervisor of Elections Office for review, analysis, and copying for any and all purposes.

Section 4. I hereby appoint Peter Antonacci as the Supervisor of Elections for Broward County, Florida, effective immediately.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 30th day of November, 2018.

Rick Scott
GOVERNOR

ATTEST:
Ken Detzner
SECRETARY OF STATE

EXECUTIVE ORDER NUMBER 19-18

WHEREAS on November 19, 2018, Dr. Brenda Snipes submitted her letter of resignation from the office of Supervisor of Elections for Broward County, Florida, effective January 4, 2019; and

WHEREAS, on November 30, 2018, Governor Rick Scott issued Executive Order 18-342 suspending Dr. Brenda Snipes from the office of Supervisor of Elections for Broward County, Florida; and

WHEREAS, the State is litigating the matter of *Dr. Brenda Snipes v. Rick Scott*; and

WHEREAS, the State bears costs in litigating this matter and will likely incur significant costs in the future; and

WHEREAS, in the interest of protecting the best interests of Florida taxpayers; and

WHEREAS, our efforts should be focused on ensuring that future elections are conducted with transparency and in accordance with law;

NOW THEREFORE, I, RON DESANTIS, Governor of Florida, pursuant to section Article IV, Section 7(a), Florida Constitution, issue this Executive Order:

Section 1. I hereby acknowledge the resignation of Dr. Brenda Snipes, effective January 4, 2019, terminating her duties.

Section 2. Effective January 18, 2019, Executive Order 18-342 is superseded by this Executive Order.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 18th day of January, 2019.

Ron DeSantis
GOVERNOR

ATTEST:
Michael Ertel
SECRETARY OF STATE

[This matter having been resolved was closed.]

EXECUTIVE ORDER NUMBER 19-13
(Executive Order of Suspension)

WHEREAS, Article IV, Section 7 of the Florida Constitution provides in relevant part that, “the Governor may suspend from office ... any county officer for ... neglect of duty ... [or] incompetence”; and

WHEREAS, Mary Beth Jackson is presently serving as the Superintendent of Schools for Okaloosa County, Florida, having been re-elected by the voters of Okaloosa County in 2016 for a four-year term; and

WHEREAS, pursuant to Florida Statute § 1001.32, the school district superintendent is responsible for the “administration and management of the schools and for the supervision of instruction in the district”; and

WHEREAS, pursuant to Florida Statute § 1001.33, the school district superintendent serves as the executive officer of all public schools within the school district; and

WHEREAS, pursuant to Florida Statute § 1001.42, the district school board, under the executive direction of the superintendent shall exercise power and perform the following duties: (1) recruiting and hiring personnel; (2) training, promoting, suspending and dismissing personnel; and (3) adopting policies for ethical conduct of personnel and school administrators; and

WHEREAS, pursuant to Florida Statute § 1001.42(6), the school district superintendent is required to “report to law enforcement misconduct by instructional personnel or school administrators that would result in disqualification from educator certification or employment”; and

WHEREAS, pursuant to Florida Statute § 1001.49, the school district superintendent shall exercise the following powers: general oversight over the entire school district and recommend policies, rules and minimum standards; and

WHEREAS, pursuant to Florida Statute § 1001.51, the school district superintendent shall exercise the following powers and perform the following duties: recommend the organization and operation of the schools to provide adequate educational opportunities for all children in the district; be responsible for directing the work of personnel of the school district; prepare all reports required by law or the rules of the State Board of Education; visit schools within the district to observe management and instruction to provide suggestions for improvement; and recommend procedures for implementing and maintaining a system of school improvement; and

WHEREAS, on January 9, 2018, Commissioner of Education, Richard Corcoran wrote a letter addressed to me in my official capacity as Governor of the State of Florida presenting two Okaloosa County Grand Jury Reports, dated February 20, 2018 and June 13, 2018; and

WHEREAS, based on the contents of the two Okaloosa County Grand Jury Reports, Commissioner Corcoran provided the following in his January 9, 2018, letter: “Based on the Grand Jury’s findings, which are within the appropriate scope of grand jury review, the investigation of this matter conducted by my General Counsel’s Office, and the grave and serious nature of these failures, I strongly recommend you exercise your authority under Article IV, Section 7(a) of the Florida Constitution and immediately suspend Superintendent Mary Beth Jackson from office.”; and

WHEREAS, according to the abovementioned reports during the 2015-2016 school year in Okaloosa County, there were numerous allegations and complaints made against Marlynn Stillions, a teacher at Kenwood Elementary School, involving inappropriate physical conduct with special needs students, including that Ms. Stillions kicked, tripped and grabbed students, withheld food and sprayed students with vinegar solution as punishment; and

WHEREAS, personnel in charge of reviewing complaints and human resources for Okaloosa County School District confirmed the allegations but failed to take any disciplinary action against Ms. Stillions and failed

report Ms. Stillions to the Department of Children and Families, as required by Florida law; and

WHEREAS, personnel in charge of reviewing the allegations and complaints made against Ms. Stillions failed to report the conduct to the Office of Professional Practices of the Department of Education; and

WHEREAS, personnel within the Okaloosa County School District failed to report the allegations to the parents of the child involved in the investigation; and

WHEREAS, a subsequent investigation conducted by Okaloosa County Sheriff’s Office and the State Attorney’s Office led to Ms. Stillions being charged with four counts of child abuse; and

WHEREAS, a subsequent investigation conducted by Okaloosa County Sheriff’s Office and the State Attorney’s Office led to three other Okaloosa County School District employees being charged with failure to report suspected child abuse; and

WHEREAS, the Grand Jury found that Superintendent Jackson failed to implement proper procedures for record management and mandatory reporting to both the Department of Children and Families and the Department of Education; and

WHEREAS, the Grand Jury found that Superintendent Jackson failed to implement a proper procedure for removing any teacher who faces allegations that involve the health or safety of a student; and

WHEREAS, the Grand Jury found that Superintendent Jackson failed to provide adequate, necessary and frequent trainings for school district personnel, especially in the areas of ethics, child abuse and mandatory reporting obligations; and

WHEREAS, Superintendent Jackson is responsible for the conduct of school personnel and the safety and well-being of the students; and

WHEREAS, Superintendent Jackson has failed her responsibilities and duties to the parents and students of the Okaloosa County School District due to her failure to provide adequate, necessary and frequent training, a lack of supervision of school district personnel, and a failure to implement adequate safe-guards, policies, and reporting requirements to protect the safety and well-being of the students; and

WHEREAS, Superintendent Jackson has contravened her oath of office as set forth in Article II, section 5, of the Florida Constitution, to “...faithfully perform the duties” of Superintendent of Schools for Okaloosa County, Florida; and

WHEREAS, due to her clear neglect of duty and incompetence, Superintendent Jackson can no longer demonstrate the qualifications necessary to meet her duties in office; and

WHEREAS, it is in the best interests of the residents and students of Okaloosa County, and the citizens of the State of Florida, that Superintendent Jackson be immediately suspended from the public office, which she now holds;

NOW, THEREFORE, I, RON DESANTIS, Governor of Florida, pursuant to the Constitution and the laws of the State of Florida, do hereby find, determine, and for the purposes of Article IV, section 7, of the Florida Constitution, allege as follows:

- A. Mary Beth Jackson is, and at all times material was, the Superintendent of Schools for Okaloosa County, Florida.
- B. The office of Superintendent is within the purview of the suspension powers of the Governor, pursuant to Article IV, section 7, of the Florida Constitution.
- C. The actions and omissions of Mary Beth Jackson as referenced constitute neglect of duty and incompetence for the purposes of Article IV, section 7, of the Florida Constitution.
- D. If, after execution of this suspension, additional facts are discovered that illustrate further neglect of duty and incompetence—or other constitutional grounds for suspension of Mary Beth Jackson—this Executive Order may be amended to allege those additional facts.

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. Mary Beth Jackson is hereby suspended from the public office that she now holds, to wit: Superintendent of Schools for Okaloosa County, Florida.

Section 2. Mary Beth Jackson is hereby 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 the effective date hereof, until a further executive order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 11th day of January, 2019.

Ron DeSantis
GOVERNOR

ATTEST:
Michael Ertel
SECRETARY OF STATE

[Referred to the Senate Special Master.]

MEMORANDUM

To: Debbie Brown, Secretary
From: Bill Galvano, President
Subject: Executive Order of Suspension 19-13,
In re Mary Beth Jackson
Date: March 4, 2019

On Friday, March 1, 2019, Executive Order of Suspension 19-13 was challenged by way of a Petition for Writ of Quo Warranto in the Florida Supreme Court. Subsequent to filing the Writ, Ms. Jackson requested the matter be held in abeyance and the Governor had no objection.

Pursuant to Senate Rule 12.9(2), the proceedings regarding EO 19-13 are held in abeyance.

EXECUTIVE ORDER NUMBER 19-14
(Executive Order of Suspension)

WHEREAS, Article IV, Section 7 of the Florida Constitution provides in relevant part that, “the Governor may suspend from office ... any county officer for ... neglect of duty ...[or] incompetence”; and

WHEREAS, Scott Israel is presently serving as the Sheriff for Broward County, Florida, having been reelected by the voters of Broward County in 2016 for a four-year term; and

WHEREAS, pursuant to Florida Statute § 30.15, it is the duty of elected sheriffs to be the conservators of the peace in their respective counties; and

WHEREAS, pursuant to Florida Statute § 30.07, “sheriffs may appoint deputies to act under them who shall have the same power as the sheriff appointing them, and for the neglect and default of whom in the execution of their office the sheriff shall be responsible”; and

WHEREAS, sheriffs are responsible for appointing command staff who are responsible for the training, response and security within the counties, including airports, seaports and schools within their jurisdiction; and

WHEREAS, sheriffs are responsible for the recruitment, hiring and promotion of their command staff and deputy sheriffs; and

WHEREAS, on February 14, 2018, Marjory Stoneman Douglas High School in Parkland, Broward County, Florida, experienced a tragic shooting, taking the lives of seventeen students and staff members; and

WHEREAS, prior to the shooting at Marjory Stoneman Douglas High School, Broward County Sheriff’s Office had a total of 21 interactions with the shooter, including two incidents that an internal affairs investigation later found warranted additional follow-up; and

WHEREAS, the first of the above incidents occurred in February 2016 when the Marjory Stoneman Douglas shooter posted a picture of a gun with a statement similar to “I am going to get this gun when I turn 18 and shoot up the school”; and

WHEREAS, Broward County Deputy Eason, acting on behalf of and in place of Sheriff Israel, did not complete an incident report, but instead noted in CAD, “No threats noted and info forwarded to (SRO) Peterson at school.”; and

WHEREAS, the second of the above incidents occurred in November 2017 when Broward County Sheriff’s Office received a call that the Marjory Stoneman Douglas shooter “had weapons and wanted to join the military to kill people” and “that [he] ‘might be a Columbine in the making’ and was a threat to kill himself.”; and

WHEREAS, Broward County Deputy Treijs, acting on behalf and in place of Sheriff Israel, did not complete an incident report, but instead noted in CAD that the Marjory Stoneman Douglas shooter was autistic, his location was unknown, and directed the caller to contact another police department; and

WHEREAS, on February 14, 2018, Broward County Deputy Scot Peterson was at all times acting on behalf of and in place of Sheriff Israel while serving as the School Resource Officer at Marjory Stoneman Douglas High School; and

WHEREAS, on February 14, 2018, Broward County Deputy Peterson exercised the discretion of Sheriff Israel consciously deciding not to engage the Marjory Stoneman Douglas shooter, while the shooter was actively killing and attempting to kill the students and teachers of Marjory Stoneman Douglas High School; and

WHEREAS, according to the Marjory Stoneman Douglas Public Safety Commission Report dated January 2, 2019, there were six other Broward County Sheriff Deputies acting on behalf of and in place of Sheriff Israel who were in close proximity to the Marjory Stoneman Douglas High School that “did not immediately move towards the gunshots to confront the shooter”; and

WHEREAS, Sheriff Israel is responsible for developing, implementing and training his deputies on policy related to active shooters; and

WHEREAS, Sheriff Israel is responsible for inserting into the Broward County Sheriff’s Office Active Shooter Policy that a deputy “may” enter the area or structure to engage an active shooter and preserve life; and

WHEREAS, on November 15, 2018, Sheriff Israel stated to the Marjory Stoneman Douglas Public Safety Commission “that he wanted his deputies to exercise discretion and he did not want them engaging in ‘suicide missions.’”; and

WHEREAS, as noted by the Marjory Stoneman Douglas Public Safety Commission Report dated January 2, 2019, Broward County Sheriff’s Office policy for responding to an active shooter situation is inconsistent with current and standard law enforcement practices; and

WHEREAS, even if the duty to engage an active shooter was discretionary, the responsibility for the exercise of that discretion falls upon the elected sheriff; and

WHEREAS, the Marjory Stoneman Douglas Public Safety Commission Report further revealed a failure on the part of Sheriff Israel and his deputies to timely establish an incident command center; and

WHEREAS, to meet the Sheriff’s duty to be the conservator of the peace, it is necessary for the Sheriff to provide adequate, up-to-date, frequent, thorough and realistic training to handle high-risk, high-stress situations, including mass casualty incidents; and

WHEREAS, Sheriff Israel's deputies interviewed by the Marjory Stoneman Douglas Public Safety Commission could not remember the last time they attended active shooter training or what type of training they received; and

WHEREAS, on January 6, 2017, a tragic shooting occurred at the Fort Lauderdale-Hollywood Airport in Broward County, Florida, taking the lives of five and injuring dozens more; and

WHEREAS, during the shooting at the Fort Lauderdale-Hollywood Airport the Broward County Sheriff's Office failed to contain and maintain security resulting in a breach of airport security; and

WHEREAS, an internal investigation into the Fort Lauderdale Airport shooting uncovered a lack of leadership by Sheriff Israel, including: a failure by Sheriff Israel to establish proper containment procedures for the crime scene, a failure by Sheriff Israel to establish a centralized command and response, a failure by Sheriff Israel to provide his deputies adequate, thorough and realistic training, and a failure by Sheriff Israel to establish an appropriate response to a mass casualty incident; and

WHEREAS, the investigation also revealed that Sheriff Israel's neglect of duty and incompetence lead to "most of the law enforcement personnel who responded [lacking] clear instructions, objectives, and roles."; and

WHEREAS, Sheriff Israel has egregiously failed in his duties as Sheriff for Broward County; and

WHEREAS, Sheriff Israel failed to maintain a culture of vigilance and thoroughness amongst his deputies in protecting the peace in Broward County, Florida; and

WHEREAS, Sheriff Israel has demonstrated during multiple incidents that he has not provided for the proper training of his deputies; and

WHEREAS, two separate reports into the recent mass casualty shootings in Broward County specifically found that Sheriff Israel has not and does not provide frequent training for his deputies resulting in the deaths of twenty-two individuals and a response that is inadequate for the future safety of Broward County residents; and

WHEREAS, two separate reports into the recent mass casualty shootings in Broward County specifically found that Sheriff Israel has not implemented proper protocols to provide guaranteed access to emergency services, nor proper protocols to have timely, unified command centers setup to control a crime scene, leading to confusion, a lack of recognized chain-of-command, and ultimately a failure to contain the dangerous situation; and

WHEREAS, Sheriff Israel has contravened his oath of office as set forth in Article II, section 5, of the Florida Constitution, to "...faithfully perform the duties" of Sheriff of Broward County, Florida; and

WHEREAS, due to his demonstrated neglect of duty and incompetence, Sheriff Israel can no longer demonstrate the qualifications necessary to meet his duties in office; and

WHEREAS, it is in the best interests of the residents of Broward County, and the citizens of the State of Florida, that Sheriff Israel be immediately suspended from the public office, which he now holds;

NOW, THEREFORE, I, RON DESANTIS, Governor of Florida, pursuant to the Constitution and the laws of the State of Florida, do hereby find, determine, and for the purposes of Article IV, section 7, of the Florida Constitution, allege as follows:

- A. Scott Israel is, and at all times material was, the Sheriff for Broward County, Florida.
- B. The office of sheriff is within the purview of the suspension powers of the Governor, pursuant to Article IV, section 7, of the Florida Constitution.
- C. The actions and omissions of Scott Israel as referenced above and as noted in the Marjory Stoneman Douglas Public Safety Commission Report, dated January 2, 2019 and attached hereto, constitute neglect of duty and incompetence for the purposes of Article IV, section 7, of the Florida Constitution.

- D. If, after execution of this suspension, additional facts are discovered that illustrate further neglect of duty and incompetence—or other constitutional grounds for suspension of Sheriff Israel—this Executive Order may be amended to allege those additional facts.

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. Scott Israel is hereby suspended from the public office that he now holds, to wit: Sheriff for Broward County, Florida.

Section 2. Scott Israel is hereby 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 the effective date hereof, until a further executive order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 11th day of January, 2019.

Ron DeSantis
GOVERNOR

ATTEST:
Michael Ertel
SECRETARY OF STATE

[Referred to the Senate Special Master.]

EXECUTIVE ORDER NUMBER 19-19
(Executive Order of Suspension)

WHEREAS, Article IV, Section 7 of the Florida Constitution provides in relevant part that, "the Governor may suspend from office ... any county officer for ... misfeasance ... neglect of duty ... [or] incompetence"; and

WHEREAS, Susan Bucher is presently serving as the Supervisor of Elections for Palm Beach County, Florida, having been reelected by the voters of Palm Beach County in 2016 for a four-year term; and

WHEREAS, throughout the voting process and in the days after the November 6, 2018 General Election, Supervisor Bucher demonstrated on a national stage that she was unable to comply with the laws of the state and her statutory duties as the Supervisor of Elections, as well as accurately report information related to the number of ballots that had been cast, counted and remaining to be counted, and failed in properly conducting the recount, by failing to act in a diligent and prudent manner, including being the only county to completely fail to complete the recounts; and

WHEREAS, on January 17, 2019, Florida Secretary of State Michael Ertel wrote a letter addressed to me in my official capacity as Governor of the State of Florida presenting a detailed assessment of the failures of Supervisor Bucher and a request to suspend her from office to protect integrity of elections in Palm Beach County; and

WHEREAS, prior to the 2018 Election Cycle, Supervisor Bucher was the only supervisor in the state to refuse and reject Department of Homeland Security-sponsored servers and extra security measures to combat the threat of cyber-terrorism; and

WHEREAS, Supervisor Bucher failed in her duties to select polling locations under Chapter 101, Florida Statutes, by failing to select polling locations with consideration of potential barriers, including selecting a polling location within a gated community that denied the opportunity for other voters to enter the community and cast their vote; and

WHEREAS, Florida Statute § 102.141 requires timely reporting of election results; and

WHEREAS, on November 6, 2018, including the hours and days afterwards, Supervisor Bucher failed to properly report the number of ballots that had been canvassed as required by Florida Statute § 102.141; and

WHEREAS, during the machine and manual recount, Supervisor Bucher failed to provide for a controlled, efficient, transparent and responsive recount operation in Palm Beach County; and

WHEREAS, a judge of the Fifteenth Judicial Circuit held that Supervisor Bucher failed to submit improperly completed ballots to the Canvassing Board in violation of Florida Statutes §§ 101.5614 and 101.68; and

WHEREAS, a judge of the Fifteenth Judicial Circuit found that Supervisor Bucher was allowing her staff to make voter intent determinations and fill out duplicate ballots in violation of the duties and responsibilities delegated to the Canvassing Board, as well as outside of the transparency requirements of handling ballots, in violation of Florida Statutes §§ 101.5614 and 101.68; and

WHEREAS, various media outlets had to file a lawsuit to require Supervisor Bucher to allow for transparency and sunshine in the review of ballots during the recounts; and

WHEREAS, based on the results of the First Unofficial Returns, Florida's Secretary of State ordered a statewide recount of the votes cast with respect to the offices of United States Senator, Governor, and Commissioner of Agriculture; and

WHEREAS, the statutory deadline for each county to file the Second Unofficial Returns reflecting the results of the machine recount was 3 p.m. on Thursday, November 15, 2018; and

WHEREAS, having knowledge of the statutory deadlines for the completion of the machine recount, Supervisor Bucher consciously decided to not follow her duties to complete the machine recount for the applicable races; and

WHEREAS, during the machine recount, various media outlets documented the Palm Beach County Supervisor of Elections office with no machines running or staff working throughout the days and evenings; and

WHEREAS, Supervisor Bucher made a premediated decision to not complete the statutorily required machine recount or submit Second Unofficial Returns by the 3 p.m. deadline, in violation of Florida law; and

WHEREAS, Supervisor Bucher and her staff were documented altering ballot tabulation machines to the point where they overheated and failed to work; and

WHEREAS, Supervisor Bucher failed to prepare for and implement a plan to comply with the statutory deadline for the machine recount; and

WHEREAS, Supervisor Bucher is solely responsible for advocating and securing funding for new, efficient and reliable ballot tabulation machines for the 3rd largest voting county in the state; and

WHEREAS, having knowledge of the statutory deadlines for the completion of the manual recount, Supervisor Bucher consciously decided to not follow her duties to complete the manual recount for the applicable races; and

WHEREAS, Supervisor Bucher took 50 days after Election Day to complete her statutory duties to conduct the recounts; and

WHEREAS, post-Election, Supervisor Bucher failed to provide a complete, sufficient and accurate Conduct of Election Report, as required by Florida Statute § 102.141(9), which is impeding the ability of the Department of State, Palm Beach County Canvassing Board, and members of the public to adequately assess and review the elections process; and

WHEREAS, as of January 18, 2019, the Palm Beach County Supervisor of Elections website has failed to adequately provide information to voters in Palm Beach County about upcoming municipal elections in March, including failing to identify which municipalities have elections,

early voting times and locations, links to the municipal websites for more information, or Election Day precincts and polling locations; and

WHEREAS, Supervisors of Elections must carry out their duties in a manner consistent with state and federal law to preserve public confidence in the integrity of the elections process and the competence of elections officials; and

WHEREAS, Supervisor Bucher has failed in her duties as Palm Beach County Supervisor of Elections; and

WHEREAS, her failures tarnished the State of Florida and cause people to question the ability to properly run elections; and

WHEREAS, Supervisor Bucher has contravened her oath of office as set forth in Article II, section 5, of the Florida Constitution, to "...faithfully perform the duties" of Supervisor of Elections of Palm Beach County, Florida; and

WHEREAS, due to her demonstrated misfeasance, incompetence, and neglect of duty, Supervisor Bucher can no longer demonstrate the qualifications necessary to meet her duties in office; and

WHEREAS, it is in the best interests of the residents of Palm Beach County, and the citizens of the State of Florida, that Supervisor Bucher be immediately suspended from the public office, which she now holds;

NOW, THEREFORE, I, RON DESANTIS, Governor of Florida, pursuant to the Constitution and the laws of the State of Florida, do hereby find, determine, and for the purposes of Article IV, section 7, of the Florida Constitution, allege as follows:

- A. Susan Bucher is, and at all times material was, the Supervisor of Elections for Palm Beach County, Florida.
- B. The office of Supervisor of Elections is within the purview of the suspension powers of the Governor, pursuant to Article IV, section 7, of the Florida Constitution.
- C. The actions and omissions of Susan Bucher referenced above, and in the letter from Secretary of State Michael Ertel, dated January 17, 2019 and attached hereto, constitute misfeasance, incompetence, neglect of duty—or all of these—for the purposes of Article IV, section 7, of the Florida Constitution.
- D. If, after execution of this suspension, additional facts are discovered that illustrate further misfeasance, incompetence, or neglect of duty—or other constitutional grounds for suspension of Supervisor Bucher—this Executive Order may be amended to allege those additional facts.

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. Susan Bucher is hereby suspended from the public office that she now holds, to wit: Supervisor of Elections for Palm Beach County, Florida.

Section 2. Susan Bucher is hereby 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 the effective date hereof, until a further executive order is issued, or as otherwise provided by law.

Section 3. As of the signing of this executive order, the Florida Department of Law Enforcement, assisted by other law enforcement agencies as necessary, is requested to: (i) assist in the immediate transition of Susan Bucher from the Palm Beach County Supervisor of Elections Office, with access only to retrieve her personal belongings; (ii) ensure that no files, papers, documents, notes, records, computers, or removable storage media are removed from the Palm Beach County Supervisor of Elections Office by Susan Bucher or any of her staff; and (iii) allow Florida Department of State employees immediate access to all files within the Palm Beach County Supervisor of Elections Office for review, analysis, and copying for any and all purposes.

Section 4. I hereby appoint Wendy S. Link as the Supervisor of Elections for Palm Beach County, Florida, effective immediately.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 18th day of January, 2019.

Ron DeSantis
GOVERNOR

ATTEST:

Michael Ertel

SECRETARY OF STATE

Office of Governor Ron DeSantis
State of Florida
PL-1 The Capitol
400 S. Monroe St.
Tallahassee, FL 32399-0001

January 25, 2019

Gov. DeSantis:

Please consider this my official letter of resignation as the Palm Beach County Supervisor of Elections effective immediately.

Sincerely,
Susan Bucher

[This matter having been resolved was closed.]

EXECUTIVE APPOINTMENTS WITHDRAWN

President Bill Galvano
The Florida Senate
The Capitol, Suite 409
Tallahassee, FL 32399

January 18, 2019

Dear President Galvano:

I am writing to inform you that I have retracted the following appointments made on January 4 and 7, 2019, that require Senate confirmation. Please see the complete list below:

Philip Diaz, Board of Chiropractic Medicine
Dr. Zachariah Zachariah, Board of Governors of the State University System
Dr. Jay Patel, Board of Governors of the State University System
Fred Salerno, Board of Governors of the State University System
Nicole Washington, Board of Governors of the State University System
Dr. Enrique Ginzburg, Board of Medicine
Nicolas Romanello, Board of Medicine
Linville Atkins, Board of Optometry
Dr. Mario Cabrera, Board of Veterinary Medicine
Dr. Christopher Smith, Board of Veterinary Medicine
Dr. Shobha Gupta, Broward College District Board of Trustees
David Maymon, Broward College District Board of Trustees
G. Edward Clement, Central Florida Expressway Authority
Randy Glisson, Central Florida Expressway Authority
Jay Madara, Central Florida Expressway Authority
Hannah Causseaux, Chipola College District Board of Trustees
Avis Craig, College of Central Florida District Board of Trustees
Robert Durrance, College of Central Florida District Board of Trustees
William Edgar, College of Central Florida District Board of Trustees
Robert Winsler, College of Central Florida District Board of Trustees
Richard Kane, Construction Industry Licensing Board
Carlos Beruff, Fish and Wildlife Conservation Commission
Joshua Kellam, Fish and Wildlife Conservation Commission
Christopher Groom, Florida Citrus Commission
Vernon Hollingsworth, Florida Citrus Commission
Robert Stork, Florida Polytechnic University Board of Trustees
Michael Roy, Florida Real Estate Appraisal Board
Poul Hornsleth, Florida Real Estate Commission
John Sherrard, Florida Real Estate Commission
Jeffrey Novotny, Florida Transportation Commission

Charles Powell, Gulf Coast State College District Board of Trustees
Joe Tannehill, Jr., Gulf Coast State College District Board of Trustees
Dipa Shah, Hillsborough Community College District Board of Trustees
Mark Feurer, Indian River State College District Board of Trustees
Christa Luna, Indian River State College District Board of Trustees
Brantley Schirard, Indian River State College District Board of Trustees

Robert Richter, Miami-Dade College District Board of Trustees
Dr. Cindy Roe Littlejohn, Northwest Florida Water Management District Governing Board

John Drew, Northeast Regional Planning Council
Tamela Cullens, South Florida State College District Board of Trustees
Nathan Stonecipher, St. Petersburg College District Board of Trustees
Thomas Grady, State Board of Education
Andrew Pollack, State of Board Education
Mark Goodson, State College of Florida, Manatee-Sarasota District Board of Trustees

Maicel Green, Tallahassee Community College District Board of Trustees
Michael Millett, Tampa Bay Regional Transit Authority

Sincerely,

Ron DeSantis
Governor

The Honorable Ron DeSantis
Governor
State of Florida
PL05, The Capitol
400 South Monroe Street
Tallahassee, FL 32399-0001

January 25, 2019

Dear Governor DeSantis:

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 January 18, 2019.

Philip Diaz, Board of Chiropractic Medicine
Dr. Zachariah Zachariah, Board of Governors of the State University System
Dr. Jay Patel, Board of Governors of the State University System
Fred Salerno, Board of Governors of the State University System
Nicole Washington, Board of Governors of the State University System
Dr. Enrique Ginzburg, Board of Medicine
Nicolas Romanello, Board of Medicine
Linville Atkins, Board of Optometry
Dr. Mario Cabrera, Board of Veterinary Medicine
Dr. Christopher Smith, Board of Veterinary Medicine
Dr. Shobha Gupta, Broward College District Board of Trustees
David Maymon, Broward College District Board of Trustees
G. Edward Clement, Central Florida Expressway Authority
Randy Glisson, Central Florida Expressway Authority
Jay Madara, Central Florida Expressway Authority
Hannah Causseaux, Chipola College District Board of Trustees
Avis Craig, College of Central Florida District Board of Trustees
Robert Durrance, College of Central Florida District Board of Trustees
William Edgar, College of Central Florida District Board of Trustees
Robert Winsler, College of Central Florida District Board of Trustees
Richard Kane, Construction Industry Licensing Board
Carlos Beruff, Fish and Wildlife Conservation Commission
Joshua Kellam, Fish and Wildlife Conservation Commission
Christopher Groom, Florida Citrus Commission
Vernon Hollingsworth, Florida Citrus Commission
Robert Stork, Florida Polytechnic University Board of Trustees
Michael Roy, Florida Real Estate Appraisal Board
Poul Hornsleth, Florida Real Estate Commission
John Sherrard, Florida Real Estate Commission
Jeffrey Novotny, Florida Transportation Commission
Charles Powell, Gulf Coast State College District Board of Trustees
Joe Tannehill, Jr., Gulf Coast State College District Board of Trustees
Dipa Shah, Hillsborough Community College District Board of Trustees
Mark Feurer, Indian River State College District Board of Trustees
Christa Luna, Indian River State College District Board of Trustees

Brantley Schirard, Indian River State College District Board of Trustees
 Robert Richter, Miami-Dade College District Board of Trustees
 Dr. Cindy Roe Littlejohn, Northwest Florida Water Management District Governing Board
 John Drew, Northeast Regional Planning Council
 Tamela Cullens, South Florida State College District Board of Trustees
 Nathan Stonecipher, St. Petersburg College District Board of Trustees
 Thomas Grady, State Board of Education
 Andrew Pollack, State Board of Education
 Mark Goodson, State College of Florida, Manatee-Sarasota District Board of Trustees
 Maicel Green, Tallahassee Community College District Board of Trustees
 Michael Millett, Tampa Bay Regional Transit Authority

Kerry Anne Schultz, Florida Commission on Community Service
 Sabeen Perwaiz Syed, Florida Commission on Community Service
 Charles Jeffrey Vickers, Florida Commission on Community Service
 Kelli Walker, Florida Commission on Community Service
 Sherry Wheelock, Florida Commission on Community Service
 Maryam Lagun Borrego, Florida Commission on Human Relations
 Samantha Hoare, Florida Commission on Human Relations
 Melinda Coonrod, Florida Commission on Offender Review
 Jason Allen, Florida Elections Commission
 John Martin Hayes, Florida Elections Commission
 Lindsey Lander, District Board of Trustees, Florida Gateway College
 James Surrency, District Board of Trustees, Florida Gateway College
 Miguel Tepedino, District Board of Trustees, Florida Gateway College
 Ashely Coone, Board of Trustees, Florida Gulf Coast University
 Mario Facella, Florida Housing Finance Corporation
 David Leben, District Board of Trustees, Florida Keys Community College
 James Rasmussen, Florida Prepaid College Board
 JoAnn Rooney, Florida Real Estate Appraisal Board
 Christine Chapman, Board of Trustees, Florida School for the Deaf and Blind
 Ralph Hadley, Board of Trustees, Florida School for the Deaf and Blind
 Christopher Wagner, Board of Trustees, Florida School for the Deaf and Blind
 Michael Boose, District Board of Trustees, Florida SouthWestern State College
 Christian Cunningham, District Board of Trustees, Florida SouthWestern State College
 Jonathan Martin, District Board of Trustees, Florida SouthWestern State College
 Danny Nix, District Board of Trustees, Florida SouthWestern State College
 Laura Perry, District Board of Trustees, Florida SouthWestern State College
 Julia Richmon du Plooy, District Board of Trustees, Florida SouthWestern State College
 Ryan Felipe Estevez, Florida State Boxing Commission
 Marco Lopez, Florida State Boxing Commission
 Michael Yormark, Florida State Boxing Commission
 Karen Bowling, District Board of Trustees, Florida State College at Jacksonville
 J. Palmer Clarkson, District Board of Trustees, Florida State College at Jacksonville
 Laura DiBella, District Board of Trustees, Florida State College at Jacksonville
 Candace Holloway, District Board of Trustees, Florida State College at Jacksonville
 Orrin Wayne Young, District Board of Trustees, Florida State College at Jacksonville
 Julius Davis, Florida Transportation Commission
 David Genson, Florida Transportation Commission
 Dean Asher, Greater Orlando Aviation Authority
 Julian Fouche, Greater Orlando Aviation Authority
 Maria Montalvo, Greater Orlando Aviation Authority
 Randy Ellsworth, Board of Hearing Aid Specialists
 Maria Hernandez, Board of Hearing Aid Specialists
 Anthony George, District Board of Trustees, Indian River State College
 J. Palmer Clarkson, Jacksonville Port Authority
 Jennifer Hooten, District Board of Trustees, Lake-Sumter State College
 Emily Lee, District Board of Trustees, Lake-Sumter State College
 Jaymie Carter, District Board of Trustees, State College of Florida, Manatee-Sarasota
 John Horne, District Board of Trustees, State College of Florida, Manatee-Sarasota
 Rodney Thomson, District Board of Trustees, State College of Florida, Manatee-Sarasota
 Steven Falcone, Board of Medicine
 Andre Perez, Board of Medicine
 Merle Preston Stringer, Board of Medicine
 Susan Amat, District Board of Trustees, Miami Dade College
 Benjamin Leon, District Board of Trustees, Miami Dade College
 Rolando Montoya, District Board of Trustees, Miami Dade College
 Juan Zapata, District Board of Trustees, Miami Dade College
 Mark Aesch, Board of Trustees, New College of Florida
 Felipe Colon, Board of Trustees, New College of Florida
 Garin Hoover, Board of Trustees, New College of Florida

Please let me know of any questions.

Regards,

Debbie Brown
 Secretary

President Bill Galvano
 The Florida Senate
 The Capitol, Suite 409
 Tallahassee, FL 32399

February 22, 2019

Dear President Galvano:

I am writing to inform you that I have retracted the following appointments that require Senate confirmation. Please see the complete list below:

Steve Moreau, Board of Acupuncture
 Darrin Rashad Williams, Board of Funeral, Cemetery, and Consumer Services
 Matthew Caldwell, District Board of Trustees, Broward College
 Randall Ewers, District Board of Trustees, College of Central Florida
 Donald Cesarone, Construction Licensing Board
 Edward McCullers, Construction Licensing Board
 Scott Thomason, Construction Licensing Board
 Garry Lubi, District Board of Trustees, Daytona State College
 Anne Cogges Patterson, District Board of Trustees, Daytona State College
 Angela Sissine, Board of Dentistry
 Bruce Deardoff, District Board of Trustees, Eastern Florida State College
 Edgar Allan Figueroa, District Board of Trustees, Eastern Florida State College
 Ronald Hodge, Board of Employee Leasing Companies
 William Meggs, Commission on Ethics
 Garrett Richter, Commission on Ethics
 Donald Shearer, Florida Board of Auctioneers
 Matthew Varble, Florida Board of Auctioneers
 Kerr Leuzinger, Florida Building Code Administrators and Inspectors Board
 Hamid Bahadori, Florida Building Commission
 James Batts, Florida Building Commission
 John Gatlin, Florida Building Commission
 David John, Florida Building Commission
 Drew Smith, Florida Building Commission
 John Wiseman, Florida Building Commission
 Patrick Schirard, Florida Citrus Commission
 Chucha Barber, Florida Commission on Community Service
 Christina Bonarrigo, Florida Commission on Community Service
 Lorena Jayne Cerio, Florida Commission on Community Service
 Meghan Collins, Florida Commission on Community Service
 Todd Demko, Florida Commission on Community Service
 Ashton Hayward, Florida Commission on Community Service
 Kyle Hill, Florida Commission on Community Service
 Autumn Karlinsky, Florida Commission on Community Service
 Natalia Martinez, Florida Commission on Community Service
 Patricia Miller, Florida Commission on Community Service
 Maritza Rovira Forino, Florida Commission on Community Service
 Lys Rubin, Florida Commission on Community Service

Sandra Haas, District Board of Trustees, North Florida Community College
 David Howell, District Board of Trustees, North Florida Community College
 Alton Williams, District Board of Trustees, North Florida Community College
 Charlotte Ann Flynt, District Board of Trustees, Northwest Florida State College
 Fox Reynold Henderson, District Board of Trustees, Northwest Florida State College
 Lori Kelley, District Board of Trustees, Northwest Florida State College
 Donald Paul Litke, District Board of Trustees, Northwest Florida State College
 Thomas Wright, District Board of Trustees, Northwest Florida State College
 George Roberts, Northwest Florida Water Management District
 Heather Baumwald, Board of Nursing
 Jennifer Raymond, Board of Nursing
 Mary Julie Talmadge, Board of Nursing
 Elna Rose Vizvary, Board of Occupational Therapy Practice
 Katie Gilbert-Spear, Board of Optometry
 John Edmund Griffin, Board of Optometry
 David Rouse, Board of Optometry
 Paul Weott, Board of Orthotists and Prosthetists
 Darcy Davis, District Board of Trustees, Palm Beach State College
 Phillip Ward, District Board of Trustees, Palm Beach State College
 Raymond Gadd, District Board of Trustees, Pasco-Hernando State College
 David Garcia, District Board of Trustees, Pasco-Hernando State College
 Alvaro Hernandez, District Board of Trustees, Pasco-Hernando State College
 Lee Maggard, District Board of Trustees, Pasco-Hernando State College
 John Mitten, District Board of Trustees, Pasco-Hernando State College
 Robin Schneider, District Board of Trustees, Pasco-Hernando State College
 Wendell Smith, District Board of Trustees, Pensacola State College
 Sherif Assal, Board of Pilot Commissioners
 Mark Block, Board of Podiatric Medicine
 Soorena Sadri, Board of Podiatric Medicine
 Ashley Bell Barnett, District Board of Trustees, Polk State College
 Daniel Dorrell, District Board of Trustees, Polk State College
 Gregory Littleton, District Board of Trustees, Polk State College
 Teresa Martinez, District Board of Trustees, Polk State College
 Mark Turner, District Board of Trustees, Polk State College
 Dylan Albergo, Board of Professional Engineers
 Scott Drury, Board of Professional Engineers
 Walid Sobh, Board of Professional Engineers
 Robert Crum, District Board of Trustees, Saint Johns River State College
 Wendell Davis, District Board of Trustees, Saint Johns River State College
 Leslie Dougher, District Board of Trustees, Saint Johns River State College
 Samuel Paul Garrison, District Board of Trustees, Saint Johns River State College
 James Reid, District Board of Trustees, Saint Johns River State College
 John Miklos, Saint Johns River Water Management District
 Janet Price, Saint Johns River Water Management District
 Allan Bruce Roberts, Saint Johns River Water Management District
 Caridad Estevez Lee, District Board of Trustees, Santa Fe College
 Jeffrey Oody, District Board of Trustees, Santa Fe College
 Robert Lee Woody, District Board of Trustees, Santa Fe College
 Tina Calderone, District Board of Trustees, Seminole State College
 Daniel O'Keefe, District Board of Trustees, Seminole State College
 Jeffrey Adams, Southwest Florida Water Management District
 Ed Armstrong, Southwest Florida Water Management District
 Scott Wiggins, Southwest Florida Water Management District
 Pete Debelius-Enemark, State of Florida Correctional Medical Authority
 Alphonas Alexander, Suwanne River Water Management District
 Charles Keith, Suwanne River Water Management District
 Eugene Lamb, District Board of Trustees, Tallahassee Community College
 Eric Grant, District Board of Trustees, Tallahassee Community College
 Arezou Jolly, Jacksonville Transportation Authority
 Shaun Oxtal, Tampa-Hillsborough County Expressway Authority
 Hung Mai, Tampa Port Authority

Stephen Swidal, Tampa Port Authority
 Douglas Bournique, Treasure Coast Regional Planning Council, Region Ten
 Robert Lowe, Treasure Coast Regional Planning Council, Region Ten
 Erica Whitfield, Treasure Coast Regional Planning Council, Region Ten
 Alonzie Scott, Board of Trustees, University of West Florida
 Jill Singer, Board of Trustees, University of West Florida
 Daisy Lopez-Cid, District Board of Trustees, Valencia State College
 Raymer Maguire, District Board of Trustees, Valencia State College
 Beth Smith, District Board of Trustees, Valencia State College
 Karen Cuchens, West Florida Regional Planning Council, Region One
 James Roy Foreman, West Florida Regional Planning Council, Region One
 Tom Grady, Investment Advisory Council

Sincerely,

Ron DeSantis
 Governor

President Bill Galvano February 28, 2019
 The Florida Senate
 The Capitol, Suite 409
 Tallahassee, FL 32399

Dear President Galvano:

I am writing to inform you that I have retracted the following appointment:

William Washington, District Board of Trustees, North Florida Community College

Sincerely,

Ron DeSantis
 Governor

The Honorable Ron DeSantis March 1, 2019
 Governor, State of Florida
 PL05, The Capitol
 400 South Monroe Street
 Tallahassee, FL 32399-0001

Dear Governor DeSantis:

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 letters dated February 22 and February 28, 2019.

Steve Moreau, Board of Acupuncture
 Darrin R. Williams, Board of Funeral, Cemetery, and Consumer Services
 Matthew Caldwell, Board of Trustees of Broward College
 Randall Ewers, Board of Trustees of College of Central Florida
 Donald M. Cesarone, Jr., Construction Industry Licensing Board
 Edward M. McCullers, Construction Industry Licensing Board
 Scott Thomason, Construction Industry Licensing Board
 Garry R. Lubi, Board of Trustees of Daytona State College
 Anne Coggeshall Patterson, Board of Trustees of Daytona State College
 Angela M. Sissine, Board of Dentistry
 Robert "Bruce" Deardoff, Board of Trustees of Eastern Florida State College
 Edgar Allan Figueroa, Board of Trustees of Eastern Florida State College
 Ronald Hodge, Board of Employee Leasing Companies
 William N. Meggs, Commission on Ethics
 Garrett S. Richter, Commission on Ethics
 Donald L. Shearer, Florida Board of Auctioneers
 Matthew J. Varble, Florida Board of Auctioneers
 Kerry A. Leuzinger, Florida Building Code Administrators and Inspectors Board
 Hamid R. Bahadori, Florida Building Commission
 James T. Batts, III, Florida Building Commission

John S. Gatlin, Florida Building Commission
David A. John, Florida Building Commission
Drew M. Smith, Florida Building Commission
John P. Wiseman, Florida Building Commission
John Patrick Schirard, Florida Citrus Commission
Chucha S. Barber, Florida Commission on Community Service
Lorena Jayne Cerio, Florida Commission on Community Service
Meghan Collins, Florida Commission on Community Service
Todd D. Demko, Florida Commission on Community Service
Kyle J. Hill, Florida Commission on Community Service
Autumn Karlinsky, Florida Commission on Community Service
Natalia Martinez, Florida Commission on Community Service
Patricia Penny Miller, Florida Commission on Community Service
Maritza Rovira Forino, Florida Commission on Community Service
Kerry Anne Schultz, Florida Commission on Community Service
Sabeen Perwaiz Syed, Florida Commission on Community Service
Charles Jeff Vickers, Florida Commission on Community Service
Kelli L. Walker, Florida Commission on Community Service
Sherry Wheelock, Florida Commission on Community Service
Jason Allen, Florida Elections Commission
John Martin Hayes, Florida Elections Commission
Lindsey Lander, Board of Trustees of Florida Gateway College
James Surrency, Board of Trustees of Florida Gateway College
Miguel J. Tepedino, Board of Trustees of Florida Gateway College
Ashely Coone, Board of Trustees, Florida Gulf Coast University
Mario Facella, Jr., Florida Housing Finance Corporation
Daniel S. Leben, Board of Trustees of Florida Keys Community College
James W. Rasmussen, Florida Prepaid College Board
JoAnn Rooney, Florida Real Estate Appraisal Board
Ralph V. Hadley, III, Board of Trustees for the Florida School for the Deaf and the Blind
Christopher D. Wagner, Board of Trustees for the Florida School for the Deaf and the Blind
Michael Boose, Board of Trustees of Florida SouthWestern State College
Christian J. Cunningham, Board of Trustees of Florida SouthWestern State College
Jonathan Martin, Board of Trustees of Florida SouthWestern State College
Danny Gene Nix, Jr., Board of Trustees of Florida SouthWestern State College
Laura M. Perry, Board of Trustees of Florida SouthWestern State College
Julia du Plooy, Board of Trustees of Florida SouthWestern State College
Ryan Felipe Estevez, Florida State Boxing Commission
Marco A. Lopez, Florida State Boxing Commission
Karen Bowling, Board of Trustees of Florida State College at Jacksonville
John Palmer Clarkson, Board of Trustees of Florida State College at Jacksonville
Laura DiBella, Board of Trustees of Florida State College at Jacksonville
Candace T. Holloway, Board of Trustees of Florida State College at Jacksonville
Orrin Wayne Young, Board of Trustees of Florida State College at Jacksonville
Julius D. Davis, Florida Transportation Commission
Steven Dean Asher, Greater Orlando Aviation Authority
Julian E. Fouche, Greater Orlando Aviation Authority
Maria "Maggi" Montalvo, Greater Orlando Aviation Authority
Randy M. Ellsworth, Board of Hearing Aid Specialists
Maria G. Hernandez, Board of Hearing Aid Specialists
Anthony George, Jr., Board of Trustees of Indian River State College
John Palmer Clarkson, Jacksonville Port Authority
Jennifer Renee Hooten, Board of Trustees of Lake-Sumter State College
Emily A. Lee, Board of Trustees of Lake-Sumter State College
Jaymie G. Carter, Board of Trustees of State College of Florida, Manatee-Sarasota
John C. Horne, Board of Trustees of State College of Florida, Manatee-Sarasota
Rodney Philip Thomson, Board of Trustees of State College of Florida, Manatee-Sarasota
Steven Falcone, Board of Medicine
Andre Maurice Perez, Board of Medicine
Merle P. Stringer, Board of Medicine
Susan Amat, Board of Trustees of Miami-Dade College
Benjamin Leon, III, Board of Trustees of Miami-Dade College
Rolando Montoya, Board of Trustees of Miami-Dade College
Juan C. Zapata, Board of Trustees of Miami-Dade College
Mark R. Aesch, Board of Trustees, New College of Florida
Garin C. Hoover, Board of Trustees, New College of Florida
Sandra K. Haas, Board of Trustees of North Florida Community College
Alton K. Williams, Jr., Board of Trustees of North Florida Community College
Charlotte Ann Flynt, Board of Trustees of Northwest Florida State College
Fox Reynolds Henderson, Board of Trustees of Northwest Florida State College
Lori K. Kelley, Board of Trustees of Northwest Florida State College
Donald P. Litke, Board of Trustees of Northwest Florida State College
Thomas B. Wright, Board of Trustees of Northwest Florida State College
George A. Roberts, Governing Board of the Northwest Florida Water Management District
Jenifer Raymond, Board of Nursing
Mary Julie Talmadge, Board of Nursing
Katie Gilbert-Spear, Board of Optometry
John Edmund Griffin, Board of Optometry
David W. Rouse, Board of Optometry
Darcy Johnson Davis, Board of Trustees of Palm Beach State College
Phillip H. Ward, III, Board of Trustees of Palm Beach State College
Raymond "Ray" E. Gadd, Jr., Board of Trustees of Pasco-Hernando State College
David A. Garcia, Board of Trustees of Pasco-Hernando State College
Alvaro A. Hernandez, Board of Trustees of Pasco-Hernando State College
Lee Maggard, Board of Trustees of Pasco-Hernando State College
John Richard Mitten, Board of Trustees of Pasco-Hernando State College
Robin L. Schneider, Board of Trustees of Pasco-Hernando State College
Wendell E. Smith, Board of Trustees of Pensacola State College
Sherif Assal, Board of Pilot Commissioners
Mark S. Block, Board of Podiatric Medicine
Soorena Sadri, Board of Podiatric Medicine
Ashley B. Barnett, Board of Trustees of Polk State College
Daniel F. Dorrell, Board of Trustees of Polk State College
Gregory A. Littleton, Board of Trustees of Polk State College
Teresa V. Martinez, Board of Trustees of Polk State College
Mark G. Turner, Board of Trustees of Polk State College
Dylan Albergo, Board of Professional Engineers
Scott R. Drury, Board of Professional Engineers
Walid M. Sobh, Board of Professional Engineers
Robert Crum, Board of Trustees of St. Johns River State College
Wendell D. Davis, Board of Trustees of St. Johns River State College
Samuel P. Garrison, Board of Trustees of St. Johns River State College
James E. Reid, Board of Trustees of St. Johns River State College
Janet Price, Governing Board of the St. Johns River Water Management District
Allan Roberts, Governing Board of the St. Johns River Water Management District
Caridad E. Lee, Board of Trustees of Santa Fe College
Jeffrey L. Oody, Board of Trustees of Santa Fe College
Robert Lee Woody, Board of Trustees of Santa Fe College
Tina Calderone, Board of Trustees of Seminole State College
Daniel James O'Keefe, Board of Trustees of Seminole State College
Jeffrey M. Adams, Governing Board of the Southwest Florida Water Management District
Elijah D. Armstrong, III, Governing Board of the Southwest Florida Water Management District
Terrell Scott Wiggins, Governing Board of the Southwest Florida Water Management District
Alphonas Alexander, Governing Board of the Suwannee River Water Management District
Charles G. Keith, Governing Board of the Suwannee River Water Management District
Eugene Lamb, Jr., Board of Trustees of Tallahassee Community College
William Eric Grant, Board of Trustees of Tallahassee Community College
Arezou C. Jolly, Jacksonville Transportation Authority
Hung T. Mai, Tampa Port Authority
Stephen W. Swindal, Tampa Port Authority
Douglas C. Bournique, Treasure Coast Regional Planning Council, Region Ten

Robert J. Lowe, Sr., Treasure Coast Regional Planning Council, Region Ten
 Erica Whitfield, Treasure Coast Regional Planning Council, Region Ten
 Alonzie Scott, III, Board of Trustees, University of West Florida
 Jill Anne Singer, Board of Trustees, University of West Florida
 Daisy Lopez-Cid, Board of Trustees of Valencia State College
 Raymer F. Maguire III, Board of Trustees of Valencia State College
 Beth Anne Smith, Board of Trustees of Valencia State College
 James Roy Foreman, West Florida Regional Planning Council, Region One
 William Washington, Board of Trustees, North Florida Community College

The Senate has not received the following appointments:

Christina Bonarrigo Villamil, Florida Commission on Community Service
 Ashton Hayward, Florida Commission on Community Service
 Lys Rubin, Florida Commission on Community Service
 Maryam Lagun Borrego, Florida Commission on Human Relations
 Samantha Hoare, Florida Commission on Human Relations
 Christine M. Chapman, Board of Trustees for the Florida School for the Deaf and the Blind
 Michael Yormark, Florida State Boxing Commission
 David Genson, Florida Transportation Commission
 Felipe J. Colon, Board of Trustees, New College of Florida
 David Alfonso Howell, Board of Trustees of North Florida Community College
 Heather Baumwald, Board of Nursing
 Elna Rose Vizvary, Board of Occupational Therapy Practice
 Paul Weott, Board of Orthotists and Prosthetists
 Leslie Dougher, Board of Trustees of St. Johns River State College
 John A. Miklos, Governing Board of the St. Johns River Water Management District
 Pete C. Debelius-Enemark, State of Florida Correctional Medical Authority
 Shaun R. Oxtal, Tampa-Hillsborough County Expressway Authority
 Karen Cuchens, West Florida Regional Planning Council, Region One
 Thomas R. Grady, Investment Advisory Council

Please let me know if you have any questions.

Regards,

Debbie Brown
 Secretary

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>
Secretary of Management Services	
Appointee: Satter, Jonathan R., North Palm Beach	Pleasure of Governor

Referred to the Committees on Appropriations Subcommittee on Agriculture, Environment, and General Government; and Governmental Oversight and Accountability; and Ethics and Elections.

<i>Office and Appointment</i>	<i>For Term Ending</i>
Secretary of Business and Professional Regulation	
Appointee: Beshears, Halsey, Monticello	Pleasure of Governor

Secretary of the Department of the Lottery	
Appointee: Poppell, James "Jim" W., Tallahassee	Pleasure of Governor

Referred to the Committees on Appropriations Subcommittee on Agriculture, Environment, and General Government; and Innovation, Industry, and Technology; and Ethics and Elections.

<i>Office and Appointment</i>	<i>For Term Ending</i>
Secretary of Corrections	
Appointee: Inch, Mark S., Confidential pursuant to s. 119.071(4), F.S.	Pleasure of Governor

Referred to the Committees on Appropriations Subcommittee on Criminal and Civil Justice; and Criminal Justice; and Ethics and Elections.

<i>Office and Appointment</i>	<i>For Term Ending</i>
Executive Director, Department of Economic Opportunity	
Appointee: Lawson, Kenneth E., Tallahassee	Pleasure of Governor

Referred to the Committees on Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Commerce and Tourism; and Ethics and Elections.

<i>Office and Appointment</i>	<i>For Term Ending</i>
Secretary of Transportation	
Appointee: Thibault, Kevin J., Groveland	Pleasure of Governor

Referred to the Committees on Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Infrastructure and Security; and Ethics and Elections.

<i>Office and Appointment</i>	<i>For Term Ending</i>
Secretary of Children and Families	
Appointee: Poppell, Patterson Chad, Confidential pursuant to s. 119.071(4), F.S.	Pleasure of Governor

Director, Agency for Persons with Disabilities	
Appointee: Palmer, Barbara Jo, Tallahassee	Pleasure of Governor

Referred to the Committees on Children, Families, and Elder Affairs; and Ethics and Elections.

<i>Office and Appointment</i>	<i>For Term Ending</i>
Secretary of Juvenile Justice	
Appointee: Marsteller, Simone, Confidential pursuant to s. 119.071(4), F.S.	Pleasure of Governor

Referred to the Committees on Criminal Justice; and Ethics and Elections.

<i>Office and Appointment</i>	<i>For Term Ending</i>
Secretary of State	
Appointee: Lee, Laurel M., Confidential pursuant to s. 119.071(4), F.S.	Pleasure of Governor

Referred to the Committees on Governmental Oversight and Accountability; and Ethics and Elections.

<i>Office and Appointment</i>	<i>For Term Ending</i>
Executive Director of Department of Veterans' Affairs	
Appointee: Burgess, Daniel W., Jr., Confidential pursuant to s. 119.071(4), F.S.	Pleasure of Governor

Referred to the Committees on Military and Veterans Affairs and Space; and Ethics and Elections.

SUPREME COURT OF FLORIDA

The following certificate was received:

No. SC18-1970

**IN RE: CERTIFICATION OF NEED
FOR ADDITIONAL JUDGES.**

[December 28, 2018]

PER CURIAM.

This opinion fulfills our constitutional obligation to determine the State’s need for additional judges in fiscal year 2019/2020 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 certify the need for two additional circuit court judgeships in the Ninth Judicial Circuit, one additional circuit court judgeship in the First Judicial Circuit, one additional circuit court judgeship in the Fourteenth Judicial Circuit, four additional county court judgeships in Hillsborough County, and no additional judgeships in the district courts of appeal. We decertify the need for two county court judgeships in Brevard County and one county court judgeship in Pasco County.

To make this decision, the Florida Supreme Court continues to use a verified objective weighted caseload methodology as a primary basis for assessing judicial need.² The objective data are supplemented by judgeship requests submitted by the lower courts, including various secondary factors. These secondary factors identified by each chief judge reflect local differences in support of their requests for more judgeships or in support of their requests to not decertify judgeships in situations where the objective case weights alone would indicate excess judicial capacity. Applying the criteria in this two-step methodology, this Court concludes that the First, Ninth, and Fourteenth circuits have a demonstrable need for additional circuit judges. Using the same criteria, this Court has concluded that the secondary factor analysis and uncertainty that are further explained below warrant fewer decertifications than the raw numbers alone would indicate.

A number of issues require additional study, review, and consideration because they impact our ability to accurately project judicial need. First is the potential impact of a jurisdiction change in county court. In view of the attention given during the 2018 legislative session to the issue of county court jurisdiction, this Court issued *In re Work Group on County Court Jurisdiction*, Fla. Admin. Order No. AOSC18-39 (Aug. 1, 2018), establishing the Work Group on County Court Jurisdiction within the Judicial Management Council. We directed that work group to review the county court and small claims jurisdictional limits, which have not been adjusted since 1992 and 1996 respectively, and we instructed the work group to further consider and examine operational and workload issues that would be affected if those limits were to be adjusted upward. The report of that work group was submitted on November 30 of this year and is currently under review by this Court. Given the recent interest by the Florida Legislature in adjusting county court jurisdiction, it is possible county court jurisdiction thresholds for civil cases, the procedures and path for appeals in certain cases, and small claims jurisdiction amounts may be adjusted. Precise estimates of how these changes would affect objective measures are challenging when considered individually and more so when multiple adjustments are contemplated. Any of the changes can reasonably be expected to shift workload in county, circuit, and appellate courts.

Additionally, trial court judges report that changes in law since the current case weights were developed in 2015 have resulted in more judicial involvement in cases generally. An example is the recent amendments to section 790.401, Florida Statutes (2018), 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. Since enactment of this legislation in March 2018, the courts have handled approximately 100 of these actions per month around the state. The impact of this and other legislation, such as section 825.1035, Florida Statutes (2018), the statute creating vulnerable adult injunctions, requires careful assessment.

Similarly, with the growth of problem-solving courts throughout the state and the increased number of cases handled by those problem-solving courts, it is important for this Court, in its consideration of assessment of judicial need, to evaluate the impact to judicial workload these courts create. While these courts show positive results in reduced recidivism and better outcomes for citizens, they also require significantly more judicial time.

This Court is reluctant to decertify judgeships while important reviews it has ordered, some of which may revise the very rules governing its analysis, are pending. Specifically, this Court has directed the Commission on Trial Court Performance and Accountability to review Florida Rule of Judicial Administration 2.240. This review will include an assessment of the secondary factors influencing judicial certification to determine if there are areas of inconsistency, overlap, or gaps between current factors in the case-weight formula and the unique local differences reported by the chief judges in the secondary factors portion of the evaluation of judicial need. The Commission has been specifically instructed to review rules 2.240(b)(1)(B) and 2.240(c), Florida Rules of Judicial Administration, concerning secondary factors to determine if there is a need to recommend modifications.

Finally, we note a need to monitor and consider any increases in litigation in the storm-impacted areas of the state, especially indebtedness and contract cases associated with Hurricane Irma in 2017 and Hurricane Michael in October 2018.

Having conducted a quantitative assessment of trial court and appellate court judicial workload and, as noted above, having also considered the various qualitative factors, workload trends, and uncertainties under consideration by this Court, we certify the need for eight additional trial court judges in Florida, consisting of four in circuit court and four in county court, as set forth in the appendix to this opinion. We are also recommending the decertification of three 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.

CANADY, C.J., and PARIENTE, LEWIS, QUINCE, POLSTON, LABARGA, 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	1	N/A	0	0
2	0	N/A	0	0
3	0	N/A	0	0
4	0	N/A	0	0
5	0	N/A	0	0
6	0	Pasco	0	1
7	0	N/A	0	0
8	0	N/A	0	0

9	2	N/A	0	0
10	0	N/A	0	0
11	0	N/A	0	0
12	0	N/A	0	0
13	0	Hillsborough	4	0
14	1	N/A	0	0
15	0	N/A	0	0
16	0	N/A	0	0
17	0	N/A	0	0
18	0	Brevard	0	2
19	0	N/A	0	0
20	0	N/A	0	0
Total	4	Total	4	3

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.*

COMMITTEES OF THE SENATE

(Pursuant to motion adopted at the 2018 Organization Session and as revised on December 14, 2018. Revisions shown in italics.)

Agriculture

Senator Albritton, Chair; Senator Gainer, Vice Chair; Senators Broxson, Montford, and Rader

Appropriations

Senator Bradley, Chair; Senator Simpson, Vice Chair; Senators Bean, Benacquisto, Book, Brandes, Braynon, Flores, Gainer, Gibson, Hutson, Lee, Mayfield, Montford, Passidomo, Powell, Rouson, Simmons, Stargel, Stewart, and Thurston

Appropriations Subcommittee on Agriculture, Environment, and General Government

Senator Mayfield, Chair; Senator Powell, Vice Chair; Senators Albritton, Bean, Berman, Broxson, Hooper, Hutson, Rodriguez, and Stewart

Appropriations Subcommittee on Criminal and Civil Justice

Senator Brandes, Chair; Senator Bracy, Vice Chair; Senators Gainer, Gruters, Harrell, Perry, Rouson, and Taddeo

Appropriations Subcommittee on Education

Senator Stargel, Chair; Senator Diaz, Vice Chair; Senators Baxley, Book, Flores, Montford, Pizzo, and Simmons

Appropriations Subcommittee on Health and Human Services

Senator Bean, Chair; Senator Harrell, Vice Chair; Senators Book, Diaz, Farmer, Flores, Hooper, Passidomo, Rader, and Rouson

Appropriations Subcommittee on Transportation, Tourism, and Economic Development

Senator Hutson, Chair; Senator Thurston, Vice Chair; Senators Brandes, Lee, Perry, Simpson, Taddeo, and Torres

Banking and Insurance

Senator Broxson, Chair; Senator Rouson, Vice Chair; Senators Brandes, Gruters, Lee, Perry, Taddeo, and Thurston

Children, Families, and Elder Affairs

Senator Book, Chair; Senator Mayfield, Vice Chair; Senators Bean, Harrell, Rader, Torres, and Wright

Commerce and Tourism

Senator Gruters, Chair; Senator Torres, Vice Chair; Senators Hutson, Stewart, and Wright

Community Affairs

Senator Flores, Chair; Senator Farmer, Vice Chair; Senators Broxson, Pizzo, and Simmons

Criminal Justice

Senator Perry, Chair; Senator Brandes, Vice Chair; Senators Bracy, Flores, and Pizzo

Education

Senator Diaz, Chair; Senator Montford, Vice Chair; Senators Baxley, Berman, Cruz, Perry, Simmons, and Stargel

Environment and Natural Resources

Senator Montford, Chair; Senator Albritton, Vice Chair; Senators Berman, Mayfield, and Wright

Ethics and Elections

Senator Baxley, Chair; Senator Braynon, Vice Chair; Senators Diaz, Passidomo, Powell, Rodriguez, and Stargel

Finance and Tax

Senator Gainer, Chair; Senator Gruters, Vice Chair; Senators Baxley, Bracy, Bradley, Pizzo, Powell, and Stargel

Governmental Oversight and Accountability

Senator Hooper, Chair; Senator Rader, Vice Chair; Senators Albritton, Bean, and Torres

Health Policy

Senator Harrell, Chair; Senator Berman, Vice Chair; Senators Baxley, Bean, Book, Cruz, Diaz, Hooper, Mayfield, and Rouson

Infrastructure and Security

Senator Lee, Chair; Senator Perry, Vice Chair; Senators Bean, Cruz, Hooper, Hutson, Stewart, and Taddeo

Innovation, Industry, and Technology

Senator Simpson, Chair; Senator Benacquisto, Vice Chair; Senators Bracy, Bradley, Brandes, Braynon, Farmer, Gibson, Hutson, and Passidomo

Judiciary

Senator Simmons, Chair; Senator Rodriguez, Vice Chair; Senators Baxley, Gibson, Hutson, and Stargel

Military and Veterans Affairs and Space

Senator Wright, Chair; Senator Cruz, Vice Chair; Senators *Broxson*, Gainer, Harrell, Pizzo, and *Torres*

Reapportionment

(Membership to be considered for appointment at a later date)

Rules

Senator Benacquisto, Chair; Senator Gibson, Vice Chair; Senators Book, Bradley, Brandes, Braynon, Farmer, Flores, Hutson, Lee, Montford, Passidomo, Rodriguez, Simmons, Simpson, *Stargel*, and Thurston

Joint Legislative Committees:

Joint Administrative Procedures Committee

Senator Stewart, Alternating Chair; Senators Cruz, Hooper, Perry, and Wright

Joint Committee on Public Counsel Oversight

Senator Powell, Alternating Chair; Senators Broxson, Farmer, Gruters, and Harrell

Joint Legislative Auditing Committee

Senator Brandes, Alternating Chair; Senators Baxley, Lee, Montford, and Rader

Joint Select Committee on Collective Bargaining

Senator Hooper, Alternating Chair; Senators Diaz, Stargel, Thurston, and Torres

Other Legislative Entity:

Joint Legislative Budget Commission

Senator Bradley, Alternating Chair; Senators Benacquisto, Book, Brandes, Braynon, Gibson, and Simpson

COMMUNICATION

MEMORANDUM

To: Debbie Brown, Secretary
From: Bill Galvano, President
Subject: Committee Assignments
Date: December 14, 2018

Pursuant to Senate Rule 1.5, I am making the following committee assignments effective immediately:

- Add Senator Stargel to the Senate Committee on Rules;
- Add Senator Torres to the Senate Committee on Military and Veterans Affairs and Space;
- Add Senator Broxson to the Senate Committee on Military and Veterans Affairs and Space.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

RETURNING MESSAGES — FINAL ACTION

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has adopted SCR 1018.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

CORRECTION AND APPROVAL OF JOURNAL

The Journals of March 11, 2018, Regular Session; and November 20, 2018, Organization Session were corrected and approved.

ADJOURNMENT

Pursuant to the motion by Senator Benacquisto previously adopted, upon dissolution of the joint session at 12:04 p.m., the Senate adjourned for the purpose of holding committee meetings and conducting other Senate business to reconvene at 1:30 p.m., Thursday, March 7 or upon call of the President.

SENATE PAGES

March 4-8, 2019

Aislynn Baker, Ocala; Zharia Bowles, Jacksonville; Ayianna Bradley, Monticello; Matthew Citty, Gainesville; Wyatt Falardeau, Vero Beach; Liam Fineout, Tallahassee; Natalia Gomez, Delray Beach; Kennedy Jennings, Aventura; William Moore, Tallahassee; Zandrick Pennywell, Midway; Anthony Petrolia, Delray Beach; Ezra Rader, Delray Beach; Alexis Van Dien, Naples



Journal of the Senate

Number 2—Regular Session

Thursday, March 7, 2019

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CALL TO ORDER

The Senate was called to order by President Galvano at 1:30 p.m. A quorum present—38:

Mr. President	Diaz	Perry
Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Wright
Cruz	Passidomo	

Excused: Senators Rouson and Torres

PRAYER

The following prayer was offered by Pastor Brian Campbell, Greater Macedonia Baptist Church, Jacksonville:

Most holy and gracious God, our creator and sustainer, we thank you for allowing us to gather for this legislative session. It is our prayer that your divine presence will rest upon this place. That you will lead and direct all the deliberations and discussions that will take place during this session. Let us always be mindful of those that we represent, and let us keep their best interest before us. Let us not allow divisive language and attitudes to keep us from doing the business of the people of this great State of Florida. Let the spirit of unity and oneness bind us together as we move forward in this session. Allow us to make our state a positive example for other states in this country. Allow us to show others that love still conquers over hate, and we can do more together than we can apart.

Bless each member of this body with the wisdom and knowledge needed to make this session one of the greatest sessions ever. Bless the majority and the minority parties so they will be able to come to compromises that will benefit the people of our state. We thank you for every staffer and every worker. Bless our Governor and continue to bless our great State of Florida. In thy name we do pray. Amen.

PLEDGE

Senate Pages, Aislynn Baker of Ocala; Wyatt Falardeau of Vero Beach; Liam Fineout of Tallahassee; and Zandrick Pennywell of Mid-

way, 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. Mark Dobbertien of Orange Park, sponsored by Senator Bradley, as the doctor of the day. Dr. Dobbertien specializes in general surgery.

SPECIAL ORDER CALENDAR

SB 2—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 2019 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 2019 shall be effective immediately upon publication; providing that general laws enacted during the 2018 regular session and prior thereto and not included in the Florida Statutes 2019 are repealed; providing that general laws enacted after the 2018 regular session are not repealed by this adoption act; providing an effective date.

—was read the second time by title. On motion by Senator Benacquisto, by two-thirds vote, **SB 2** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Diaz	Pizzo
Albritton	Farmer	Powell
Baxley	Flores	Rader
Bean	Gibson	Rodriguez
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Wright
Broxson	Passidomo	
Cruz	Perry	

Nays—None

Vote after roll call:

Yea—Gainer

SB 4—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 16.615, 17.076, 20.43, 25.077, 27.34, 27.54, 29.005, 29.006, 30.15, 39.001, 39.01, 39.0121, 39.0139, 39.2015, 39.202, 39.301, 39.303, 39.3031, 39.3035, 39.304, 39.3068, 39.307, 39.5086, 39.521, 105.036, 119.071, 121.71, 154.067, 159.834, 163.3177, 193.4615, 196.075, 196.1975, 210.03, 216.136, 218.135, 218.401, 220.11, 243.20, 259.105, 282.705, 288.9623, 316.614, 322.09, 328.76, 348.0012, 364.163, 373.206, 373.5905, 380.0651, 381.0072, 381.984, 383.3362, 383.402, 388.021, 391.026, 393.063, 395.1023, 395.1055, 395.4025, 397.6760, 400.235, 400.471, 400.4785, 400.991, 401.024, 402.305, 402.310, 402.56, 403.861, 408.036, 408.802, 408.820, 409.017, 409.145, 409.815, 409.9083, 440.45, 455.2286, 458.348, 459.025, 459.026, 468.432, 480.033, 483.285, 491.012, 501.011, 527.0201, 560.109, 578.08, 578.11, 578.13, 590.02, 624.509, 627.40951, 627.746, 634.436, 641.3107, 641.511, 655.825, 718.121, 736.0403, 825.101, 893.055, 893.0551,

900.05, 934.255, 943.0585, 943.1758, 944.115, 985.48, 1002.33, 1002.36, 1002.385, 1002.395, 1002.82, 1004.085, 1004.097, 1004.6495, 1005.03, 1005.06, 1006.061, 1007.24, 1007.273, 1008.31, 1009.89, 1011.69, 1011.71, 1012.2315, 1012.584, and 1013.62, F.S.; reenacting and amending s. 1006.12, F.S.; and reenacting ss. 163.3164 and 893.13, 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; improving the clarity of the statutes and facilitating their correct interpretation; and revising statutory provisions to conform to directives of the Legislature; providing an effective date.

—was read the second time by title. On motion by Senator Benacquisto, by two-thirds vote, **SB 4** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Table with 3 columns: Name, Diaz, Perry. Lists names of senators and their corresponding votes for SB 4.

Nays—None

SB 6—A reviser’s bill to be entitled An act relating to the Florida Statutes; repealing ss. 16.616, 196.102(14), 220.192, 311.07(3)(d), 316.0898, 319.141, 377.24075, 932.7055(4)(d), 960.002, 961.055, 961.056, 985.6865(4)(a), 1008.46(1)(b), and 1011.71(2)(k), F.S., and amending ss. 741.30, 784.046, and 1004.085 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 2019 Florida Statutes only through a reviser’s bill duly enacted by the Legislature; amending s. 16.615, F.S., to conform a cross-reference; providing an effective date.

—was read the second time by title. On motion by Senator Benacquisto, by two-thirds vote, **SB 6** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Table with 3 columns: Name, Diaz, Perry. Lists names of senators and their corresponding votes for SB 6.

Nays—None

SB 8—A reviser’s bill to be entitled An act relating to the Florida Statutes; amending ss. 252.90, 252.939, 253.126, 260.0144, 287.0572, 295.187, 310.102, 310.142, 310.183, 316.29545, and 316.304, F.S.; and repealing s. 316.611, 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; providing an effective date.

—was read the second time by title. On motion by Senator Benacquisto, by two-thirds vote, **SB 8** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Table with 3 columns: Name, Diaz, Perry. Lists names of senators and their corresponding votes for SB 8.

Nays—None

SB 180—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 its 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 read the second time by title. On motion by Senator Stargel, by two-thirds vote, **SB 180** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Table with 3 columns: Name, Diaz, Perry. Lists names of senators and their corresponding votes for SB 180.

Nays—None

CS for CS for CS for SB 182—A bill to be entitled An act relating to the medical use of marijuana; amending s. 381.986, F.S.; redefining the term “marijuana delivery device” to eliminate the requirement that such devices must be purchased from a medical marijuana treatment center; redefining the term “medical use” to include the possession, use, or administration of marijuana in a form for smoking; restricting the smoking of marijuana in enclosed indoor workplaces; conforming a provision to changes made by the act; requiring a patient’s informed consent form to include the risks specifically associated with smoking marijuana; prohibiting a physician from certifying a patient under 18 years of age to smoke marijuana for medical use unless the patient is

diagnosed with a terminal condition and the physician makes a certain determination in concurrence with a second physician who is a pediatrician; conforming a provision to changes made by the act; requiring the Board of Medicine and the Board of Osteopathic Medicine to adopt certain practice standards by rule; requiring the Department of Health to provide the boards with certain information from the medical marijuana use registry, as necessary; establishing supply limits for physician certifications for marijuana in a form for smoking; requiring each medical marijuana treatment center to produce and make available for purchase at least one type of pre-rolled marijuana cigarette; requiring that marijuana in a form for smoking meet certain packaging and labeling requirements; requiring a medical marijuana treatment center to ensure that a marijuana delivery device meets certain packaging and labeling requirements; requiring the department to adopt rules specifying certain packaging and labeling requirements for marijuana delivery devices; prohibiting a medical marijuana treatment center from dispensing more than a specified supply limit of marijuana in a form for smoking; deleting a provision prohibiting a medical marijuana treatment center from dispensing or selling specified products; allowing marijuana delivery devices to be purchased from a vendor other than a medical marijuana treatment center; providing applicability; amending s. 1004.4351, F.S.; renaming the Coalition for Medical Marijuana Research and Education as the Consortium for Medical Marijuana Clinical Outcomes Research; establishing the consortium for a specified purpose; renaming the Medical Marijuana Research and Education Board as the Medical Marijuana Research Board; requiring the board to direct the operations of the consortium; providing membership of the board; providing for the appointment of a consortium director; providing duties of the consortium director; requiring the board to annually adopt a plan for medical marijuana research; requiring the plan to include specified information; providing research requirements for the plan; requiring the board to issue an annual report to the Governor and Legislature by a specified date; requiring the department to submit certain data sets to the board; amending s. 381.987, F.S.; conforming provisions to changes made by the act; repealing proviso language in s. 3, ch. 2018-9, Laws of Florida, relating to salaries and benefits positions and other personnel services of the department; providing an effective date.

—was read the second time by title.

Senator Brandes moved the following amendment:

Amendment 1 (897266) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Paragraphs (g) and (j) of subsection (1), subsection (4), paragraphs (c) and (d) of subsection (6), paragraph (e) of subsection (8), subsection (14), and subsection (15) of section 381.986, Florida Statutes, are amended to read:

381.986 Medical use of marijuana.—

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

(g) “Marijuana delivery device” means an object used, intended for use, or designed for use in preparing, storing, ingesting, inhaling, or otherwise introducing marijuana into the human body, ~~and which is dispensed from a medical marijuana treatment center~~ for medical use by a qualified patient.

(j) “Medical use” means the acquisition, possession, use, delivery, transfer, or administration of marijuana authorized by a physician certification. The term does not include:

1. Possession, use, or administration of marijuana that was not purchased or acquired from a medical marijuana treatment center.

2. Possession, use, or administration of marijuana ~~in a form for smoking~~, in the form of commercially produced food items other than edibles, or of marijuana seeds ~~or flower, except for flower in a sealed, tamper-proof receptacle for vaping~~.

3. Use or administration of any form or amount of marijuana in a manner that is inconsistent with the qualified physician’s directions or physician certification.

4. Transfer of marijuana to a person other than the qualified patient for whom it was authorized or the qualified patient’s caregiver on behalf of the qualified patient.

5. Use or administration of marijuana in the following locations:

a. On any form of public transportation, except for low-THC cannabis *not in a form for smoking*.

b. In any public place, except for low-THC cannabis *not in a form for smoking*.

c. In a qualified patient’s place of employment, except when permitted by his or her employer.

d. In a state correctional institution, as defined in s. 944.02, or a correctional institution, as defined in s. 944.241.

e. On the grounds of a preschool, primary school, or secondary school, except as provided in s. 1006.062.

f. In a school bus, a vehicle, an aircraft, or a motorboat, except for low-THC cannabis *not in a form for smoking*.

6. *The smoking of marijuana in an enclosed indoor workplace as defined in s. 386.203(5).*

(4) PHYSICIAN CERTIFICATION.—

(a) A qualified physician may issue a physician certification only if the qualified physician:

1. Conducted a physical examination while physically present in the same room as the patient and a full assessment of the medical history of the patient.

2. Diagnosed the patient with at least one qualifying medical condition.

3. Determined that the medical use of marijuana would likely outweigh the potential health risks for the patient, and such determination must be documented in the patient’s medical record. If a patient is younger than 18 years of age, a second physician must concur with this determination, and such concurrence must be documented in the patient’s medical record.

4. Determined whether the patient is pregnant and documented such determination in the patient’s medical record. A physician may not issue a physician certification, except for low-THC cannabis, to a patient who is pregnant.

5. Reviewed the patient’s controlled drug prescription history in the prescription drug monitoring program database established pursuant to s. 893.055.

6. Reviews the medical marijuana use registry and confirmed that the patient does not have an active physician certification from another qualified physician.

7. Registers as the issuer of the physician certification for the named qualified patient on the medical marijuana use registry in an electronic manner determined by the department, and:

a. Enters into the registry the contents of the physician certification, including the patient’s qualifying condition and the dosage not to exceed the daily dose amount determined by the department, the amount and forms of marijuana authorized for the patient, and any types of marijuana delivery devices needed by the patient for the medical use of marijuana.

b. Updates the registry within 7 days after any change is made to the original physician certification to reflect such change.

c. Deactivates the registration of the qualified patient and the patient’s caregiver when the physician no longer recommends the medical use of marijuana for the patient.

8. Obtains the voluntary and informed written consent of the patient for medical use of marijuana each time the qualified physician issues a physician certification for the patient, which shall be maintained in the patient’s medical record. The patient, or the patient’s parent or legal guardian if the patient is a minor, must sign the informed consent acknowledging that the qualified physician has suffi-

ciently explained its content. The qualified physician must use a standardized informed consent form adopted in rule by the Board of Medicine and the Board of Osteopathic Medicine, which must include, at a minimum, information related to:

- a. The Federal Government's classification of marijuana as a Schedule I controlled substance.
- b. The approval and oversight status of marijuana by the Food and Drug Administration.
- c. The current state of research on the efficacy of marijuana to treat the qualifying conditions set forth in this section.
- d. The potential for addiction.
- e. The potential effect that marijuana may have on a patient's coordination, motor skills, and cognition, including a warning against operating heavy machinery, operating a motor vehicle, or engaging in activities that require a person to be alert or respond quickly.
- f. The potential side effects of marijuana use, *including the negative health risks associated with smoking marijuana*.
- g. The risks, benefits, and drug interactions of marijuana.
- h. That the patient's de-identified health information contained in the physician certification and medical marijuana use registry may be used for research purposes.

(b) If a qualified physician issues a physician certification for a qualified patient diagnosed with a qualifying medical condition pursuant to paragraph (2)(k), the physician must submit the following to the applicable board within 14 days after issuing the physician certification:

1. Documentation supporting the qualified physician's opinion that the medical condition is of the same kind or class as the conditions in paragraphs (2)(a)-(j).
2. Documentation that establishes the efficacy of marijuana as treatment for the condition.
3. Documentation supporting the qualified physician's opinion that the benefits of medical use of marijuana would likely outweigh the potential health risks for the patient.
4. Any other documentation as required by board rule.

The department must submit such documentation to the *Consortium Coalition* for Medical Marijuana *Clinical Outcomes Research and Education* established pursuant to s. 1004.4351.

(c) *If a qualified physician determines that smoking is an appropriate route of administration for a qualified patient, other than a patient diagnosed with a terminal condition, the qualified physician must submit the following documentation to the applicable board:*

1. *A list of other routes of administration, if any, certified by a qualified physician that the patient has tried, the length of time the patient used such routes of administration, and an assessment of the effectiveness of those routes of administration in treating the qualified patient's qualifying condition.*
2. *Research documenting the effectiveness of smoking as a route of administration to treat similarly situated patients with the same qualifying condition as the qualified patient.*
3. *A statement signed by the qualified physician documenting the qualified physician's opinion that the benefits of smoking marijuana for medical use outweigh the risks for the qualified patient.*

(d) *A qualified physician may not issue a physician certification for marijuana in a form for smoking to a patient under 18 years of age unless the patient is diagnosed with a terminal condition, the qualified physician determines that smoking is the most effective route of administration for the patient, and a second physician who is a board-certified pediatrician concurs with such determination. Such determination and concurrence must be documented in the patient's medical*

record and in the medical marijuana use registry. The certifying physician must obtain the written informed consent of such patient's parent or legal guardian before issuing a physician certification to the patient for marijuana in a form for smoking. The qualified physician must use a standardized informed consent form adopted in rule by the Board of Medicine and the Board of Osteopathic Medicine which must include information concerning the negative health effects of smoking marijuana on persons under 18 years of age and an acknowledgement that the qualified physician has sufficiently explained the contents of the form.

(e) *The Board of Medicine and the Board of Osteopathic Medicine shall review the documentation submitted pursuant to paragraph (c) and shall each, by July 1, 2021, adopt by rule practice standards for the certification of smoking as a route of administration.*

(f)(e) *A qualified physician may not issue a physician certification for more than three 70-day supply limits of marijuana or more than one 35-day supply limit of marijuana in a form for smoking. The department shall quantify by rule a daily dose amount with equivalent dose amounts for each allowable form of marijuana dispensed by a medical marijuana treatment center. The department shall use the daily dose amount to calculate a 70-day supply.*

1. *A qualified physician may request an exception to the daily dose amount limit, the 35-day supply limit of marijuana in a form for smoking, and the 4-ounce possession limit of marijuana in a form for smoking established in paragraph (14)(a). The request shall be made electronically on a form adopted by the department in rule and must include, at a minimum:*

- a. *The qualified patient's qualifying medical condition.*
- b. *The dosage and route of administration that was insufficient to provide relief to the qualified patient.*
- c. *A description of how the patient will benefit from an increased amount.*
- d. *The minimum daily dose amount of marijuana that would be sufficient for the treatment of the qualified patient's qualifying medical condition.*

2. *A qualified physician must provide the qualified patient's records upon the request of the department.*

3. *The department shall approve or disapprove the request within 14 days after receipt of the complete documentation required by this paragraph. The request shall be deemed approved if the department fails to act within this time period.*

(g)(d) *A qualified physician must evaluate an existing qualified patient at least once every 30 weeks before issuing a new physician certification. A physician must:*

1. *Determine if the patient still meets the requirements to be issued a physician certification under paragraph (a).*
2. *Identify and document in the qualified patient's medical records whether the qualified patient experienced either of the following related to the medical use of marijuana:*
 - a. *An adverse drug interaction with any prescription or non-prescription medication; or*
 - b. *A reduction in the use of, or dependence on, other types of controlled substances as defined in s. 893.02.*

3. *Submit a report with the findings required pursuant to subparagraph 2. to the department. The department shall submit such reports to the Consortium Coalition for Medical Marijuana Clinical Outcomes Research and Education established pursuant to s. 1004.4351.*

(h)(e) *An active order for low-THC cannabis or medical cannabis issued pursuant to former s. 381.986, Florida Statutes 2016, and registered with the compassionate use registry before June 23, 2017, is deemed a physician certification, and all patients possessing such orders are deemed qualified patients until the department begins issuing medical marijuana use registry identification cards.*

(i)(f) The department shall monitor physician registration in the medical marijuana use registry and the issuance of physician certifications for practices that could facilitate unlawful diversion or misuse of marijuana or a marijuana delivery device and shall take disciplinary action as appropriate.

(j)(g) The Board of Medicine and the Board of Osteopathic Medicine shall jointly create a physician certification pattern review panel that shall review all physician certifications submitted to the medical marijuana use registry. The panel shall track and report the number of physician certifications and the qualifying medical conditions, dosage, supply amount, and form of marijuana certified. The panel shall report the data both by individual qualified physician and in the aggregate, by county, and statewide. The physician certification pattern review panel shall, beginning January 1, 2018, submit an annual report of its findings and recommendations to the Governor, the President of the Senate, and the Speaker of the House of Representatives.

(k)(h) The department, the Board of Medicine, and the Board of Osteopathic Medicine may adopt rules pursuant to ss. 120.536(1) and 120.54 to implement this subsection.

(6) CAREGIVERS.—

(c) A qualified patient may designate no more than one caregiver to assist with the qualified patient's medical use of marijuana, unless:

1. The qualified patient is a minor and the designated caregivers are parents or legal guardians of the qualified patient;
2. The qualified patient is an adult who has an intellectual or developmental disability that prevents the patient from being able to protect or care for himself or herself without assistance or supervision and the designated caregivers are the parents or legal guardians of the qualified patient; ~~or~~
3. The qualified patient is admitted to a hospice program; *or*
4. *The qualified patient is participating in a research program in a teaching nursing home pursuant to s. 1004.4351.*

(d) A caregiver may be registered in the medical marijuana use registry as a designated caregiver for no more than one qualified patient, unless:

1. The caregiver is a parent or legal guardian of more than one minor who is a qualified patient;
2. The caregiver is a parent or legal guardian of more than one adult who is a qualified patient and who has an intellectual or developmental disability that prevents the patient from being able to protect or care for himself or herself without assistance or supervision; ~~or~~
3. All qualified patients the caregiver has agreed to assist are admitted to a hospice program and have requested the assistance of that caregiver with the medical use of marijuana; the caregiver is an employee of the hospice; and the caregiver provides personal care or other services directly to clients of the hospice in the scope of that employment; *or*
4. *All qualified patients the caregiver has agreed to assist are participating in a research program in a teaching nursing home pursuant to s. 1004.4351.*

(8) MEDICAL MARIJUANA TREATMENT CENTERS.—

(e) A licensed medical marijuana treatment center shall cultivate, process, transport, and dispense marijuana for medical use. A licensed medical marijuana treatment center may not contract for services directly related to the cultivation, processing, and dispensing of marijuana or marijuana delivery devices, except that a medical marijuana treatment center licensed pursuant to subparagraph (a)1. may contract with a single entity for the cultivation, processing, transporting, and dispensing of marijuana and marijuana delivery devices. A licensed medical marijuana treatment center must, at all times, maintain compliance with the criteria demonstrated and representations made in the initial application and the criteria established in this subsection. Upon request, the department may grant a medical marijuana treatment center a variance from the representations made in the initial appli-

cation. Consideration of such a request shall be based upon the individual facts and circumstances surrounding the request. A variance may not be granted unless the requesting medical marijuana treatment center can demonstrate to the department that it has a proposed alternative to the specific representation made in its application which fulfills the same or a similar purpose as the specific representation in a way that the department can reasonably determine will not be a lower standard than the specific representation in the application. A variance may not be granted from the requirements in subparagraph 2. and subparagraphs (b)1. and 2.

1. A licensed medical marijuana treatment center may transfer ownership to an individual or entity who meets the requirements of this section. A publicly traded corporation or publicly traded company that meets the requirements of this section is not precluded from ownership of a medical marijuana treatment center. To accommodate a change in ownership:

- a. The licensed medical marijuana treatment center shall notify the department in writing at least 60 days before the anticipated date of the change of ownership.
- b. The individual or entity applying for initial licensure due to a change of ownership must submit an application that must be received by the department at least 60 days before the date of change of ownership.
- c. Upon receipt of an application for a license, the department shall examine the application and, within 30 days after receipt, notify the applicant in writing of any apparent errors or omissions and request any additional information required.
- d. Requested information omitted from an application for licensure must be filed with the department within 21 days after the department's request for omitted information or the application shall be deemed incomplete and shall be withdrawn from further consideration and the fees shall be forfeited.

Within 30 days after the receipt of a complete application, the department shall approve or deny the application.

2. A medical marijuana treatment center, and any individual or entity who directly or indirectly owns, controls, or holds with power to vote 5 percent or more of the voting shares of a medical marijuana treatment center, may not acquire direct or indirect ownership or control of any voting shares or other form of ownership of any other medical marijuana treatment center.

3. A medical marijuana treatment center may not enter into any form of profit-sharing arrangement with the property owner or lessor of any of its facilities where cultivation, processing, storing, or dispensing of marijuana and marijuana delivery devices occurs.

4. All employees of a medical marijuana treatment center must be 21 years of age or older and have passed a background screening pursuant to subsection (9).

5. Each medical marijuana treatment center must adopt and enforce policies and procedures to ensure employees and volunteers receive training on the legal requirements to dispense marijuana to qualified patients.

6. When growing marijuana, a medical marijuana treatment center:

- a. May use pesticides determined by the department, after consultation with the Department of Agriculture and Consumer Services, to be safely applied to plants intended for human consumption, but may not use pesticides designated as restricted-use pesticides pursuant to s. 487.042.
- b. Must grow marijuana within an enclosed structure and in a room separate from any other plant.
- c. Must inspect seeds and growing plants for plant pests that endanger or threaten the horticultural and agricultural interests of the state in accordance with chapter 581 and any rules adopted thereunder.

d. Must perform fumigation or treatment of plants, or remove and destroy infested or infected plants, in accordance with chapter 581 and any rules adopted thereunder.

7. Each medical marijuana treatment center must produce and make available for purchase at least one low-THC cannabis product.

8. A medical marijuana treatment center that produces edibles must hold a permit to operate as a food establishment pursuant to chapter 500, the Florida Food Safety Act, and must comply with all the requirements for food establishments pursuant to chapter 500 and any rules adopted thereunder. Edibles may not contain more than 200 milligrams of tetrahydrocannabinol, and a single serving portion of an edible may not exceed 10 milligrams of tetrahydrocannabinol. Edibles may have a potency variance of no greater than 15 percent. Edibles may not be attractive to children; be manufactured in the shape of humans, cartoons, or animals; be manufactured in a form that bears any reasonable resemblance to products available for consumption as commercially available candy; or contain any color additives. To discourage consumption of edibles by children, the department shall determine by rule any shapes, forms, and ingredients allowed and prohibited for edibles. Medical marijuana treatment centers may not begin processing or dispensing edibles until after the effective date of the rule. The department shall also adopt sanitation rules providing the standards and requirements for the storage, display, or dispensing of edibles.

9. Within 12 months after licensure, a medical marijuana treatment center must demonstrate to the department that all of its processing facilities have passed a Food Safety Good Manufacturing Practices, such as Global Food Safety Initiative or equivalent, inspection by a nationally accredited certifying body. A medical marijuana treatment center must immediately stop processing at any facility which fails to pass this inspection until it demonstrates to the department that such facility has met this requirement.

10. *A medical marijuana treatment center that produces prerolled marijuana cigarettes may not use wrapping paper made with tobacco or hemp.*

~~11.40.~~ When processing marijuana, a medical marijuana treatment center must:

a. Process the marijuana within an enclosed structure and in a room separate from other plants or products.

b. Comply with department rules when processing marijuana with hydrocarbon solvents or other solvents or gases exhibiting potential toxicity to humans. The department shall determine by rule the requirements for medical marijuana treatment centers to use such solvents or gases exhibiting potential toxicity to humans.

c. Comply with federal and state laws and regulations and department rules for solid and liquid wastes. The department shall determine by rule procedures for the storage, handling, transportation, management, and disposal of solid and liquid waste generated during marijuana production and processing. The Department of Environmental Protection shall assist the department in developing such rules.

d. Test the processed marijuana using a medical marijuana testing laboratory before it is dispensed. Results must be verified and signed by two medical marijuana treatment center employees. Before dispensing, the medical marijuana treatment center must determine that the test results indicate that low-THC cannabis meets the definition of low-THC cannabis, the concentration of tetrahydrocannabinol meets the potency requirements of this section, the labeling of the concentration of tetrahydrocannabinol and cannabidiol is accurate, and all marijuana is safe for human consumption and free from contaminants that are unsafe for human consumption. The department shall determine by rule which contaminants must be tested for and the maximum levels of each contaminant which are safe for human consumption. The Department of Agriculture and Consumer Services shall assist the department in developing the testing requirements for contaminants that are unsafe for human consumption in edibles. The department shall also determine by rule the procedures for the treatment of marijuana that fails to meet the testing requirements of this section, s. 381.988, or department rule. The department may select a random sample from edibles available for purchase in a dispensing facility which shall be tested by the department to determine that the edible meets the potency requirements of

this section, is safe for human consumption, and the labeling of the tetrahydrocannabinol and cannabidiol concentration is accurate. A medical marijuana treatment center may not require payment from the department for the sample. A medical marijuana treatment center must recall edibles, including all edibles made from the same batch of marijuana, which fail to meet the potency requirements of this section, which are unsafe for human consumption, or for which the labeling of the tetrahydrocannabinol and cannabidiol concentration is inaccurate. The medical marijuana treatment center must retain records of all testing and samples of each homogenous batch of marijuana for at least 9 months. The medical marijuana treatment center must contract with a marijuana testing laboratory to perform audits on the medical marijuana treatment center's standard operating procedures, testing records, and samples and provide the results to the department to confirm that the marijuana or low-THC cannabis meets the requirements of this section and that the marijuana or low-THC cannabis is safe for human consumption. A medical marijuana treatment center shall reserve two processed samples from each batch and retain such samples for at least 9 months for the purpose of such audits. A medical marijuana treatment center may use a laboratory that has not been certified by the department under s. 381.988 until such time as at least one laboratory holds the required certification, but in no event later than July 1, 2018.

e. Package the marijuana in compliance with the United States Poison Prevention Packaging Act of 1970, 15 U.S.C. ss. 1471 et seq.

f. Package the marijuana in a receptacle that has a firmly affixed and legible label stating the following information:

(I) The marijuana or low-THC cannabis meets the requirements of sub-subparagraph d.

(II) The name of the medical marijuana treatment center from which the marijuana originates.

(III) The batch number and harvest number from which the marijuana originates and the date dispensed.

(IV) The name of the physician who issued the physician certification.

(V) The name of the patient.

(VI) The product name, if applicable, and dosage form, including concentration of tetrahydrocannabinol and cannabidiol. The product name may not contain wording commonly associated with products marketed by or to children.

(VII) The recommended dose.

(VIII) A warning that it is illegal to transfer medical marijuana to another person.

(IX) A marijuana universal symbol developed by the department.

~~12.44.~~ The medical marijuana treatment center shall include in each package a patient package insert with information on the specific product dispensed related to:

a. Clinical pharmacology.

b. Indications and use.

c. Dosage and administration.

d. Dosage forms and strengths.

e. Contraindications.

f. Warnings and precautions.

g. Adverse reactions.

13. *In addition to the packaging and labeling requirements specified in subparagraphs 11. and 12., marijuana in a form for smoking must be packaged in a sealed receptacle with a legible and prominent warning to keep away from children and a warning that states marijuana smoke contains carcinogens and may negatively affect health. Such receptacles for marijuana in a form for smoking must be plain, opaque, and white*

without depictions of the product or images other than the medical marijuana treatment center's department-approved logo and the marijuana universal symbol.

14. The department shall adopt rules to regulate the types, appearance, and labeling of marijuana delivery devices dispensed from a medical marijuana treatment center. The rules must require marijuana delivery devices to have an appearance consistent with medical use.

15. ~~12~~ Each edible shall be individually sealed in plain, opaque wrapping marked only with the marijuana universal symbol. Where practical, each edible shall be marked with the marijuana universal symbol. In addition to the packaging and labeling requirements in subparagraphs 11. and 12. ~~10. and 11.~~, edible receptacles must be plain, opaque, and white without depictions of the product or images other than the medical marijuana treatment center's department-approved logo and the marijuana universal symbol. The receptacle must also include a list all of the edible's ingredients, storage instructions, an expiration date, a legible and prominent warning to keep away from children and pets, and a warning that the edible has not been produced or inspected pursuant to federal food safety laws.

16. ~~13~~ When dispensing marijuana or a marijuana delivery device, a medical marijuana treatment center:

a. May dispense any active, valid order for low-THC cannabis, medical cannabis and cannabis delivery devices issued pursuant to former s. 381.986, Florida Statutes 2016, which was entered into the medical marijuana use registry before July 1, 2017.

b. May not dispense more than a 70-day supply of marijuana *within any 70-day period to a qualified patient or caregiver. May not dispense more than one 35-day supply of marijuana in a form for smoking within any 35-day period to a qualified patient or caregiver. A 35-day supply of marijuana in a form for smoking may not exceed 2.5 ounces unless an exception to this amount is approved by the department pursuant to paragraph (4)(f).*

c. Must have the medical marijuana treatment center's employee who dispenses the marijuana or a marijuana delivery device enter into the medical marijuana use registry his or her name or unique employee identifier.

d. Must verify that the qualified patient and the caregiver, if applicable, each have an active registration in the medical marijuana use registry and an active and valid medical marijuana use registry identification card, the amount and type of marijuana dispensed matches the physician certification in the medical marijuana use registry for that qualified patient, and the physician certification has not already been filled.

e. May not dispense marijuana to a qualified patient who is younger than 18 years of age. If the qualified patient is younger than 18 years of age, marijuana may only be dispensed to the qualified patient's caregiver.

f. May not dispense or sell any other type of cannabis, alcohol, or illicit drug-related product, including pipes, ~~bongs~~, or wrapping papers *made with tobacco or hemp*, other than a marijuana delivery device required for the medical use of marijuana and which is specified in a physician certification.

g. Must, upon dispensing the marijuana or marijuana delivery device, record in the registry the date, time, quantity, and form of marijuana dispensed; the type of marijuana delivery device dispensed; and the name and medical marijuana use registry identification number of the qualified patient or caregiver to whom the marijuana delivery device was dispensed.

h. Must ensure that patient records are not visible to anyone other than the qualified patient, his or her caregiver, and authorized medical marijuana treatment center employees.

(14) EXCEPTIONS TO OTHER LAWS.—

(a) Notwithstanding s. 893.13, s. 893.135, s. 893.147, or any other provision of law, but subject to the requirements of this section, a qualified patient and the qualified patient's caregiver may purchase

from a medical marijuana treatment center for the patient's medical use a marijuana delivery device and up to the amount of marijuana authorized in the physician certification, but may not possess more than a 70-day supply of marijuana, *or the greater of 4 ounces of marijuana in a form for smoking or an amount of marijuana in a form for smoking approved by the department pursuant to paragraph (4)(f)*, at any given time and all marijuana purchased must remain in its original packaging.

(b) *Notwithstanding paragraph (a), s. 893.13, s. 893.135, s. 893.147, or any other provision of law, a qualified patient and the qualified patient's caregiver may purchase and possess a marijuana delivery device intended for the medical use of marijuana by smoking from a vendor other than a medical marijuana treatment center.*

(c) ~~(b)~~ Notwithstanding s. 893.13, s. 893.135, s. 893.147, or any other provision of law, but subject to the requirements of this section, an approved medical marijuana treatment center and its owners, managers, and employees may manufacture, possess, sell, deliver, distribute, dispense, and lawfully dispose of marijuana or a marijuana delivery device as provided in this section, s. 381.988, and by department rule. For the purposes of this subsection, the terms "manufacture," "possession," "deliver," "distribute," and "dispense" have the same meanings as provided in s. 893.02.

(d) ~~(c)~~ Notwithstanding s. 893.13, s. 893.135, s. 893.147, or any other provision of law, but subject to the requirements of this section, a certified marijuana testing laboratory, including an employee of a certified marijuana testing laboratory acting within the scope of his or her employment, may acquire, possess, test, transport, and lawfully dispose of marijuana as provided in this section, in s. 381.988, and by department rule.

(e) ~~(d)~~ A licensed medical marijuana treatment center and its owners, managers, and employees are not subject to licensure or regulation under chapter 465 or chapter 499 for manufacturing, possessing, selling, delivering, distributing, dispensing, or lawfully disposing of marijuana or a marijuana delivery device, as provided in this section, in s. 381.988, and by department rule.

(f) ~~(e)~~ This subsection does not exempt a person from prosecution for a criminal offense related to impairment or intoxication resulting from the medical use of marijuana or relieve a person from any requirement under law to submit to a breath, blood, urine, or other test to detect the presence of a controlled substance.

(g) ~~(f)~~ Notwithstanding s. 893.13, s. 893.135, s. 893.147, or any other provision of law, but subject to the requirements of this section and pursuant to policies and procedures established pursuant to s. 1006.62(8), school personnel may possess marijuana that is obtained for medical use pursuant to this section by a student who is a qualified patient.

(h) ~~(g)~~ Notwithstanding s. 893.13, s. 893.135, s. 893.147, or any other provision of law, but subject to the requirements of this section, a research institute established by a public postsecondary educational institution, such as the H. Lee Moffitt Cancer Center and Research Institute, Inc., established under s. 1004.43, or a state university that has achieved the preeminent state research university designation under s. 1001.7065 may possess, test, transport, and lawfully dispose of marijuana for research purposes as provided by this section.

(15) APPLICABILITY.—

(a) This section does not limit the ability of an employer to establish, continue, or enforce a drug-free workplace program or policy.

(b) This section does not require an employer to accommodate the medical use of marijuana in any workplace or any employee working while under the influence of marijuana.

(c) This section does not create a cause of action against an employer for wrongful discharge or discrimination.

(d) *This section does not impair the ability of any party to restrict or limit smoking or vaping marijuana on his or her private property.*

(e) *This section does not prohibit the medical use of marijuana or a caregiver assisting with the medical use of marijuana in a nursing home facility licensed under part II of chapter 400, a hospice facility licensed under part IV of chapter 400, or an assisted living facility licensed under part I of chapter 429, if the medical use of marijuana is not prohibited in the facility's policies.*

(f) Marijuana, as defined in this section, is not reimbursable under chapter 440.

Section 2. Section 1004.4351, Florida Statutes, is amended to read:

1004.4351 Medical marijuana research ~~and education~~.—

(1) SHORT TITLE.—This section shall be known and may be cited as the “Medical Marijuana Research ~~and Education Act~~.”

(2) LEGISLATIVE FINDINGS.—The Legislature finds that:

(a) The present state of knowledge concerning the use of marijuana to alleviate pain and treat illnesses is limited because permission to perform clinical studies on marijuana is difficult to obtain, with access to research-grade marijuana so restricted that little or no unbiased studies have been performed.

(b) Under the State Constitution, marijuana is available for the treatment of certain debilitating medical conditions.

(c) Additional clinical studies are needed to ensure that the residents of this state obtain the correct dosing, formulation, route, modality, frequency, quantity, and quality of marijuana for specific illnesses.

(d) An effective medical marijuana research ~~and education~~ program would mobilize the scientific, ~~educational~~, and medical resources that presently exist in this state to determine the appropriate and best use of marijuana to treat illness.

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

(a) “Board” means the Medical Marijuana Research ~~and Education Board~~.

(b) “Consortium” ~~“Coalition”~~ means the Consortium ~~Coalition~~ for Medical Marijuana Clinical Outcomes Research ~~and Education~~.

(c) “Marijuana” has the same meaning as provided in s. 29, Art. X of the State Constitution.

(4) ~~CONSORTIUM COALITION FOR MEDICAL MARIJUANA CLINICAL OUTCOMES RESEARCH AND EDUCATION~~.—

(a) There is established within a state university designated by the Board of Governors ~~the H. Lee Moffitt Cancer Center and Research Institute, Inc.~~, the Consortium ~~Coalition~~ for Medical Marijuana Clinical Outcomes Research which shall consist of public and private universities ~~and Education~~. The purpose of the consortium ~~coalition~~ is to conduct rigorous scientific research ~~and, provide education~~, disseminate such research, ~~and guide policy for the adoption of a statewide policy on ordering and dosing practices for the medical use of marijuana. The coalition shall be physically located at the H. Lee Moffitt Cancer Center and Research Institute, Inc.~~

(b) The Medical Marijuana Research ~~and Education Board~~ is established to direct the operations of the consortium ~~coalition~~. The board shall be composed of ~~seven~~ members representing each participating university appointed by the president of each participating university the chief executive officer of the H. Lee Moffitt Cancer Center and Research Institute, Inc. Board members must have experience in a variety of scientific and medical fields, including, but not limited to, oncology, neurology, psychology, pediatrics, nutrition, and addiction. Members shall be appointed to 4-year terms and may be reappointed to serve additional terms. The chair shall be elected by the board from among its

members to serve a 2-year term. The board shall meet at least semi-annually at the call of the chair or, in his or her absence or incapacity, the vice chair. Four members constitute a quorum. A majority vote of the members present is required for all actions of the board. The board may prescribe, amend, and repeal a charter governing the manner in which it conducts its business. A board member shall serve without compensation but is entitled to be reimbursed for travel expenses by the consortium ~~coalition~~ or the organization he or she represents in accordance with s. 112.061.

(c) The consortium ~~coalition~~ shall be administered by a ~~coalition~~ director, who shall be appointed by and serve at the pleasure of the board. The ~~coalition~~ director shall, subject to the approval of the board:

1. Propose a budget for the consortium ~~coalition~~.

2. Foster the collaboration of scientists, researchers, and other appropriate personnel in accordance with the consortium's ~~coalition's~~ charter.

3. *Engage individuals in public and private university programs relevant to the consortium's work to participate in the consortium.*

~~4.2.~~ Identify and prioritize the research to be conducted by the consortium ~~coalition~~.

~~5.4.~~ Prepare a plan for medical marijuana research ~~the Medical Marijuana Research and Education Plan~~ for submission to the board.

~~6.5.~~ Apply for grants to obtain funding for research conducted by the consortium ~~coalition~~.

~~7.6.~~ Perform other duties as determined by the board.

~~(d) The board shall advise the Board of Governors, the State Surgeon General, the Governor, and the Legislature with respect to medical marijuana research and education in this state. The board shall explore methods of implementing and enforcing medical marijuana laws in relation to cancer control, research, treatment, and education.~~

~~(d)(e)~~ The board shall annually adopt a plan for medical marijuana research. *The plan must organize a program of research that contributes to the body of scientific knowledge on the effects of the medical use of marijuana and informs both policy and medical practice related to the treatment of debilitating medical conditions with marijuana. Research must include tracking clinical outcomes, certification standards, dosing standards, routes of administration, efficacy, and side effects. Research must also include the study of the effects of smoking marijuana to treat debilitating medical conditions. The board must award funds to members of the consortium and to perform research consistent with the plan. The board may also award funds to teaching nursing homes, as defined in s. 430.08, for research on medical use of marijuana to alleviate conditions related to chronic disease and aging, known as the “Medical Marijuana Research and Education Plan,” which must be in accordance with state law and coordinate with existing programs in this state. The plan must include recommendations for the coordination and integration of medical, pharmacological, nursing, paramedical, community, and other resources connected with the treatment of debilitating medical conditions; research related to the treatment of such medical conditions; and education.*

~~(e)(f)~~ By February 15 of each year, the board shall issue a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives on research projects, *research findings*, community outreach initiatives, and future plans for the consortium ~~coalition~~.

~~(f)(g)~~ Beginning ~~August 1, 2019~~ ~~January 15, 2018~~, and quarterly thereafter, the Department of Health shall submit to the board a data set that includes, for each patient registered in the medical marijuana use registry, the patient's qualifying medical condition and the daily dose amount, *routes of administration*, and forms of marijuana certified for the patient. *The department shall also provide the board with such data for all patients registered in the medical marijuana use registry before August 1, 2019.*

~~(5) RESPONSIBILITIES OF THE H. LEE MOFFITT CANCER CENTER AND RESEARCH INSTITUTE, INC. The H. Lee Moffitt Cancer Center and Research Institute, Inc., shall allocate staff and provide information and assistance, as the coalition's budget permits, to assist the board in fulfilling its responsibilities.~~

Section 3. Paragraph (h) of subsection (2) and paragraph (b) of subsection (3) of section 381.987, Florida Statutes, are amended to read:

381.987 Public records exemption for personal identifying information relating to medical marijuana held by the department.—

(2) The department shall allow access to the confidential and exempt information in the medical marijuana use registry to:

(h) The ~~Consortium Coalition~~ for Medical Marijuana *Clinical Outcomes Research and Education* established in s. 1004.4351(4).

(3) The department shall allow access to the confidential and exempt information pertaining to the physician certification for marijuana and the dispensing thereof, whether in the registry or otherwise held by the department, to:

(b) The ~~Consortium Coalition~~ for Medical Marijuana *Clinical Outcomes Research and Education* pursuant to s. 381.986 for the purpose of conducting research regarding the medical use of marijuana.

Section 4. (1) *For the 2019-2020 fiscal year, the sum of \$1.5 million in recurring funds is appropriated from the General Revenue Fund to the Board of Governors for the Consortium for Medical Marijuana Clinical Outcomes Research established under s. 1004.4351, Florida Statutes.*

(2) *For the 2018-2019 fiscal year, the sum of \$391,333 in non-recurring funds is appropriated from the Grants and Donations Trust Fund to the Department of Health for the purpose of implementing the requirements of this act.*

(3) *For the 2019-2020 fiscal year, the sum of \$705,331 in recurring funds is appropriated from the Grants and Donations Trust Fund to the Department of Health for the purpose of implementing the requirements of this act.*

Section 5. 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 the medical use of marijuana; amending s. 381.986, F.S.; redefining the term “marijuana delivery device” to eliminate the requirement that such devices must be purchased from a medical marijuana treatment center; redefining the term “medical use” to include the possession, use, or administration of marijuana in a form for smoking; conforming provisions to changes made by the act; restricting the smoking of marijuana in enclosed indoor workplaces; requiring a patient’s informed consent form to include the negative health risks associated with smoking marijuana; conforming a provision to changes made by the act; requiring a qualified physician to submit specified documentation to the Board of Medicine and the Board of Osteopathic Medicine upon determining that smoking is an appropriate route of administration for a qualified patient, other than a patient diagnosed with a terminal condition; prohibiting a physician from certifying a patient under 18 years of age to smoke marijuana for medical use unless the patient is diagnosed with a terminal condition and the physician makes a certain determination in concurrence with a second physician who is a pediatrician; requiring a qualified physician to obtain the written informed consent of such patient’s parent or legal guardian before certifying the patient to smoke marijuana for medical use; requiring the qualified physician to use a certain informed consent form adopted in rule by the boards; requiring the boards to review specified documentation and adopt certain practice standards by rule by a specified date; establishing a supply limit for a physician certification for marijuana in a form for smoking; authorizing a qualified physician to request an exception to the supply limit and possession limit for marijuana in a form for smoking; authorizing more than one caregiver to assist with a qualified patient’s medical use of marijuana if the pa-

tient is participating in a certain research program in a teaching nursing home; authorizing a caregiver to be listed in the medical marijuana use registry as a designated caregiver for qualified patients who are participating in a certain research program in a teaching nursing home; prohibiting a medical marijuana treatment center that produces pre-rolled marijuana cigarettes from using wrapping paper made with tobacco or hemp; requiring that marijuana in a form for smoking meet certain packaging and labeling requirements; requiring the Department of Health to adopt rules regulating the types, appearance, and labeling of marijuana delivery devices; prohibiting a medical marijuana treatment center from dispensing more than a specified supply limit of marijuana in a form for smoking; revising a provision prohibiting a medical marijuana treatment center from dispensing or selling specified products; establishing possession limits on marijuana in a form for smoking for a qualified patient; allowing marijuana delivery devices to be purchased from a vendor other than a medical marijuana treatment center; providing applicability; amending s. 1004.4351, F.S.; renaming the Coalition for Medical Marijuana Research and Education as the Consortium for Medical Marijuana Clinical Outcomes Research; establishing the consortium for a specified purpose; renaming the Medical Marijuana Research and Education Board as the Medical Marijuana Research Board; requiring the board to direct the operations of the consortium; providing membership of the board; providing for the appointment of a consortium director; providing duties of the consortium director; requiring the board to annually adopt a plan for medical marijuana research; requiring the plan to include specified information; providing research requirements for the plan; requiring the board to award funds to members of the consortium; authorizing the board to award funds to teaching nursing homes for certain research; requiring the board to issue an annual report to the Governor and Legislature by a specified date; requiring the department to submit certain data sets to the board; amending s. 381.987, F.S.; conforming provisions to changes made by the act; providing appropriations; providing an effective date.

Senator Brandes moved the following amendments to **Amendment 1 (897266)** which were adopted:

Amendment 1A (733576) (with title amendment)—Delete lines 14-15 and insert:

human body, and which is dispensed from a medical marijuana treatment center for medical use by a qualified patient, *except that delivery devices intended for the medical use of marijuana by smoking need not be dispensed from a medical marijuana treatment center in order to qualify as marijuana delivery devices.*

And the title is amended as follows:

Delete lines 838-840 and insert: “marijuana delivery device” to provide an exception to the requirement that such devices must be purchased from a medical marijuana treatment center for devices that are intended for the medical use of marijuana by smoking; redefining the

Amendment 1B (264942)—Delete line 181 and insert:

marijuana or more than six 35-day supply limits of marijuana in a

Amendment 1C (320934) (with title amendment)—Delete lines 761-767 and insert:

medical conditions with marijuana. Research must include tracking clinical outcomes, certification standards, dosing standards, routes of administration, efficacy, and side effects. Research must also include the study of the effects of smoking marijuana to treat debilitating medical conditions. The board must award funds to members of the consortium and to perform research consistent with the plan. The board shall collaborate with and may award

And the title is amended as follows:

Delete line 910 and insert: award funds to members of the consortium; requiring the board to collaborate with and authorizing

Amendment 1 (897266), as amended, was adopted.

On motion by Senator Brandes, by two-thirds vote, **CS for CS for CS for SB 182**, as amended, was read the third time by title, passed, or-

dered engrossed, and then certified to the House. The vote on passage was:

Yeas—34

Mr. President	Diaz	Powell
Albritton	Farmer	Rader
Baxley	Flores	Rodriguez
Bean	Gibson	Simmons
Benacquisto	Gruters	Simpson
Berman	Harrell	Stargel
Book	Hutson	Stewart
Bracy	Lee	Taddeo
Bradley	Mayfield	Thurston
Brandes	Montford	Wright
Braynon	Passidomo	
Cruz	Pizzo	

Nays—4

Broxson	Gainer	Hooper
Perry		

MOTIONS

On motion by Senator Benacquisto, the rules were waived and time of adjournment was extended until 4:30 p.m.

SB 212—A bill to be entitled An act relating to the Interstate Compact on Educational Opportunity for Military Children; amending s. 1000.40, F.S.; extending the scheduled repeal of the compact and related provisions; providing an effective date.

—was read the second time by title. On motion by Senator Wright, by two-thirds vote, **SB 212** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz	Perry
Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Wright
Cruz	Passidomo	

Nays—None

CS for SB 7006—A bill to be entitled An act relating to the Uniform Interstate Depositions and Discovery Act; amending s. 92.251, F.S.; revising a short title; defining terms; requiring a party to submit a foreign subpoena to a clerk of court in this state for the issuance of a subpoena in this state; requiring the clerk of court to promptly issue a subpoena for service upon the person to whom the foreign subpoena is directed; providing requirements for the subpoena; requiring that the service of the subpoena be served in compliance with the laws of this state and the Florida Rules of Civil Procedure; specifying that laws and rules governing compliance with subpoenas apply to subpoenas issued pursuant to the act; requiring that applications challenging a subpoena issued pursuant to the act comply with the statutes and rules of this state and be submitted to a specified court; providing for the uniform construction and application of the act; specifying that the act does not

apply to criminal proceedings; providing applicability; providing an effective date.

—was read the second time by title. On motion by Senator Simmons, by two-thirds vote, **CS for SB 7006** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Diaz	Perry
Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	
Cruz	Passidomo	

Nays—None

Vote after roll call:

Yea—Wright

SB 7058—A bill to be entitled An act relating to trust funds; creating s. 20.242, F.S.; creating the Administrative Trust Fund within the Department of Highway Safety and Motor Vehicles; providing for the purpose of the trust fund and sources of funds; providing for future review and termination or re-creation of the trust fund; providing an effective date.

—was read the second time by title. On motion by Senator Hutson, by two-thirds vote, **SB 7058** 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—38

Mr. President	Diaz	Perry
Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Wright
Cruz	Passidomo	

Nays—None

SB 7060—A bill to be entitled An act relating to the termination of the Working Capital Trust Fund within the Department of Highway Safety and Motor Vehicles; terminating the Working Capital Trust Fund within the Department of Highway Safety and Motor Vehicles; providing for the transfer of balances in and revenues of the trust fund; requiring that the department pay outstanding debts and obligations of the trust fund; requiring that the Chief Financial Officer close out and remove the terminated fund from the state accounting systems; repealing ch. 2002-151, Laws of Florida, which saved the trust fund from termination; providing an effective date.

—was read the second time by title. On motion by Senator Hutson, by two-thirds vote, **SB 7060** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz	Perry
Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Wright
Cruz	Passidomo	

Nays—None

MOTIONS

On motion by Senator Gainer, the rules were waived and **SB 1784** was withdrawn from further consideration.

On motion by Senator Benacquisto, by two-thirds vote, all bills passed this day 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, March 7, 2019: SB 2, SB 4, SB 6, SB 8, SB 180, CS for CS for CS for SB 182, SB 212, CS for SB 7006, SB 7058, SB 7060.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Kathleen Passidomo, Majority Leader
Audrey Gibson, Minority Leader

The Committee on Innovation, Industry, and Technology recommends the following pass: SB 1020

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

The Committee on Environment and Natural Resources recommends the following pass: SB 320; SB 446

The bills were referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.

The Committee on Judiciary recommends the following pass: SB 968

The bill was referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Education recommends the following pass: SB 190

The bill was referred to the Appropriations Subcommittee on Education under the original reference.

The Committee on Innovation, Industry, and Technology recommends the following pass: SB 724

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

The Committee on Community Affairs recommends the following pass: SB 436

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

The Committee on Community Affairs recommends the following pass: SB 144; SB 202

The bills were referred to the Committee on Finance and Tax under the original reference.

The Committee on Community Affairs recommends the following pass: SB 494

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

The Committee on Ethics and Elections recommends the following pass: SJR 270; SB 272

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 440

The Special Master on Claim Bills submitted a report for: SB 24; SB 34; SB 42

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

The Committee on Community Affairs recommends the following pass: SB 310

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 236; SB 7032; SB 7034; SB 7036

The Committee on Infrastructure and Security recommends the following pass: SB 94

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: SB 186; CS for SB 262; SR 682

The bills were placed on the Calendar.

The Committee on Community Affairs recommends committee substitutes for the following: CS for SB 246; SB 426

The bills with committee substitute attached were referred to the Committee on Appropriations under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: SB 532

The Committee on Environment and Natural Resources recommends committee substitutes for the following: SB 286; SB 376

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 574

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.

The Committee on Criminal Justice recommends a committee substitute for the following: SB 642

The Committee on Judiciary recommends a committee substitute for the following: SB 656

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 Infrastructure and Security recommends a committee substitute for the following: SB 100

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 Military and Veterans Affairs and Space recommends a committee substitute for the following: SB 292

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

The Committee on Community Affairs recommends committee substitutes for the following: SJR 344; SB 562

The bills with committee substitute attached were referred to the Committee on Finance and Tax under the original reference.

The Committee on Innovation, Industry, and Technology recommends committee substitutes for the following: SB 450; SB 600

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 350

The Committee on Criminal Justice recommends a committee substitute for the following: SB 766

The Committee on Innovation, Industry, and Technology recommends a committee substitute for the following: SB 796

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Infrastructure and Security under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 122

The Committee on Innovation, Industry, and Technology recommends a committee substitute for the following: CS for SB 76

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 Community Affairs recommends committee substitutes for the following: CS for SB 268; CS for SB 462; SB 7014

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: CS for SB 248

The Committee on Innovation, Industry, and Technology recommends a committee substitute for the following: SB 142

The Committee on Judiciary recommends a committee substitute for the following: SB 256

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: SB 82; SB 7012

The bills with committee substitute attached were placed on the Calendar.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Agriculture, Environment, and General Government recommends the following pass: SB 7022; SB 7024

The Appropriations Subcommittee on Criminal and Civil Justice recommends the following pass: CS for SB 90; CS for SB 332; CS for SB 338; CS for SB 346

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: SB 64; SB 72

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 committee substitutes for the following: CS for SB 366; SB 592

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends a committee substitute for the following: CS for SB 252

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 Agriculture, Environment, and General Government recommends that the Senate confirm the following appointment made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Secretary of Business and Professional Regulation	
Appointee: Beshears, Halsey	Pleasure of Governor

The appointment was referred to the Committee on Innovation, Industry, and Technology under the original reference.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Infrastructure and Security; and Senator Book—

CS for SB 100—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 Banking and Insurance; and Senators Broxson and Hooper—

CS for SB 122—A bill to be entitled An act relating to agreements between service providers and consumers; creating s. 501.172, F.S.;

defining terms; specifying limitations and authorized provisions relating to a service provider's right to payment under certain agreements with consumers under urgent or emergency circumstances; specifying requirements, limitations, and prohibited provisions for agreements containing a post-loss assignment of benefits; providing that a prevailing party under certain policies and coverages has the right to attorney fees and costs; providing that a court need not determine there is a prevailing party; providing factors a court must consider in determining who the prevailing party is under certain circumstances; providing construction relating to waiver and limitations on recovery; authorizing a court to order an assignee to pay attorney fees and costs under certain circumstances; requiring the court to stay proceedings under certain circumstances; providing applicability; providing legislative findings and intent; amending ss. 626.9373 and 627.428, F.S.; providing that attorney fees under certain provisions of the Florida Insurance Code may not be awarded to an assignee of post-loss benefits who is a service provider; providing applicability; providing an effective date.

By the Committees on Criminal Justice; and Children, Families, and Elder Affairs; and Senator Bean—

CS for CS for SB 128—A bill to be entitled An act relating to child abuse; amending s. 39.01, F.S.; expanding the list of incidents or injuries that constitute harm to a child's health or welfare to include incidents or injuries resulting from violations of child restraint and seatbelt requirements; amending s. 39.201, F.S.; requiring the central abuse hotline to accept certain reports or calls for investigation for children who do not live in this state; requiring the Department of Children and Families to initiate an investigation when a report is received from an emergency room physician; amending s. 39.303, F.S.; expanding the types of reports that the department must refer to Child Protection Teams; providing an effective date.

By the Committee on Health Policy; and Senator Harrell—

CS for SB 188—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 develop strategies to maximize federal-state partnerships that provide incentives for physicians to practice in medically underserved or rural areas; authorizing the department to adopt certain rules; amending s. 456.013, F.S.; revising health care practitioner licensure application requirements; amending s. 458.3312, F.S.; removing a provision prohibiting a physician from representing himself or herself 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. 459.0055, F.S.; revising licensure requirements for a person seeking licensure or certification as an osteopathic physician; 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. 464.202, F.S.; requiring the Board of Nursing to adopt rules that include disciplinary procedures and standards of practice 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. 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; providing for disciplinary action by the Board of Dentistry; defining the term "adverse incident"; authorizing the board to adopt rules; amending s. 466.031, F.S.; expanding the definition of the term "dental laboratory" to include any person, firm, or corporation that performs an onsite consultation during dental procedures; amending s. 466.036, F.S.; revising inspection frequency of dental laboratories during a specified period; amending s. 468.701, F.S.; revising the definition of the term "athletic trainer" for the purpose of relocating an existing requirement; amending s. 468.707, F.S.; revising athletic trainer licensure requirements; amending s. 468.711, F.S.; requiring certain licensees to maintain certification in good standing without lapse to renew their athletic trainer license; amending s. 468.713, F.S.; requiring that an athletic trainer work within a specified scope of practice; relocating an existing requirement; amending s. 468.723, F.S.; requiring the direct supervision of an ath-

letic training student to be in accordance with rules adopted by the Board of Athletic Training; amending s. 468.803, F.S.; revising orthotic, prosthetic, and pedorthic licensure, registration, and examination requirements; amending s. 480.033, F.S.; revising the definition of the term "apprentice"; 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 for licensure as a massage therapist; amending s. 480.046, F.S.; revising instances under which disciplinary action may be taken against massage establishments; prohibiting certain massage establishments from applying for relicensure; providing an exception; amending s. 490.003, F.S.; revising the definition of the terms "doctoral-level psychological education" and "doctoral degree in psychology"; amending s. 490.005, F.S.; revising requirements for licensure by examination of psychologists and school psychologists; amending s. 490.006, F.S.; revising requirements for licensure by endorsement of psychologists and school psychologists; amending s. 491.0045, F.S.; providing an exemption for registration requirements for clinical social worker interns, marriage and family therapist interns, and mental health counselor interns under certain circumstances; amending s. 491.005, F.S.; revising requirements for the licensure by examination of marriage and family therapists; revising examination requirements for the licensure by examination of mental health counselors; amending s. 491.006, F.S.; revising requirements for licensure by endorsement or certification for specified 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, under certain circumstances, the department to enter an order denying licensure or imposing penalties against an applicant for licensure under certain circumstances; amending ss. 491.0046 and 945.42, F.S.; conforming cross-references; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Brandes and Stewart—

CS for SB 220—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 that authorize a restaurant to allow patrons to remove partially consumed bottles of wine from a restaurant for off-premises consumption; amending s. 565.03, F.S.; redefining the terms "branded product" and "craft distillery"; revising the requirements for the sale of branded products by a licensed 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; revising requirements relating to the shipping of distilled spirits to consumers by a craft distillery; 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 specified distilled spirits from certain locations to its souvenir gift shop; requiring a craft distillery making certain transfers of distilled spirits to submit certain excise taxes with its monthly report to the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation; amending s. 561.221, F.S.; authorizing the division to issue vendor's licenses to certain distilleries for the sale of alcoholic beverages on the licensed premises, on a seaport facility's licensed premises, or at an airport terminal; requiring that the licensed vendor premises be included on certain sketches and diagrams under certain circumstances; requiring that all revisions to a sketch or diagram be approved by the division; capping the number of vendor's licenses the division is authorized to issue to a distillery; requiring the division to issue permits to distilleries for conducting tastings and sales at certain events; requiring distilleries to pay entry fees and to have a representative present at such events; providing an effective date.

By the Committees on Community Affairs; and Governmental Oversight and Accountability; and Senator Hooper—

CS for CS for SB 246—A bill to be entitled An act relating to public construction; amending s. 218.735, F.S.; revising the amounts of retainage that local governmental entities and contractors may withhold from progress payments for any construction services contract; amending s. 255.05, F.S.; revising requirements for Department of Management Services rules governing certain contracts; amending s. 255.078, F.S.; revising the amounts of retainage that certain public entities and contractors may withhold from progress payments for any construction services contract; specifying nonapplicability of the act; providing an effective date.

By the Committee on Judiciary; and Senator Baxley—

CS for SB 256—A bill to be entitled An act relating to child protection teams; amending s. 768.28, F.S.; revising the definition of the term “officer, employee, or agent,” as it applies to immunity from personal liability in certain actions, to include any member of a child protection team established by the Department of Health in certain circumstances; providing an effective date.

By the Committees on Community Affairs; and Ethics and Elections; and Senator Baxley—

CS for CS for SB 268—A bill to be entitled An act relating to voting methods; amending s. 97.021, F.S.; revising the definition of the term “voter interface device”; amending s. 101.56075, F.S.; authorizing voting to be conducted using a voter interface device that produces a voter-verifiable paper output; amending s. 102.166, F.S.; revising requirements for Department of State rules regarding manual recounts of certain ballots; providing an effective date.

By the Committee on Environment and Natural Resources; and Senators Albritton and Perry—

CS for SB 286—A bill to be entitled An act relating to domestic wastewater collection system assessment and maintenance; creating s. 403.1839, F.S.; providing definitions; providing legislative findings; establishing the Blue Star Collection System Assessment and Maintenance Program and providing its purpose; requiring the Department of Environmental Protection to adopt rules and review and approve program applications for certification; specifying the documentation utilities must submit to qualify for certification; 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 nonprofit utilities to participate in the Clean Water State Revolving Fund Program under certain conditions; authorizing the department to reduce penalties for sanitary sewer overflows at certified utilities and for investments in certain assessment and maintenance activities; amending s. 403.067, F.S.; creating a defensible expectation of compliance with certain water quality standards for certified utilities; amending s. 403.087, F.S.; requiring the department to issue extended operating permits to certified utilities under certain conditions; amending s. 403.161, F.S.; authorizing the department to reduce penalties based on certain system investments for permitted facilities; amending s. 403.1838, F.S.; authorizing additional recipients and uses of Small Community Sewer Construction Assistance Act grants; revising provisions to authorize the department, rather than the Environmental Regulation Commission, to implement rules for such grants; providing an effective date.

By the Committee on Health Policy; and Senator Brandes—

CS for SB 302—A bill to be entitled An act relating to nonemergency medical transportation services; amending s. 316.87, F.S.; authorizing Medicaid nonemergency transportation services to be provided to a Medicaid recipient by certain transportation network companies or transportation brokers, subject to compliance with certain requirements; requiring the Agency for Health Care Administration to update certain regulations, policies, or other guidance by a specified date; providing that the requirements for transportation network companies and transportation network company drivers may not exceed specified

requirements, except as necessary to conform to federal Medicaid transportation requirements administered by the agency; providing construction; amending s. 401.25, F.S.; authorizing a licensed basic life support or licensed advanced life support ambulance service to provide nonemergency Medicaid transportation in permitted ambulances in any county at the request of a certain eligible plan; providing an effective date.

By the Committees on Health Policy; and Banking and Insurance; and Senator Simpson—

CS for CS for SB 322—A bill to be entitled An act relating to pre-existing conditions; creating ss. 627.6046 and 627.65612, F.S.; defining the terms “operative date” and “preexisting medical condition” with respect to individual and group health insurance policies, respectively; requiring insurers, contingent upon the occurrence of either of two specified events, to make at least one comprehensive major medical health insurance policy available to all residents of this state within a specified timeframe; prohibiting such insurers from excluding, limiting, denying, or delaying coverage under such policies due to preexisting medical conditions; requiring such policies to have been actively marketed on a specified date and during a certain timeframe before that date; providing applicability; amending s. 641.31, F.S.; defining the terms “operative date” and “preexisting medical condition” with respect to health maintenance contracts; requiring health maintenance organizations, contingent upon the occurrence of either of two specified events, to make at least one comprehensive major medical health maintenance contract available to all residents of this state within a specified timeframe; prohibiting such health maintenance organizations from excluding, limiting, denying, or delaying coverage under such contracts due to preexisting medical conditions; requiring such contracts to have been actively marketed on a specified date and during a certain timeframe before that date; providing an effective date.

By the Committee on Community Affairs; and Senator Diaz—

CS for SJR 344—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 authorize the Legislature, by general law, to prohibit increases in the assessed value of homestead property, for school district levy purposes, if the legal or equitable title to the property is held by a person who is 65 years of age or older and if he or she has held such title and maintained permanent residence on the property for at least 25 years, and to provide an effective date.

By the Committee on Community Affairs; and Senators Hutson and Mayfield—

CS for SB 350—A bill to be entitled An act relating to affordable housing; amending s. 163.31801, F.S.; authorizing local governments to provide exceptions or waivers for impact fees for affordable housing developments; 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. 420.5087, F.S.; revising the criteria used by a review committee when evaluating and selecting specified applications for state apartment incentive loans; amending s. 420.5095, F.S.; creating the Community Workforce Housing Loan Program in the place of the Community Workforce Housing Innovation Pilot Program to provide workforce housing for essential services personnel affected by the high cost of housing; redefining the term “workforce housing”; deleting definitions; authorizing the Florida Housing Finance Corporation to provide loans under the program to applicants for construction of workforce housing; requiring the corporation to establish a certain loan application process; requiring projects to receive priority consideration under certain circumstances; requiring that the corporation award loans at a specified interest rate and for a limited term; amending s. 420.9071, F.S.; revising the definition of the term “local housing incentive strategies”; reenacting s. 193.018(2), F.S., relating to land owned by a community land trust used to provide affordable housing, to incorporate the amendment made to s. 420.5095, F.S., in a reference thereto; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Montford—

CS for SB 376—A bill to be entitled An act relating to the Land Acquisition Trust Fund; amending s. 375.041, F.S.; requiring that certain funds distributed into the Land Acquisition Trust Fund be used for conservation and management projects in certain counties; providing the types of projects for which the Department of Environmental Protection may use such funds; authorizing the department to distribute such funds to the appropriate agency; removing an obsolete provision; providing an effective date.

By the Committee on Community Affairs; and Senators Flores, Torres, and Hooper—

CS for SB 426—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 dies as a result of cancer or cancer treatments; specifying that any costs associated with benefits granted by the act must 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 Committees on Community Affairs; and Judiciary; and Senator Powell—

CS for CS for SB 462—A bill to be entitled An act relating to judicial process; amending s. 48.23, F.S.; providing that a person who acquires for 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. 48.021, 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. 316.29545, F.S.; exempting certified process servers from certain window suncreening restrictions; providing an effective date.

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

CS for SB 496—A bill to be entitled An act relating to insurance guaranty associations; creating s. 626.8621, F.S.; authorizing an employee of the Florida Insurance Guaranty Association or an employee of a guaranty association of another state to adjust losses for the Florida Insurance Guaranty Association if certain conditions are met; amending s. 631.914, F.S.; revising requirements for the Office of Insurance Regulation in levying assessments on workers' compensation insurers; requiring such insurers to recoup the assessments by applying a certain surcharge percentage to certain policies; providing that an insurer's direct written premium may not be reduced by certain amounts for the purposes of determining insurer assessments or policyholder surcharges; authorizing the Florida Workers' Compensation Insurance Guaranty Association to audit certain reports; revising requirements for remitting policy surcharges and assessments; conforming cross-references; providing that assessments paid by an insurer constitute advances of funds to the association under certain circumstances; revising requirements for insurers' reconciliation reports to the association; revising construction; providing an effective date.

By the Committee on Community Affairs; and Senators Lee and Farmer—

CS for SB 532—A bill to be entitled An act relating to wetland mitigation; amending s. 373.4135, F.S.; authorizing a local government to allow permittee-responsible mitigation on lands purchased and owned by a local government for conservation purposes under certain circumstances; requiring such mitigation to meet specified requirements; providing an effective date.

By the Committee on Community Affairs; and Senator Diaz—

CS for SB 562—A bill to be entitled An act relating to homestead assessments; creating s. 193.626, F.S.; providing a homestead assessment limitation for the purpose of school district levies to certain persons age 65 years or older; authorizing persons entitled to and receiving a certain homestead exemption to apply for and receive the limitation; authorizing specified other persons to receive the limitation; requiring a property appraiser who makes a certain determination to serve upon the owner a notice of intent to record a tax lien against the property; providing that such property is subject to certain taxes, penalties, and interest; providing an exception from such penalties and interest; providing that an owner must be given a specified timeframe to pay taxes, penalties, and interest before a lien is filed; providing requirements for such a lien; providing applicability; providing a contingent effective date.

By the Committee on Commerce and Tourism; and Senators Hutson and Bradley—

CS for SB 588—A bill to be entitled An act relating to preemption of local regulations; creating s. 403.7034, F.S.; prohibiting local government entities from adopting or enforcing local ordinances or regulations relating to single-use plastic straws before a specified date; requiring the Department of Environmental Protection, or an entity designated by the department, to conduct a study evaluating the environmental impact of single-use plastic straws; providing qualifications for the designated entity; specifying requirements for the environmental impact study; requiring the department to submit a report on the environmental impact study results to the Legislature by a specified date; providing that, under certain circumstances, the moratorium on local regulation is lifted by a specified date; providing penalties for violations of the moratorium by a local government entity; amending s. 499.002, F.S.; preempting the regulation of over-the-counter proprietary drugs or cosmetics to the state; providing an effective date.

By the Committee on Criminal Justice; and Senator Montford—

CS for SB 624—A bill to be entitled An act relating to youth in solitary confinement; creating s. 945.425, F.S.; defining terms; prohibiting the Department of Corrections from placing a youth in solitary confinement except under certain circumstances; authorizing a youth to be placed in emergency confinement if certain conditions are met; requiring facility staff to document such placement; requiring that, within a specified timeframe and at specified intervals, a mental health clinician conduct certain evaluations of a youth who is in emergency confinement; limiting the allowable length of time for emergency confinement; requiring specific treatment for a youth who is in emergency confinement; prohibiting the use of emergency confinement for certain purposes; authorizing a youth to be placed in medical confinement under certain circumstances; limiting the allowable length of time for medical confinement; requiring facility staff to document such confinement; requiring that, within a specified timeframe and at specified intervals, a medical professional conduct certain evaluations of a youth who is in medical confinement; prohibiting the use of medical confinement for certain purposes; requiring the department to review its policies and procedures relating to youth in confinement; requiring the department to certify compliance in a report to the Governor and Legislature by a specified date; requiring the department to adopt policies and procedures; providing applicability; amending s. 951.23, F.S.; requiring sheriffs and chief correctional officers to adopt model standards relating to youth; creating s. 985.28, F.S.; defining terms; prohibiting the Department of Juvenile Justice from placing a child in solitary confinement except under certain circumstances; authorizing a child to be placed in emergency confinement if certain conditions are met; re-

quiring facility staff to document such placement; requiring that, within a specified timeframe and at specified intervals, a mental health clinician conduct certain evaluations of a child who is in emergency confinement; limiting the allowable length of time for the use of emergency confinement; requiring specific treatment for a child who is in emergency confinement; prohibiting the use of emergency confinement for certain purposes; authorizing a youth to be placed in medical confinement under certain circumstances; limiting the allowable length of time for medical confinement; requiring facility staff to document such placement; requiring that, within a specified timeframe and at specified intervals, a medical professional conduct certain evaluations of a child who is in medical confinement; prohibiting the use of medical confinement for certain purposes; requiring the department and the board of county commissioners of each county that administers a detention facility to review policies and procedures relating to disciplinary treatment; requiring the department and the board of county commissioners of each county that administers a detention facility to certify compliance in a report to the Governor and Legislature by a specified date; providing applicability; creating s. 985.4415, F.S.; defining terms; prohibiting facility staff from placing a child in solitary confinement, except under certain circumstances; authorizing a child to be placed in emergency confinement if certain conditions are met; requiring facility staff to document such placement; requiring that, within a specified timeframe and at specified intervals, a mental health clinician conduct certain evaluations of a child who is in emergency confinement; limiting the allowable length of time for emergency confinement; requiring specific treatment for a child who is in emergency confinement; prohibiting the use of emergency confinement for certain purposes; authorizing a youth to be placed in medical confinement under certain circumstances; limiting the allowable length of time for medical confinement; requiring facility staff to document such placement; requiring that, within a specified timeframe and at specified intervals, a medical professional conduct certain evaluations of a child who is in medical confinement; prohibiting the use of medical confinement for certain purposes; requiring the department to review policies and procedures relating to disciplinary treatment; requiring the department to certify compliance in a report to the Governor and Legislature by a specified date; providing applicability; amending s. 944.09, F.S.; authorizing the Department of Corrections to adopt rules; amending s. 985.601, F.S.; requiring the Department of Juvenile Justice to adopt rules; reenacting s. 944.279(1), F.S., relating to disciplinary procedures applicable to a prisoner for filing frivolous or malicious actions or bringing false information before a court, to incorporate the amendment made to s. 944.09, F.S., in a reference thereto; providing an effective date.

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

CS for SB 626—A bill to be entitled An act relating to insurer guaranty associations; amending s. 631.713, F.S.; revising applicability of part III of ch. 631, F.S., as to health maintenance organizations, long-term care insurance benefits, certain health care benefits, and certain structured settlement annuity benefits; amending s. 631.714, F.S.; defining the term “long-term care assessment obligations”; amending s. 631.716, F.S.; revising the number of members and composition of the Florida Life and Health Insurance Guaranty Association’s board of directors; specifying requirements relating to the director of the Florida Health Maintenance Organization Consumer Assistance Plan to be confirmed to the association’s board; specifying rights of the director or his or her alternate; deleting an obsolete provision; amending s. 631.717, F.S.; adding the reissuance of covered policies to a list of duties of the association relating to insolvent insurers; providing construction; specifying duties of the association as to potential long-term care insurer impairments or insolvencies, sharing information, and providing assistance to the Florida Health Maintenance Organization Consumer Assistance Plan’s board of directors; revising applicability of a specified limit on the association’s liability for the contractual obligations of an insolvent insurer; conforming a provision to changes made by the act; requiring that the Department of Financial Services, rather than a receivership court, approve certain alternative policies or contracts; authorizing the board to file directly for actuarially justified rate or premium increases; amending s. 631.718, F.S.; specifying the calculation and allocation of Class B assessments for long-term care insurance; specifying a limit on certain assessments on a member insurer or member health maintenance organization; conforming provisions to changes made by the act; amending s. 631.721, F.S.; deleting an ob-

solete provision; revising the requirements of the association’s plan of operation relating to long-term care insurer impairments and insolvencies; conforming a cross-reference; creating s. 631.738, F.S.; providing applicability of certain provisions to certain member insurers and health maintenance organizations; amending s. 631.816, F.S.; adding duties of the board of directors of the Florida Health Maintenance Organization Consumer Assistance Plan to conform to changes made by the act; amending s. 631.818, F.S.; adding to the duties of the plan to conform to changes made by the act; amending s. 631.819, F.S.; specifying requirements for long-term care insurer impairment and insolvency assessments for member health maintenance organizations; requiring the plan to issue certificates of contribution to member health maintenance organizations paying certain assessments; specifying requirements of, and the use of, such certificates; amending s. 631.820, F.S.; conforming provisions to changes made by the act; amending s. 631.821, F.S.; making a technical change; providing a directive to the Division of Law Revision; providing an effective date.

By the Committee on Criminal Justice; and Senators Brandes, Gruters, Rouson, Perry, and Broxson—

CS for SB 642—A bill to be entitled An act relating to criminal justice; providing a short title; amending s. 893.135, F.S.; requiring that the court impose, for an offense relating to trafficking in certain substances, a sentence pursuant to the Criminal Punishment Code and without regard to any statutory minimum sentence if the court makes specified findings under certain circumstances; amending s. 944.275, F.S.; requiring an education program manager to recommend, and authorizing the Department of Corrections to grant, an award of a specified amount of incentive gain-time to an inmate who has completed the Prison Entrepreneurship Program; revising circumstances under which certain inmates are not eligible for certain types of gain-time in amounts that would cause a sentence to end or require a release prior to serving a minimum percentage of a sentence; amending s. 944.611, F.S.; providing legislative intent with respect to the location of an inmate’s confinement; amending s. 944.705, F.S.; requiring that the department provide an inmate with a comprehensive community reentry resource directory organized by county before an inmate’s release; authorizing a nonprofit faith-based or professional business or a civic or community organization to apply for registration with the department to provide inmate reentry services; requiring the department to adopt certain policies and procedures; authorizing the department to deny approval and registration of an organization or representative of an organization under certain circumstances; authorizing the department to contract with a public or private educational institution’s Veterans Advocacy Clinic or Veterans Legal Clinic for certain purposes; requiring the department to include notification of all outstanding terms of sentence in an inmate’s release documents; providing an exception to the notification requirement for inmates who are released to any type of supervision monitored by the Department of Corrections; requiring the department to adopt certain rules; amending s. 944.801, F.S.; authorizing the Correctional Education Program to establish a Prison Entrepreneurship Program and adopt procedures for admitting student inmates; providing requirements for the program; authorizing transitional and postrelease continuing educational services to be offered under certain circumstances; requiring the department to enter into certain agreements to implement the program; requiring that the program be funded with existing resources; amending s. 948.001, F.S.; redefining the term “administrative probation”; amending s. 948.013, F.S.; authorizing the department to transfer an offender to administrative probation under certain circumstances; amending s. 948.03, F.S.; requiring the department to include in the Florida Crime Information Center system all conditions of probation as determined by the court for each probationer; creating s. 948.041, F.S.; requiring the department to provide notification in writing to an offender, upon the termination of his or her term of probation or community control, of all outstanding terms of sentence; amending s. 948.06, F.S.; requiring a probation officer to determine whether a probationer or offender on community control who commits a technical violation is eligible for a certain alternative sanctioning program; authorizing the probation officer to take certain actions if such probationer or offender is eligible; defining the term “technical violation”; requiring that judicial circuits establish an alternative sanctioning program; authorizing the chief judge of each judicial circuit to issue specified administrative orders; requiring a probation officer to submit to the court for approval any recommended sanctions against a probationer or offender determined to

be eligible for the program to the court for approval; defining the terms “low-risk violation” and “moderate-risk violation”; specifying circumstances under which a probationer or offender on community control is not eligible for an alternative sanction; authorizing a probation officer to offer an eligible probationer one or more specified alternative sanctions for a first or second low-risk violation; authorizing a probation officer, under certain circumstances, to offer an eligible probationer or offender on community control one or more specified alternative sanctions for a first moderate-risk violation; providing that the participation of a probationer or offender on community control in the alternative sanctioning program is voluntary, subject to certain requirements; specifying actions that a probationer or offender on community control may take if he or she is eligible for an alternative sanctioning program; providing that a probation officer, under certain circumstances, submit a recommended sanction to the court; authorizing the court to impose the recommended sanction or direct the department to submit a violation report, affidavit, and warrant to the court; authorizing a probation officer to submit a violation report, affidavit, and warrant to the court under certain circumstances; prohibiting certain evidence in subsequent proceedings; creating s. 951.30, F.S.; requiring each county detention facility to notify a prisoner in writing, upon such prisoner’s release, of all outstanding terms of sentence; providing an exception to the notification requirement for prisoners who are released into the custody or control of the Department of Corrections; amending s. 893.03, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Book—

CS for SB 646—A bill to be entitled An act relating to child welfare; amending s. 39.4085, F.S.; providing legislative findings and intent; specifying the rights of children and young adults in out-of-home care; providing roles and responsibilities for the Department of Children and Families, community-based care lead agencies, and other agency staff; providing roles and responsibilities for caregivers; requiring the department to adopt certain rules; creating s. 39.4088, F.S.; requiring the Florida Children’s Ombudsman to serve as an autonomous entity within the department for certain purposes; providing general roles and responsibilities for the ombudsman; requiring the ombudsman to collect certain data; requiring the ombudsman, in consultation with the department and other specified entities and by a specified date, to develop standardized information explaining the rights of children and young adults placed in out-of-home care; requiring the department, community-based care lead agencies, and agency staff to use the information provided by the ombudsman in carrying out specified responsibilities; requiring the department to establish a statewide toll-free telephone number for the ombudsman; requiring the department to adopt certain rules; amending s. 39.6011, F.S.; requiring that a case plan be developed in a face-to-face conference with a caregiver of a child under certain circumstances; providing additional requirements for the content of a case plan; providing additional requirements for a case plan when a child is 14 years of age or older or is of an appropriate age and capacity; requiring the department to provide a copy of the case plan to the caregiver of a child placed in a licensed foster home; amending s. 39.604, F.S.; requiring a caseworker to provide information about subsidies provided by early learning coalitions to caregivers of certain children; amending s. 39.701, F.S.; providing additional requirements for social study reports for judicial review; amending s. 409.145, F.S.; providing additional requirements for caregivers; providing additional requirements for records and information the department and any additional providers are required to make available to caregivers; amending s. 409.175, F.S.; providing additional requirements for the licensure and operation of family foster homes, residential child-caring agencies, and child-placing agencies; amending s. 409.1753, F.S.; requiring a lead agency, rather than the department, to provide caregivers with a contact when the caseworker is unavailable; amending s. 409.988, F.S.; requiring lead agencies to recruit and retain foster homes; amending s. 39.6013, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Judiciary; and Senator Baxley—

CS for SB 656—A bill to be entitled An act relating to background screening; amending ss. 25.386 and 44.106, F.S.; requiring that applicants for certification as a foreign language court interpreter or as a

mediator, respectively, undergo certain background security investigations; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Baxley—

CS for SB 740—A bill to be entitled An act relating to fees; amending s. 605.0213, F.S.; establishing a biennial report filing fee for limited liability companies; authorizing the Department of State 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. 607.193, 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. 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. 620.81055, 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. 605.0118, F.S.; conforming provisions to changes made by the act; providing a contingent effective date.

By the Committee on Commerce and Tourism; and Senator Gruters—

CS for SB 750—A bill to be entitled An act relating to the research and development tax credit; amending s. 220.196, F.S.; increasing the combined total amount of research and development credits against the corporate income tax which may be granted to certain business enterprises during any calendar year; providing applicability; providing an effective date.

By the Committee on Criminal Justice; and Senator Gruters—

CS for SB 766—A bill to be entitled An act relating to expanded uses of unmanned aircraft; amending s. 934.50, F.S.; authorizing the use of drones by law enforcement agencies and other specified entities for specified purposes; providing an effective date.

By the Committee on Judiciary; and Senators Torres, Rodriguez, Taddeo, Powell, Bracy, Gibson, Cruz, Thurston, Book, Farmer, and Braynon—

CS for SM 804—A memorial to the Congress of the United States, requesting Congress to take appropriate actions to assist in the delivery of humanitarian assistance, to continue and intensify financial sanctions against the regime of Nicolás Maduro and the Government of Venezuela, and to instruct appropriate federal agencies to hold Nicolás Maduro and officials of the Government of Venezuela accountable for violations of law and abuses of internationally recognized human rights.

By the Committee on Criminal Justice; and Senator Pizzo—

CS for SB 822—A bill to be entitled An act relating to assault or battery; amending s. 784.07, F.S.; providing for reclassification of assault or battery offenses committed on certain persons when such persons are engaged in their lawful duties; 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 domestic violence programs, and additional cost to fund rape crisis centers, respectively, to incorporate the amendments made by the act; providing an effective date.

By the Committee on Criminal Justice; and Senator Rader—

CS for SB 828—A bill to be entitled An act relating to lewd or lascivious exhibition; amending s. 800.09, F.S.; prohibiting certain lewd or lascivious acts in the presence of county correctional personnel; providing criminal penalties; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Gruters—

CS for SB 878—A bill to be entitled An act relating to corporate taxable income adjustments; amending s. 220.13, F.S.; providing that, for the purposes of calculating adjusted federal income, motor vehicle rental or leasing companies are not required to add to their taxable income certain amounts deducted for federal income tax purposes as bonus depreciation; defining the term “motor vehicle rental or leasing company”; providing retroactive applicability; authorizing the Department of Revenue to adopt emergency rules; providing for the expiration and renewal of such rules; providing an effective date.

By the Committees on Community Affairs; and Governmental Oversight and Accountability—

CS for SB 7014—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.; revising definitions and defining the terms “abuse,” “fraud,” and “waste”; 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. 11.47, F.S.; specifying that any person who willfully fails or refuses to provide access to an employee, officer, or agent of an entity under audit is subject to a penalty; 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 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. 218.31, F.S.; revising the definition of the term “financial audit”; amending s. 218.32, F.S.; authorizing the Department of Financial Services to request additional information from a local governmental entity in preparation of an annual report; 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. 218.391, F.S.; revising membership, and restrictions thereof, for an auditor selection committee; prescribing requirements and procedures for selecting an auditor if certain conditions exist; amending s. 373.536, F.S.; deleting obsolete language; requiring water management districts to maintain certain budget documents on the districts’ websites for specified periods; 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; creating ss. 1012.8551 and 1012.915, F.S.; specifying applicable standards as to employee background screening and investigations of Florida College System and State University System personnel, respectively; amending s. 218.503, F.S.; conforming provisions and cross-references to changes made by the act; providing a declaration of important state interest; providing an effective date.

ENROLLING REPORTS

SCR 1018 has been enrolled, signed by the required constitutional officers, and filed with the Secretary of State on March 6, 2019.

Debbie Brown, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 5 was corrected and approved.

CO-INTRODUCERS

Senators Berman—CS for SB 540, SB 990; Book—SB 476, SB 572; Bracy—SB 1020, SB 1780; Braynon—SB 572, SB 582; Diaz—SB 572; Flores—SB 792; Hooper—SB 572, SB 1076, SB 1266; Hutson—SB 792, SB 1020; Perry—SB 792; Powell—SB 1460; Rodriguez—SCR 266; Stewart—SB 476

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 3:29 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 1:30 p.m., Thursday, March 14 or upon call of the President.



Journal of the Senate

Number 3—Regular Session

Wednesday, March 13, 2019

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REPORTS OF COMMITTEES

The Committee on Innovation, Industry, and Technology recommends the following pass: SB 596

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

The Committee on Environment and Natural Resources recommends the following pass: SB 368; SB 590; SB 944

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 490

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 534; SB 1068

The bills were referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Education recommends the following pass: SB 172; SB 522; SB 680; SB 720

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 860

The Committee on Health Policy recommends the following pass: SB 1126

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 Banking and Insurance recommends the following pass: SB 754

The Committee on Innovation, Industry, and Technology recommends the following pass: SB 962

The bills 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 the following pass: SB 432

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

The Committee on Ethics and Elections recommends the following pass: SJR 274

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

The Committee on Commerce and Tourism recommends the following pass: SB 1098; SB 1112

The Committee on Community Affairs recommends the following pass: SJR 326; SB 856

The Committee on Military and Veterans Affairs and Space recommends the following pass: SJR 886

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

The Committee on Community Affairs recommends the following pass: SB 806

The Committee on Ethics and Elections recommends the following pass: SB 702

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 258

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

The Committee on Community Affairs recommends the following pass: SB 728

The bill was referred to the Committee on Infrastructure and Security under the original reference.

The Committee on Agriculture recommends the following pass: SB 1128

The Committee on Community Affairs recommends the following pass: SB 902

The Committee on Health Policy recommends the following pass: SB 1124

The bills contained in the foregoing reports were referred to the Committee on Innovation, Industry, and Technology under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 800; SB 1136

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

The Committee on Education recommends the following pass: SB 442

The bill was referred to the Committee on Military and Veterans Affairs and Space under the original reference.

The Committee on Banking and Insurance recommends the following pass: CS for SB 302

The Committee on Ethics and Elections recommends the following pass: SJR 690

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 498; SB 7000; SB 7044; SB 7050; SB 7052; SB 7054; SB 7056

The Committee on Innovation, Industry, and Technology recommends the following pass: SB 198

The Committee on Judiciary recommends the following pass: CS for SB 96

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: SJR 74; CS for SB 124; CS for SB 142; CS for SB 160; CS for SB 256; CS for CS for SB 322; SB 7002; SB 7004; SB 7008; CS for SB 7014; SB 7018; SB 7034

The bills were placed on the Calendar.

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 234

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

The Committee on Environment and Natural Resources recommends committee substitutes for the following: SB 1256; SB 1278

The bills with committee substitute attached were referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.

The Committee on Criminal Justice recommends a committee substitute for the following: SB 916

The Committee on Judiciary recommends a committee substitute for the following: SB 1076

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 Education recommends committee substitutes for the following: SB 62; SB 226; SB 1198

The bills with committee substitute attached were referred to the Appropriations Subcommittee on Education under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 900

The Committee on Criminal Justice recommends a committee substitute for the following: SB 776

The Committee on Health Policy recommends committee substitutes for the following: SB 732; SB 1088

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 Banking and Insurance recommends a committee substitute for the following: SB 1070

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

The Committee on Innovation, Industry, and Technology recommends a committee substitute for the following: SB 334

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1080

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

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 264; SB 538

The Committee on Community Affairs recommends a committee substitute for the following: SB 324

The Committee on Innovation, Industry, and Technology recommends a committee substitute for the following: SB 1000

The Committee on Military and Veterans Affairs and Space recommends a committee substitute for the following: SB 888

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Finance and Tax under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 524

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 838

The Committee on Criminal Justice recommends committee substitutes for the following: SB 936; SB 938

The Committee on Judiciary recommends committee substitutes for the following: SB 24; SB 34; SB 42; CS for SB 452

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 Environment and Natural Resources recommends a committee substitute for the following: SB 78

The Committee on Innovation, Industry, and Technology recommends a committee substitute for the following: SB 536

The Committee on Judiciary recommends a committee substitute for the following: SB 722

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Infrastructure and Security under the original reference.

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 714; SB 1184

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 892

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1134

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 Governmental Oversight and Accountability recommends a committee substitute for the following: SB 494

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 184; CS for SB 188

The Committee on Rules recommends a committee substitute for the following: CS for CS for SB 248

The bills with committee substitute attached were placed on the Calendar.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Criminal and Civil Justice recommends a committee substitute for the following: SB 406

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Criminal Justice recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Secretary of Juvenile Justice	
Appointee: Marsteller, Simone	Pleasure of Governor

The Committee on Innovation, Industry, and Technology 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: Beshears, Halsey	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

Senate Bills 2-194—Previously introduced.

By Senator Powell—

SB 196—A bill to be entitled An act relating to the Office of Public Counsel; amending s. 350.061, F.S.; providing term limits for the Public Counsel; requiring the Committee on Public Counsel Oversight to receive applications, conduct interviews, and appoint a Public Counsel by a specified date every 4 years; providing for the filling of vacancies; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Governmental Oversight and Accountability; and Rules.

Senate Bills 198-1462—Previously introduced.

By Senator Brandes—

SB 1464—A bill to be entitled An act relating to the Fair Settlement Act; providing a short title; amending s. 624.155, F.S.; revising circumstances under which the Department of Financial Services and an authorized insurer must be given a certain presuit notice; deleting a provision that tolls the period for providing the notice under certain circumstances; requiring such notices to include the specific amount of money constituting a cure of the violation; deleting a provision authorizing the department to return deficient notices; requiring insureds, claimants, or any person acting on their behalf to provide insurers with written notices of loss as a condition precedent to bad faith actions; providing that an insurer does not violate its good faith duty to settle claims and is not liable for a certain failure if it meets certain conditions; providing a limitation on an insurer's liability to third-party claimants, under certain circumstances, if it files an interpleader action within a certain timeframe; providing construction; requiring triers of fact, under certain circumstances, to consider whether insureds, claimants, or their representatives made good faith efforts to cooperate with insurers' investigations; providing an effective date.

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

By Senator Gibson—

SB 1466—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 exploitation of specified adults has occurred, is occurring, has been attempted, or will be attempted; providing that such reasonable belief may be based on certain facts and circumstances; specifying requirements for dealers, investment advisers, and associated persons in notifying certain parties and the Office of Financial Regulation after placing delays on transactions or disbursements; requiring the office to specify certain means of receiving notice; authorizing the department to share certain information with the reporting dealer, investment adviser, or associated person; specifying the expiration of the delays; authorizing dealers or investment advisers to extend delays, under certain circumstances, for a specified time period; providing that delays may be shortened or extended by a court of competent jurisdiction; requiring dealers, investment advisers, and associated persons to make certain records available to the office; providing immunity from civil or administrative liability to dealers, investment advisers, or associated persons under certain circumstances; requiring dealers and investment advisers to develop certain training policies and programs, develop and maintain certain procedures, conduct training for associated persons,

and maintain certain records; providing construction; providing an effective date.

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

By Senator Farmer—

SB 1468—A bill to be entitled An act relating to personal online accounts; defining terms; prohibiting employers, educational institutions, or landlords from taking specified actions relating to personal online accounts; providing construction; requiring employers, educational institutions, or landlords that inadvertently receive authentication information for personal online accounts to take certain actions; providing that such employers, educational institutions, or landlords are not liable for having such information, subject to certain requirements; authorizing a person with specified injuries as a result of a violation of the act to bring legal action; specifying that such person is entitled to certain damages, fees, and costs; providing construction; providing that certain data relating to a violation of the act is inadmissible in certain proceedings, except for proof of a violation; providing an effective date.

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

By Senator Diaz—

SB 1470—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; revising requirements for the annual reports that charter school sponsors are required to submit to the Department of Education; requiring the Charter School Appeal Commission, which is renamed the Charter School Commission, to recommend denial of a charter school application if the school does not propose a certain reading curriculum; specifying the entities from which the commission may receive and consider applications; providing that the commission may recommend approval of applications to the State Board of Education; providing that sponsors may appeal such recommendations to the state board; providing a process for the review of appeals; requiring the Commissioner of Education to review appeals and make recommendations to the state board; providing the process for that review and for consideration by the state board of the commissioner's recommendations; requiring action by the state board on the recommendation within a specified timeframe; requiring sponsors to implement the decision of the state board; authorizing applicants to appeal to the state board certain recommendations by the commission or the commission's failure to act on an application; providing the process for such review and the disposition of such appeals; conforming provisions to changes made by the act; authorizing applicants to appeal to the state board if the commission fails to act on an application; requiring the commission to articulate its recommendation for denial of an application to the department within a specified timeframe after such denial; authorizing the commission to recommend denial of applications submitted by certain entities, under specified circumstances; requiring the commission to articulate its recommendation for denial of such applications to the department within a specified timeframe; authorizing applicants to appeal the commission's recommendation for denial of an application; authorizing sponsors to provide input regarding final applications to the commission within a specified timeframe; requiring the commission to consider such input; requiring the commission to submit recommendations for approval of charter school applications to the state board; authorizing sponsors to appeal to the state board such recommendations within a specified timeframe after the commission's decision; requiring the Commissioner of Education to review such appeals and make recommendations to the state board within a specified timeframe; requiring the state board to accept or reject such recommendations by majority vote; requiring sponsors to implement decisions of the state board; providing that state board decisions are not subject to specified provisions; conforming provisions to changes made by the act; authorizing applicants to appeal recommendations for denial of an application or the failure to act on applications; requiring the state board to notify the commissioner of such appeals; requiring the commissioner to review such appeals and make recommendations to the state board; authorizing the commissioner to reject appeal submissions under specified circumstances; conforming provisions to changes made by the act; prohibiting specified individuals and entities from submitting an application

to open a charter school for specified periods of time; defining the term "relative" for the purpose of applying the prohibition; providing an effective date.

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

By Senator Diaz—

SB 1472—A bill to be entitled An act relating to education; amending ss. 1001.42, 1002.451, 1003.4282, 1004.04, and 1004.85, F.S.; correcting references relating to the federal Elementary and Secondary Education Act (ESEA), as amended by the Every Student Succeeds Act of 2015 (ESSA); amending s. 1008.31, F.S.; requiring the K-20 education performance accountability system to comply with the ESEA, as amended by the ESSA, instead of the "No Child Left Behind Act of 2001"; amending s. 1008.33, F.S.; correcting a reference relating to the ESEA, as amended by the ESSA; deleting a requirement for the State Board of Education to comply with the ESEA flexibility waiver; conforming provisions to changes made by the act; amending s. 1008.332, F.S.; requiring the Department of Education to establish a certain committee pursuant to the requirements of the ESEA, as amended by the ESSA, instead of the "No Child Left Behind Act of 2001"; amending ss. 1008.34, 1011.62, and 1012.56, F.S.; correcting references relating to the ESEA, as amended by the ESSA; providing an effective date.

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

By Senator Torres—

SB 1474—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 civil 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; providing an effective date.

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

By Senator Flores—

SB 1476—A bill to be entitled An act relating to the Citizens Property Insurance Corporation; amending s. 627.351, F.S.; specifying a limit on annual rate increases, except for certain coverage, in policies issued by the corporation to insureds located in certain counties; providing for future expiration; providing an effective date.

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

By Senator Brandes—

SB 1478—A bill to be entitled An act relating to inspectors general; amending s. 14.32, F.S.; revising the Chief Inspector General's subpoena authority to include issuing and serving subpoenas for all executive branch agencies; authorizing the Chief Inspector General to appoint certified law enforcement officers; specifying the qualifications, powers, and focus of such officers; amending s. 20.055, F.S.; providing that agency inspectors general report to the Chief Inspector General; removing an agency head's supervisory authority over the inspector general; authorizing the inspector general to independently procure services and hire or remove law enforcement staff; revising procedures,

and providing additional limitations, regarding the removal or transfer of an agency inspector general; authorizing the inspector general to present written objections to such removal or transfer to additional officers within a certain timeframe; prohibiting a Cabinet officer from preventing or prohibiting the inspector general from taking action on an audit or investigation; providing requirements regarding the compensation of the inspector general; modifying powers and requirements as to the auditing and investigatory duties of the inspector general; revising requirements for the inspector general's annual report; providing that complaints or allegations regarding the office of inspector general be submitted to the Chief Inspector General, rather than the agency head; authorizing each agency inspector general to issue and serve subpoenas; authorizing the inspector general to petition the circuit court in the event of noncompliance with a subpoena; providing an effective date.

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

By Senator Stargel—

SB 1480—A bill to be entitled An act relating to civics education; amending s. 1003.4156, F.S.; requiring that instructional materials for certain civics education courses include only materials reviewed by the Florida Joint Center for Citizenship and approved by the Commissioner of Education; requiring the commissioner to identify errors and inaccuracies in state-adopted materials; requiring such errors and inaccuracies to be corrected; deleting obsolete language; providing an effective date.

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

By Senator Stargel—

SB 1482—A bill to be entitled An act relating to the Department of Highway Safety and Motor Vehicles; amending s. 319.40, F.S.; authorizing the Department of Highway Safety and Motor Vehicles or its authorized agents to collect electronic mail addresses and use electronic mail for certain purposes; requiring that all electronic mail addresses be made available to the department or its authorized agents upon request; amending ss. 320.95 and 322.08, F.S.; authorizing the department or its authorized agents to collect electronic mail addresses or verified texting numbers and use electronic mail or text messages in lieu of the United States Postal Service for certain purposes; requiring that all electronic mail addresses be made available to the department or its authorized agents upon request; amending s. 328.30, F.S.; limiting the applications the department may accept by electronic or telephonic means; authorizing the department or its authorized agents to collect electronic mail addresses or verified texting numbers and use electronic mail or text messages in lieu of the United States Postal Service for certain purposes; requiring that all electronic mail addresses be made available to the department or its authorized agents upon request; amending s. 328.40, F.S.; requiring that certain records made or kept by the department be subject to inspection and copying; amending s. 328.80, F.S.; authorizing the department, instead of the Fish and Wildlife Conservation Commission, to accept certain applications by electronic or telephonic means; authorizing the department or its authorized agents to collect electronic mail addresses or verified texting numbers and use electronic mail or text messages in lieu of the United States Postal Service for certain purposes; requiring that all electronic mail addresses be made available to the department or its authorized agents upon request; providing an effective date.

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

By Senator Torres—

SB 1484—A bill to be entitled An act relating to valuations of acquired water and wastewater systems; creating s. 367.0713, F.S.; authorizing a public water or wastewater utility to establish the rate base of an existing water or wastewater system it acquires using the fair market value of the utility; requiring the Public Service Commission to maintain a list of utility valuation experts; providing requirements for a

determination of fair market value and rate base value of a selling utility; requiring an acquiring public utility to provide the commission with certain documentation; requiring the commission to make a determination within a specified timeframe under certain circumstances; requiring an order approving an application to contain certain information; specifying that the commission retains certain authority over the acquired utility; providing applicability; requiring the commission to adopt rules; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Community Affairs; and Appropriations.

By Senator Torres—

SB 1486—A bill to be entitled An act relating to health care coverage; providing a directive to the Division of Law Revision to create 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 a 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 the chair may serve; 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 all covered benefits; authorizing institutions of higher education to purchase coverage under the program for non-

resident 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 remain 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 payment 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 an exception; 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 this 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 Health Policy; Banking and Insurance; and Appropriations.

By Senator Brandes—

SB 1488—A bill to be entitled An act relating to the Whistleblower's Act; amending s. 112.3187, F.S.; revising a short title; revising legislative intent; revising, reordering, and providing definitions; revising the actions that an agency or independent contractor is prohibited from taking against an employee who participates in protected activity or discloses certain information; specifying nonapplicability of whistleblower remedies and protections to certain persons; revising requirements related to the disclosure of information and methods of reporting the information; revising requirements related to remedies; revising affirmative defenses; amending s. 112.3189, F.S.; revising applicability of provisions relating to investigative procedures upon receipt of whistleblower information; revising powers and responsibilities of the Chief Inspector General and agency inspectors general; revising reporting requirements; reordering and amending s. 112.31895, F.S.; revising investigative procedures relating to prohibited personnel actions; revising complaint requirements; revising fact-finding responsibilities of the Florida Commission on Human Relations; revising commission powers and responsibilities; providing requirements for the termination of an investigation; amending ss. 14.32, 20.055, 112.3188, 112.31901, and 760.06, F.S.; conforming provisions and cross-references to changes made by the act; providing an effective date.

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

By Senators Simmons and Baxley—

SB 1490—A bill to be entitled An act relating to a first responder property tax exemption; amending s. 196.102, F.S.; revising the definition of the term "first responder," for purposes of the tax exemption, to include law enforcement officers and firefighters who sustained a total and permanent disability in the line of duty while serving as full-time paid employees in another state; defining the term "law enforcement officer"; providing applicability; providing an effective date.

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

By Senator Book—

SB 1492—A bill to be entitled An act relating to government-sponsored recreation programs; amending s. 402.302, F.S.; revising the de-

finition of the term “child care facility” to exclude government-sponsored recreation programs; defining the term “government-sponsored recreation program”; amending ss. 39.201, 402.305, and 1002.82, F.S.; conforming cross-references; providing an effective date.

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

By Senator Perry—

SB 1494—A bill to be entitled An act relating to small-scale comprehensive plan amendments; amending s. 163.3187, F.S.; removing the acreage limitations that apply to small-scale comprehensive plan amendments; providing an effective date.

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

By Senator Diaz—

SB 1496—A bill to be entitled An act relating to contraband forfeiture; creating s. 932.7071, F.S.; prohibiting transfer of possession of property seized under state law to the Federal Government for the purpose of the property’s forfeiture under federal law under certain circumstances; providing guidelines relating to state participation in joint task forces which results in property seizures; providing construction; providing an effective date.

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

By Senator Lee—

SB 1498—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; 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 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.

By Senator Simmons—

SB 1500—A bill to be entitled An act relating to mineral rights; amending s. 270.11, F.S.; releasing mineral rights reserved by a local government, water management district, or other agency of the state for specified parcels of property; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Community Affairs; and Appropriations.

By Senator Bradley—

SB 1502—A bill to be entitled An act relating to the Department of Environmental Protection; transferring and reassigning functions and responsibilities of the Division of Law Enforcement relating to investigators of environmental crimes within the Fish and Wildlife Conservation Commission to the Division of Law Enforcement of the Department of Environmental Protection; providing requirements for a memorandum of agreement between the department and the commission regarding the responsibilities of the department and the commission; transferring personnel and equipment within the department’s Office of Emergency Response to the department’s Division of Law Enforcement; providing for a transition advisory working group; providing for the retention and transfer of specified benefits for employees who are transferred from the commission to fill positions transferred to the department; amending s. 20.255, F.S.; establishing the Division of Law Enforcement within the department; providing law enforcement officers of the department who meet certain requirements with specified authority, subject to applicable law; amending ss. 258.004, 258.008, 258.501, 282.709, 316.640, 376.3071, 403.413, 784.07, 843.08, 843.085, 870.04, and 932.7055, F.S.; conforming provisions to changes made by the act; reenacting s. 790.166(8)(a), F.S., relating to the manufacture, possession, sale, delivery, display, use or attempted or threatened use of a weapon of mass destruction or hoax weapon of mass destruction prohibited, to incorporate the amendment made to s. 784.07, F.S., in a reference thereto; providing severability; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Berman—

SB 1504—A bill to be entitled An act relating to housing trust funds; amending ss. 420.0005 and 420.9079, F.S.; requiring certain agencies to provide a report to the Legislature relating to the use of specified transferred funds; requiring the repayment of certain funds within a specified timeframe; providing an effective date.

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

By Senator Lee—

SB 1506—A bill to be entitled An act relating to education; amending s. 1013.385, F.S.; deleting a requirement that a district school board conduct a cost-benefit analysis before voting on a resolution to implement one or more exceptions to the educational facilities construction requirements; providing an effective date.

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

By Senator Simmons—

SB 1508—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; requiring local planning ordinances to specify the number of directors and their term lengths and to provide for staggered terms; deleting a provision requiring directors to serve for 3 years and 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 to 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; requiring the department to establish by rule the criteria for determining whether a safe neighborhood improvement district serves a financially disadvantaged community; limiting the total amount of money that may be loaned during a fiscal year; 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 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.

By Senator Simmons—

SB 1510—A bill to be entitled An act relating to trust funds; creating s. 163.5162, F.S.; creating the Safe Neighborhood Improvement District Revolving Loan Trust Fund within the Department of Legal Affairs; providing for the purpose of the trust fund; providing that any balance remaining in the trust fund at end of a fiscal year remains in 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 Community Affairs; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

By Senator Diaz—

SB 1512—A bill to be entitled An act relating to fees for enforcing the Florida Building Code; amending s. 553.80, F.S.; revising the definition of the phrase “enforcing the Florida Building Code” to include certain costs; revising specified activities that, unless otherwise provided by law, may not be funded with fees adopted for enforcing the code; providing an effective date.

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

By Senator Albritton—

SB 1514—A bill to be entitled An act relating to medical billing; creating s. 222.26, F.S.; providing additional personal property exemptions from legal process for medical debts resulting from services provided in certain licensed facilities; amending s. 395.301, F.S.; requiring a licensed facility to provide a cost estimate to a patient within a specified timeframe after recommending a specific course of treatment or set of services; prohibiting a licensed facility from charging a patient an amount that exceeds such cost estimate by a set threshold; requiring a licensed facility to provide a patient with a written explanation of excess charges under certain circumstances; requiring a licensed facility to establish an appeal process for patients to dispute charges; requiring a facility to make available information necessary for initiating an appeal; requiring a facility to respond to a patient appeal within a specified timeframe; creating s. 395.3011, F.S.; defining the term “extraordinary collection action”; prohibiting licensed facilities, under certain circumstances, from engaging in extraordinary collection actions against individuals; providing an effective date.

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

By Senator Bracy—

SB 1516—A bill to be entitled An act relating to criminal sentencing; amending s. 775.082, F.S.; increasing the number of sentence points below which the court is required to impose a nonstate prison sanction under certain circumstances; amending s. 921.002, F.S.; providing that a sentencing judge’s decision regarding sentencing is guided by the computed recommended sentencing range, from the lowest permissible sentence to the highest recommended prison sentence; requiring a trial court judge to explain departures above the highest recommended prison sentence established by the Criminal Punishment Code and to specify his or her reasons for imposing the higher sentence; deleting a limitation on sentence appeals to cases in which the sentence imposed is lower than the lowest permissible sentence or sentence appeals under other specified circumstances; amending s. 921.0024, F.S.; increasing the minimum number of sentence points for a state prison sanction; revising the calculation of the lowest permissible sentence; requiring a calculation of the highest recommended prison sentence; providing a recommended range for sentencing; providing an effective date.

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

By Senator Wright—

SB 1518—A bill to be entitled An act relating to alternative treatment options for veterans; creating s. 295.156, F.S.; providing definitions; specifying eligibility to receive alternative treatment; 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 Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

By Senator Bean—

SB 1520—A bill to be entitled An act relating to direct health care agreements; amending s. 624.27, F.S.; expanding the applicability of provisions relating to direct primary care agreements exempt from the Florida Insurance Code to direct health care agreements; revising definitions; providing an effective date.

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

By Senator Rodriguez—

SB 1522—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 for Independent Education 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; specifying the use of such funds; requiring the commission to establish certain benchmarks by rule; requiring licensed institutions to disclose specified information to each prospective student; 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 the renewal of an annual license for institutions whose federal student loan cohort default rates exceed a specified percentage; 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 for membership and duties of the panel; requiring the commission to notify the panel upon the closing of a licensed institution; 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; Judiciary; and Appropriations.

By Senator Wright—

SB 1524—A bill to be entitled An act relating to the Agency for Persons with Disabilities; amending s. 393.063, F.S.; deleting the definition of the term “comprehensive transitional education program”; amending s. 393.065, F.S.; extending the timeframe for the Agency for Persons with Disabilities to review an application for services when additional information is requested; amending s. 393.0651, F.S.; revising the timeframes for the agency or its contractor to develop family support plans and individual support plans; amending s. 393.0655, F.S.; conforming a provision to changes made by the act; amending s. 393.0661, F.S.; deleting requirements related to a comprehensive redesign of the home and community-based services delivery system; deleting provisions requiring the Agency for Health Care Administration, in consultation with the Agency for Persons with Disabilities to seek federal approval and implement a four-tiered waiver system to serve eligible clients through the developmental disabilities and family and supported living waivers; requiring the Agency for Persons with Disabilities to seek federal waivers and amend contracts as necessary to make specified changes to services; revising requirements related to supported living services, limited support coordination services, personal support services, residential habilitation services, and in-home support services; deleting provisions related to the home and community-based services waiver or the family and supported living waiver; deleting a provision authorizing the agency to collect premiums or cost-sharing; conforming provisions to changes made by the act; amending ss. 393.067, 393.0678, and 393.135, F.S.; conforming provisions to changes made by the act; making technical changes; repealing s. 393.18, F.S., relating to the comprehensive transitional education program; amending ss. 383.141, 394.875, and 1002.385, 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 Harrell—

SB 1526—A bill to be entitled An act relating to telehealth; amending s. 409.967, F.S.; prohibiting Medicaid managed care plans from using providers who exclusively provide services through telehealth to achieve network adequacy; deleting obsolete language; creating s. 456.4501, F.S.; defining the terms “telehealth” and “telehealth provider”; establishing certain practice standards for telehealth providers; prohibiting a telehealth provider from using telehealth to prescribe a controlled substance; providing exceptions; clarifying that prescribing medications based solely on answers to an electronic medical ques-

tionnaire constitutes a certain failure to practice medicine; specifying equipment and technology requirements for telehealth providers; providing recordkeeping requirements; providing applicability; defining the terms “emergency medical services” and “emergency medical condition”; authorizing the applicable board or the Department of Health to adopt rules; creating s. 627.42393, F.S.; providing reimbursement requirements for health insurers relating to telehealth services; amending s. 641.31, F.S.; prohibiting a health maintenance organization from requiring a subscriber to receive services via telehealth; creating s. 641.31093, F.S.; providing reimbursement requirements for health maintenance organizations relating to telehealth services; providing an effective date.

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

By Senators Bean and Gruters—

SB 1528—A bill to be entitled An act relating to prescription drug importation programs for public programs; creating s. 381.02035, F.S.; establishing the Canadian Prescription Drug Importation Program within the Agency for Health Care Administration for a specified purpose; providing definitions; requiring the agency to contract with a vendor to facilitate wholesale prescription drug importation under the program; providing responsibilities for the vendor; providing eligibility criteria for prescription drugs, Canadian suppliers, and importers under the program; requiring participating Canadian suppliers and importers to comply with specified federal requirements for distributing prescription drugs imported under the program; prohibiting Canadian suppliers and importers from distributing, dispensing, or selling prescription drugs imported under the program outside of the state; requiring the agency to request federal approval of the program; providing requirements for such request; requiring the agency to begin operating the program within a specified timeframe after receiving federal approval; requiring the agency, in consultation with the vendor, to submit an annual report to the Governor and Legislature by a specified date; providing requirements for such report; authorizing the agency 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 Rouson—

SB 1530—A bill to be entitled An act relating to vessels; creating s. 327.332, F.S.; requiring vessel operators to reduce speed in specified hazardous situations; providing penalties; amending s. 327.4107, F.S.; revising criteria for determining that a vessel is at risk of becoming derelict; requiring that such vessels be moved after certain notice is delivered to the owner or operator of the vessel or posted conspicuously on the vessel; amending s. 328.21, F.S.; providing criminal penalties for failure to present a certificate of title showing proper transfer of vessel ownership; amending s. 327.73, F.S.; revising civil penalties relating to certain at-risk vessels and prohibited anchoring or mooring; providing civil penalties for vessels which create special hazards; providing an effective date.

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

By Senator Rouson—

SB 1532—A bill to be entitled An act relating to local regulation of firearms and ammunition; repealing s. 790.33, F.S., relating to a pre-emption of the field of regulation of firearms and ammunition to the state and penalizing violations; amending s. 790.251, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Rodriguez—

SB 1534—A bill to be entitled An act relating to assistance for micro businesses; creating s. 287.085, F.S.; defining the term “micro business”; authorizing certain local governments to set aside up to a specified percentage of funds for procuring personal property and services for the purpose of entering into contracts with micro businesses; requiring that such contracts be competitively solicited only among micro businesses; amending s. 288.9931, F.S.; revising legislative findings and intent; amending s. 288.9932, F.S.; redefining the terms “applicant” and “entrepreneur”; defining the term “micro business”; amending s. 288.9934, F.S.; providing eligibility for micro businesses under the Microfinance Loan Program; revising the date by which the Department of Economic Opportunity must contract with a certain entity or entities to administer the loan program; deleting obsolete provisions; amending s. 288.9935, F.S.; providing eligibility for micro businesses under the Microfinance Guarantee Program; amending s. 288.9936, F.S.; conforming a provision to changes made by the act; amending s. 337.027, F.S.; providing eligibility for micro businesses under the Department of Transportation’s highway project business development program; defining the term “micro business”; amending s. 373.1135, F.S.; providing eligibility for micro businesses under water management district programs designed to help small businesses participate in district procurement and contract activities; defining the term “micro business”; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Infrastructure and Security; and Appropriations.

By Senator Rodriguez—

SB 1536—A bill to be entitled An act relating to civil remedies for criminal practices; amending s. 772.102, F.S.; expanding the definition of the term “criminal activity” under the Civil Remedies for Criminal Practices Act to include violations of s. 895.03, F.S., relating to offenses concerning racketeering and illegal debts; providing an effective date.

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

By Senator Torres—

SB 1538—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 an exception; requiring certain employers to provide annual training for certain employees and supervisors; requiring the Department of Agriculture and Consumer Services to adopt rules; providing an effective date.

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

By Senator Lee—

SB 1540—A bill to be entitled An act relating to recovery care services; amending s. 395.001, F.S.; revising legislative intent; amending s. 395.002, F.S.; revising and providing definitions; amending s. 395.003, F.S.; providing for licensure of recovery care centers by the Agency for Health Care Administration; creating s. 395.0171, F.S.; providing criteria for the admission of patients to recovery care centers; requiring recovery care centers to have emergency care, transfer, and discharge protocols; authorizing the agency to adopt rules; amending s. 395.1055, F.S.; requiring the agency to adopt rules establishing separate, minimum 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, and 409.975, 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.

By Senator Hutson—

SB 1542—A bill to be entitled An act relating to government integrity; creating s. 11.421, F.S.; creating the Florida Accountability Office under the Auditor General; providing definitions; providing duties and powers of the Florida Accountability Officer and the Auditor General; prescribing procedures for the filing and disposition of complaints, investigations, and the issuance of subpoenas; amending s. 11.45, F.S.; providing and revising Auditor General reporting requirements; amending s. 11.47, F.S.; requiring certain officers to provide the Auditor General and the Office of Program Policy Analysis and Government Accountability with access to individuals who have sufficient information for proper audit or examination; providing responsibilities of chief administrative officers; providing criminal penalties for unreasonably delaying an audit; amending s. 14.32, F.S.; providing definitions; providing investigative duties of the Chief Inspector General and agency inspectors general; requiring such inspectors general to provide a report to the Chief Financial Officer within a specified timeframe in certain circumstances; providing liability for certain officials, contractors, and persons in certain circumstances; amending s. 17.04, F.S.; authorizing the Chief Financial Officer to commence an investigation based on certain complaints or referrals; authorizing state agency employees and state contractors to report certain information to the Chief Financial Officer; amending s. 17.325, F.S.; requiring certain records to be sent to the Florida Accountability Officer within a specified timeframe; amending s. 20.055, F.S.; requiring agency inspectors general to make certain determinations and reports; amending s. 110.1245, F.S.; providing requirements for awards given to employees who report under the Whistle-blower’s Act; authorizing expenditures for such awards; amending s. 112.3187, F.S.; revising the term “gross mismanagement” to “mismanagement”; conforming provisions to changes made by the act; creating s. 286.31, F.S.; requiring specified documentation for certain legal fee claims; providing an exception; amending s. 287.057, F.S.; revising provisions relating to contractual services and commodities that are not subject to competitive-solicitation requirements; requiring certain state contracts to include a good faith estimate of gross profit; requiring a determination of reasonableness; providing definitions; prohibiting certain state employees from participating in the negotiation or award of state contracts; creating s. 288.00001, F.S.; prohibiting tax incentives from being awarded or paid to a state contractor or subcontractor; amending s. 1001.20, F.S.; requiring the Office of Inspector General of the Department of Education to conduct investigations relating to mismanagement, fraud, or abuse against a Florida College System institution; amending s. 1001.65, F.S.; providing responsibilities of Florida College System institution presidents; amending ss. 112.3188, 112.3189, and 112.31895, F.S.; conforming provisions to changes made by the act; authorizing the Office of the Auditor General to use carryforward funds to fund the Florida Accountability Office; providing an effective date.

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

By Senator Harrell—

SB 1544—A bill to be entitled An act relating to data innovation; creating s. 11.52, F.S.; providing a short title; providing legislative intent; establishing the Office of Data Innovation and Governance for specified purposes; providing duties of the office; requiring the office to develop an interagency governance committee; providing committee membership; requiring the committee to develop operating guidelines; requiring the office to provide a certain recommendation to the Governor and the Legislature by a specified date; amending s. 408.051, F.S.; requiring certain health care providers to quarterly report their secure messaging direct addresses to the Agency for Health Care Administration; requiring the agency to publish a directory of such direct addresses in a certain format; creating s. 408.0522, F.S.; providing legislative intent; defining terms; requiring certain certified electronic health record (EHR) vendors conducting business in this state to provide interoperability and data integration; requiring such EHR vendors to make a certain attestation to the agency; requiring the agency to quarterly publish a certain list of EHR vendors; requiring licensed health care entities and licensed providers to report EHR vendor in-

formation blocking; requiring the agency to impose a specified fine on an EHR vendor for certain noncompliance or information blocking; providing for the distribution of collected fines; requiring any integrating partner to meet security requirements for EHR vendors; providing immunity from liability for an EHR vendor under certain circumstances; prohibiting discriminatory pricing; clarifying that the qualifying entity is responsible for integration; prohibiting EHR vendors from taking certain actions; providing an effective date.

—was referred to the Committees on Governmental Oversight and Accountability; Innovation, Industry, and Technology; and Appropriations.

By Senator Rouson—

SB 1546—A bill to be entitled An act relating to the Florida Minority Health Council; creating s. 381.73535, F.S.; creating the Florida Minority Health Council adjunct to the Department of Health; providing for membership of the council; providing for terms of appointment; providing for payment of per diem and travel expenses; providing duties of the council; requiring that the council annually submit a report and recommendations to the Governor and the Legislature by a specified date; providing an effective date.

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

By Senator Rodriguez—

SB 1548—A bill to be entitled An act relating to death benefits; providing legislative intent; reenacting and amending ss. 112.19 and 112.191, F.S., relating to death benefits for law enforcement, correctional, and correctional probation officers, and firefighters, respectively; revising the payment amounts of death benefits; deleting the provision requiring annual adjustment of the death benefit amount; modifying eligibility for the waiver for specified educational expenses; creating s. 112.1912, F.S.; establishing a death benefit for emergency medical technicians and paramedics to conform to s. 31, Art. X of the State Constitution; providing definitions; specifying eligibility and payment amounts for such death benefits; prescribing the procedure by which an emergency medical technician or paramedic designates a beneficiary; specifying that such death benefits are supplementary and exempt from creditors' demands or claims; requiring the state to waive certain educational expenses of a child or spouse of a deceased emergency medical technician or paramedic; specifying conditions and requirements; specifying the financial responsibility of employing agencies as to the payment of benefits; authorizing the State Board of Education and the Board of Governors, respectively, to adopt rules, regulations, and procedures; amending s. 250.34, F.S.; modifying eligibility for death benefits for a deceased member of the Florida National Guard, to conform to the State Constitution; reenacting and amending s. 295.01, F.S.; modifying provisions governing educational expense waivers for surviving children and spouses of deceased servicemembers, to conform to the State Constitution; creating s. 295.061, F.S.; establishing a death benefit for active duty members of the United States Armed Forces, to conform to s. 31, Art. X of the State Constitution; specifying eligibility and other requirements for entitlement to such benefits; specifying that the state-funded benefit is in addition to any federal benefit; requiring the benefit be paid from moneys in the General Revenue Fund; providing an effective date.

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

By Senator Rodriguez—

SB 1550—A bill to be entitled An act relating to judicial candidate qualifying; amending s. 105.031, F.S.; requiring candidates seeking to qualify for election to the office of circuit judge or county court judge to include a completed application form consistent with that of a judicial nominating commission in their qualifying papers; requiring such candidates to post the completed form on a campaign website; providing an effective date.

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

By Senator Gruters—

SB 1552—A bill to be entitled An act relating to the Florida Red Tide Mitigation and Technology Development Initiative; creating s. 379.2273, F.S.; providing legislative intent; establishing the Florida Red Tide Mitigation and Technology Development Initiative; providing the purpose and goal of the initiative; providing for funding; requiring the initiative to submit an annual report by a specified date to the Governor, the Legislature, the Secretary of Environmental Protection, and the executive director of the Fish and Wildlife Conservation Commission; establishing the Initiative Technology Advisory Council; providing for the meetings, membership, terms of office, and compensation of the council; providing for expiration of the initiative; providing appropriations; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Rodriguez—

SB 1554—A bill to be entitled An act relating to the regulation of oil and gas resources; amending s. 377.24, F.S.; prohibiting the Division of Resource Management within the Department of Environmental Protection from granting permits for a gas or oil well within the Everglades Protection Area; amending s. 377.242, F.S.; prohibiting the department from issuing a permit for a structure intended for the drilling for, or production of, oil, gas, or other petroleum products within the Everglades Protection Area; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Powell—

SB 1556—A bill to be entitled An act relating to defamation; repealing s. 836.04, F.S., relating to defamation by falsely and maliciously imputing to a woman her want of chastity; repealing s. 836.06, F.S., relating to punishment for making certain derogatory statements concerning banks and building and loan associations; providing an effective date.

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

By Senator Rodriguez—

SB 1558—A bill to be entitled An act relating to fees; amending s. 581.084, F.S.; authorizing the Department of Agriculture and Consumer Services to require payment of an application fee for registration in the state hemp program; authorizing the department to waive registration fees by rule; requiring fee proceeds to be deposited into a specified trust fund; providing a contingent effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Agriculture; and Rules.

By Senator Flores—

SB 1560—A bill to be entitled An act relating to price transparency in contracts; creating s. 627.4303, F.S.; defining the term "health insurer"; providing that a contract between a health insurer and a health care provider may not limit certain disclosures and must prohibit the insurer from requiring payments for services from an insured which exceed certain amounts; providing an effective date.

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

By Senator Gruters—

SB 1562—A bill to be entitled An act relating to exceptions to requirements for the purchase and sale of firearms; amending s. 790.001, F.S.; defining the term “holder of a concealed weapons permit” and revising the definition of the term “law enforcement officer”; amending s. 790.0655, F.S.; deleting a cross-reference; creating s. 790.0656, F.S.; exempting holders of a concealed weapons permit from specified county waiting period requirements when purchasing a firearm; amending ss. 790.06, 790.115, 790.145, 810.095, and 921.0024, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Albritton—

SB 1564—A bill to be entitled An act relating to petroleum cleanup; amending s. 376.3071, F.S.; revising requirements for a limited contamination assessment report in which a property owner, operator, or person otherwise responsible for site rehabilitation must provide to the Department of Environmental Protection for the Petroleum Cleanup Participation Program; amending s. 376.30713, F.S.; revising the contents of an advanced cleanup application to include a specified property owner or responsible party agreement; requiring an applicant to submit a scope of work after the department has accepted the applicant’s advanced cleanup application; requiring the department to issue a purchase order for a certain contamination assessment; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Torres—

SB 1566—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, if necessary, revise such policies; 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 under 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 submittal of complaints; authorizing the Attorney General and state attorneys to institute injunctive proceedings; providing severability; providing an effective date.

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

By Senator Rodriguez—

SB 1568—A bill to be entitled An act relating to the discharge of domestic wastewater; amending s. 403.086, F.S.; revising legislative findings regarding the discharge of domestic wastewater; prohibiting the construction of new deep injection wells for domestic wastewater discharge or the expansion of existing wells; limiting the discharge capacity of domestic wastewater deep well injection; requiring current ocean outfall and deep well injection permitholders to install a functioning reuse system within the utility’s service area by specified dates; providing exceptions; prohibiting the discharge of domestic wastewater through ocean outfalls and deep injection wells after specified dates; requiring current deep well injection permitholders to submit a plan to meet certain requirements to the Department of Environmental Protection by a specified date; requiring the plan to be updated at specified

intervals; requiring annual progress reports to the department and to the Governor and Legislature on compliance with the act; providing requirements for the renewal of permits; requiring the department to submit a report to the Legislature by a specified date; amending ss. 373.250, 373.705, 373.707, and 373.709, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Hooper—

SB 1570—A bill to be entitled An act relating to information technology reorganization; transferring all powers, duties, functions, records, offices, personnel, associated administrative support positions, property, pending issues and existing contracts, administrative authority, certain administrative rules, trust funds, and unexpended balances of appropriations, allocations, and other funds of the Agency for State Technology to the Department of Management Services by a type two transfer; providing for the continuation of certain contracts and interagency agreements; amending s. 20.22, F.S.; establishing the Division of State Technology within the Department of Management Services to supersede the Technology Program; establishing the position of state chief information officer and providing qualifications thereof; amending s. 20.255, F.S.; removing the expiration for provisions designating the Department of Environmental Protection as the lead agency for geospatial data; authorizing the department to adopt rules for specified purposes; repealing s. 20.61, F.S., relating to the Agency for State Technology; amending s. 112.061, F.S.; authorizing the Department of Management Services to adopt rules for certain purposes; defining the term “statewide travel management system”; specifying reporting requirements for executive branch agencies and the judicial branch through the statewide travel management system; specifying that travel reports on the system may not reveal confidential or exempt information; amending s. 282.003, F.S.; revising a short title; reordering and amending s. 282.0041, F.S.; revising and providing definitions; amending s. 282.0051, F.S.; transferring powers, duties, and functions of the Agency for State Technology to the Department of Management Services and revising such powers, duties, and functions; removing certain project oversight requirements; requiring agency projected costs for data center services to be provided to the Governor and the Legislature on an annual basis; requiring the department to provide certain recommendations; amending s. 282.201, F.S.; transferring the state data center from the Agency for State Technology to the Department of Management Services; requiring the department to appoint a director of the state data center; deleting legislative intent; revising duties of the state data center; requiring the state data center to show preference for cloud-computing solutions in its procurement process; revising the use of the state data center and certain consolidation requirements; removing obsolete language; revising agency limitations; creating s. 282.206, F.S.; providing legislative intent regarding the use of cloud computing; requiring each state agency to adopt formal procedures for cloud-computing options; requiring a state agency to develop, and update annually, a strategic plan for submission to the Governor and the Legislature; specifying requirements for the strategic plan; requiring a state agency customer entity to notify the state data center biannually of changes in anticipated use of state data center services; specifying requirements and limitations as to cloud-computing services for the Department of Law Enforcement; amending s. 282.318, F.S.; requiring the Department of Management Services to appoint a state chief information security officer; revising and specifying requirements for service-level agreements for information technology and information technology resources and services; conforming provisions to changes made by the act; amending ss. 17.0315, 20.055, 97.0525, 110.205, 215.322, 215.96, 287.057, 282.00515, 287.0591, 365.171, 365.172, 365.173, 445.011, 445.045, 668.50, and 943.0415, F.S.; conforming provisions and a cross-reference to changes made by the act; creating the Florida Cybersecurity Task Force; providing for the membership, meeting requirements, and duties of the task force; providing for administrative and staff support; requiring executive branch departments and agencies to cooperate with information requests made by the task force; providing reporting requirements; providing for expiration of the task force; providing an effective date.

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

By Senator Albritton—

SB 1572—A bill to be entitled An act relating to the displacement of private waste companies; amending s. 403.70605, F.S.; revising the process for a local government to displace a private waste company in a county or municipality; requiring a local government to announce its intent to adopt an ordinance or a resolution for organized collection service through a resolution of intent; providing requirements for the resolution of intent; providing requirements for a local government's plan for organized collection service; prohibiting a local government from commencing organized collection service within a specified time-frame; requiring a local government to restart the process under certain circumstances; defining the term "organized collection service"; providing an effective date.

—was referred to the Committees on Community Affairs; Environment and Natural Resources; and Rules.

By Senator Cruz—

SB 1574—A bill to be entitled An act relating to suspension or revocation of driver licenses; repealing s. 322.055, F.S., relating to revocation or suspension of, or delay of eligibility for, a driver license for persons 18 years of age or older who are 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 persons under age 18 who are 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 21 years of age; 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 the suspension of a driver license after issuance of a warrant or *capias* in a worthless check case; amending ss. 322.05 and 322.251, F.S.; conforming provisions to changes made by the act; amending s. 562.11, F.S.; deleting provisions relating to withholding, suspending, or revoking the driving privilege of a person who provides alcoholic beverages to a person under 21 years of age; amending s. 562.111, F.S.; deleting provisions relating to withholding, suspending, or revoking the driving privilege of a person under 21 years of age who possesses alcoholic beverages; amending s. 569.11, F.S.; conforming provisions to changes made by the act; revising penalties; amending s. 790.22, F.S.; deleting provisions relating to withholding, suspending, or revoking the driving privilege of a minor who unlawfully possesses a firearm; amending s. 806.13, F.S.; deleting provisions relating to withholding, suspending, or revoking the driving privilege of a minor who places graffiti on public or private property; amending s. 812.014, F.S.; deleting provisions relating to suspending the driver license of a person convicted of petit theft for theft of gasoline; providing penalties; amending s. 847.0141, F.S.; deleting provisions relating to withholding or suspending the driving privilege of a minor who fails to comply with a citation for sexting; amending s. 877.112, F.S.; conforming provisions to changes made by the act; revising penalties; providing an effective date.

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

By Senator Lee—

SB 1576—A bill to be entitled An act relating to education; amending s. 1002.33, F.S.; revising services required to be provided by charter school sponsors; amending s. 1004.04, F.S.; revising requirements for rules that establish uniform core curricula for state-approved teacher preparation programs; revising criteria required for continued approval of teacher preparation programs; revising requirements relating to preservice field experience; amending s. 1004.85, F.S.; revising requirements for educator preparation programs; revising requirements relating to annual performance evaluations that educator preparation institutes are required to submit to the Department of Education; amending s. 1012.05, F.S.; revising duties of the department for developing guidelines relating to teacher recruitment and retention; de-

leting a requirement for the department to consult with specified entities in the development of the guidelines; revising duties of school boards to adopt policies relating to mentors and support for first-time teachers; authorizing the Commissioner of Education to use certain funds to publish specified survey results; amending s. 1012.22, F.S.; requiring district school boards to incorporate certain support programs in the establishment of programs for staff development; amending s. 1012.56, F.S.; expanding acceptable means of demonstrating mastery of general knowledge to include documentation that a candidate meets specified requirements; deleting a requirement specifying that a holder of a temporary educator certificate meet a certain requirement within a specified time; conforming a provision to changes made by the act; revising information required by the department to include in a professional development certification and education competency program; authorizing district school boards to waive a certain requirement under specified conditions; requiring the department to provide aspiring teachers with specified resources; amending s. 1012.59, F.S.; requiring certification examination fees to be apportioned to each part of a multipart examination; requiring applicants to retake parts of the multipart exam which they failed and to repay any apportioned fees; amending s. 1012.98, F.S.; revising information required for the department to include in the dissemination of certain programs; providing an effective date.

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

By Senator Taddeo—

SB 1578—A bill to be entitled An act relating to criminal history records; amending s. 943.0585, F.S.; revising the requirements of petitioning for expunction of a criminal history record to include a sworn statement that the petitioner seeks the expunction of one or more criminal history records for which no charging document was filed or issued, for which all related charges were dismissed before trial, for which if a charging document was filed or issued in a case, it was dismissed or *nolle prosequi* by the prosecutor or was dismissed by a court, or for which a judgment of acquittal or a verdict of not guilty was rendered; amending s. 943.059, F.S.; revising the requirements of petitioning for sealing of a criminal history record to include a sworn statement that the petitioner seeks the sealing of one or more criminal history records for which no charging document was filed or issued, for which all related charges were dismissed before trial, for which if a charging document was filed or issued in a case, it was dismissed or *nolle prosequi* by the prosecutor or was dismissed by a court, or for which a judgment of acquittal or a verdict of not guilty was rendered; prohibiting a clerk of the court from charging a filing fee for the sealing of criminal history records if the clerk of the court determines that such petitioner is indigent; reenacting ss. 948.08(6)(b) and (7)(b), 948.16(1)(b) and (2)(b), and 985.345(1)(b) and (2)(c), F.S., relating to pretrial intervention programs, misdemeanor pretrial intervention programs, and delinquency pretrial intervention programs, respectively, to incorporate the amendment made to s. 943.0585, F.S., in references thereto; providing an effective date.

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

By Senator Book—

SB 1580—A bill to be entitled An act relating to workplace sexual harassment; creating s. 760.65, F.S.; requiring the Florida Commission on Human Relations to create and publish a model sexual harassment prevention guidance document and sexual harassment prevention policy; providing requirements; requiring employers to adopt the model policy or one that equals or exceeds it; requiring the commission to produce a model sexual harassment prevention training program; providing program requirements; requiring employers to use the program or one that equals or exceeds it; providing for enforcement; authorizing rulemaking; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Broxson—

SB 1582—A bill to be entitled An act relating to pro se assistance; amending s. 28.215, F.S.; defining the term “ministerial assistance”; providing an effective date.

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

By Senator Montford—

SB 1584—A bill to be entitled An act relating to other-personal-services employees; requiring agencies that participate in the state group insurance program to review other-personal-services employees eligible to enroll in the program to consider their placement in authorized full-time equivalent positions; providing an effective date.

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

By Senator Gruters—

SB 1586—A bill to be entitled An act relating to a tax exemption for use of real property; amending s. 212.031, F.S.; providing an exemption, under certain circumstances, from the sales tax on commercial real property rentals; providing for proration of the exemption for certain real property; specifying the determination of annual adjustments to a just value threshold under the exemption; providing an effective date.

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

By Senator Diaz—

SB 1588—A bill to be entitled An act relating to enhancing Florida’s workforce; creating s. 1009.551, F.S.; creating the Florida Pathways to Career Opportunities Grant Program within the Department of Education; providing the purpose of the program; providing legislative intent; providing requirements for the program; providing requirements for grant applications for the program; requiring the Commissioner of Education to establish an application process for the program; providing that proposals for grants be funded competitively; authorizing school districts, charter schools, and Florida College System institutions to apply for grants under the program; providing for eligibility requirements; providing that priority for grants be given to proposals that meet specified criteria; requiring the commissioner to annually report certain information to the Governor and the Legislature by a specified date; requiring the State Board of Education to adopt rules; amending s. 1003.4282, F.S.; authorizing students who earn one credit in a computer science course to substitute the credit for one science credit to fulfill standard high school diploma requirements; providing an exception; providing an effective date.

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

By Senator Taddeo—

SB 1590—A bill to be entitled An act relating to native language assessments; amending s. 1008.22, F.S.; requiring the Commissioner of Education, upon request by a school district, to provide statewide, standardized assessments in any language to be administered to students with limited English proficiency; authorizing such students to choose to be administered the statewide, standardized assessments in their native language or in English; authorizing such students to choose to be administered end-of-course (EOC) assessments in their native language or in English; requiring the Department of Education, upon request by a school district, to develop and provide EOC assessments in any language to be administered to students with limited English proficiency; reenacting ss. 120.81(1)(c), 1002.395(10)(b), 1002.421(2)(a), 1003.433(1) and (3), 1003.4996(5)(b), 1008.34(1)(a) and (c), 1008.345(7), and 1012.34(7)(a), F.S., relating to exceptions, special requirements, and general areas of the Administrative Procedure Act; the Florida Tax Credit Scholarship Program; state school choice scholarship program

accountability and oversight; learning opportunities for out-of-state and out-of-country transfer students and students needing additional instruction to meet high school graduation requirements; the Competency-Based Education Pilot Program; the school grading system, school report cards, and district grade; implementation of a state system of school improvement and education accountability and personnel evaluation procedures and criteria, respectively, to incorporate the amendments made to s. 1008.22, F.S., in references thereto; providing an effective date.

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

By Senator Harrell—

SB 1592—A bill to be entitled An act relating to assisted living facilities; amending s. 429.11, F.S.; updating obsolete language; amending s. 429.19, F.S.; clarifying that specified provisions of law do not apply to assisted living facilities and prohibiting the Agency for Health Care Administration from citing facilities or imposing fines on such facilities under those provisions; amending s. 429.23, F.S.; encouraging facilities to take certain measures to provide for the general security of residents, staff, and the facility; amending s. 429.255, F.S.; clarifying that a resident and specified persons may contract with a third party for services under certain circumstances; amending s. 429.26, F.S.; requiring an owner’s or administrator’s determination of an individual’s appropriateness of admission to include a medical examination and to follow specified guidelines; defining the term “bedridden”; authorizing an advanced practice registered nurse to provide an initial examination of such individuals; requiring information from the medical examination to be signed and recorded on a certain form; requiring a medical examination form including specified information to be provided by the agency; removing provisions related to the placement of an individual by the Department of Elderly Affairs; requiring a facility to notify the resident’s representative or designee when a resident exhibits signs of dementia or cognitive impairment and an underlying condition is determined to exist which requires treatment; removing the requirement that a facility arrange for the provision of health care services to treat such a condition; removing a provision relating to the continued residency of terminally ill patients and residents who require 24-hour nursing services; amending s. 429.28, F.S.; expanding the residents’ bill of rights to include compliance with certain firesafety standards, environmental health and safety practices, and security procedures; amending s. 429.41, F.S.; revising legislative intent; removing the requirement that the Department of Elderly Affairs, in consultation with the agency, the Department of Children and Families, and the Department of Health adopt certain rules; authorizing the Department of Elderly Affairs, in consultation with the agency, the Department of Children and Families, and the Department of Health to adopt certain rules that include specified standards; removing provisions relating to firesafety standards and inspections which are relocated to s. 429.435, F.S.; removing a provision requiring the Department of Elderly Affairs to submit a copy of proposed rules to the Legislature; requiring rather than authorizing the agency to use a biennial standard licensure inspection; creating s. 429.435, F.S.; relocating existing provisions relating to firesafety standards and inspections; amending s. 429.52, F.S.; requiring the Department of Elderly Affairs to establish core training requirements for facility administrators; revising continuing education and training requirements for certain facility staff; removing the authority of the Department of Elderly Affairs to require, provide, or cause to be provided, training for staff in a facility; 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 Harrell—

SB 1594—A bill to be entitled An act relating to the Voluntary Prekindergarten Education Program; amending s. 1002.53, F.S.; requiring a parent of a student enrolled in the Voluntary Prekindergarten Education Program to submit his or her student for a specified screening; conforming provisions to changes made by the act; amending s. 1002.55, F.S.; conforming provisions to changes made by the act; amending s. 1002.59, F.S.; requiring the Office of Early Learning to make available professional development and training courses that meet certain cri-

teria; amending ss. 1002.61 and 1002.63, F.S.; conforming provisions to changes made by the act; amending s. 1002.67, F.S.; requiring the office to develop performance standards for certain mathematical and executive functioning skills; requiring the Department of Education and the office to provide for a coordinated assessment system for specified purposes; conforming provisions to changes made by the act; creating s. 1002.68, F.S.; requiring each private prekindergarten provider and public school participating in the program to participate in a program assessment; providing requirements for such assessment; requiring the office and department to develop a statewide end-of-prekindergarten screening for specified purposes; providing requirements for such screening; requiring certain data to be stored in a specified department data warehouse; requiring the office to calculate a program score for each private prekindergarten provider and public school participating in the program; requiring the office to establish a minimum program score that such providers and schools must meet; providing requirements for such providers and schools that do not meet such score; authorizing the office to grant good cause exemptions to private prekindergarten providers and public schools that meet certain criteria; providing requirements for such good cause exemptions; amending s. 1002.69, F.S.; revising the standards used to establish the statewide kindergarten screening; requiring certain screenings to be administered to students who enroll in a public school for the first time; providing reporting requirements for such screening; providing for screenings to be re-administered to certain students; providing requirements for screenings that are re-administered; requiring the department, rather than the office, to calculate each public school's kindergarten readiness rate; revising the requirements for such calculation; requiring certain data to be stored in a specified department data warehouse; conforming provisions to changes made by the act; amending s. 1002.73, F.S.; requiring the department to adopt procedures for the identification of an alternate kindergarten screening; conforming provisions to changes made by the act; amending s. 1002.75, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Harrell—

SB 1596—A bill to be entitled An act relating to family law; amending s. 61.071, F.S.; requiring that alimony pendente lite be calculated in accordance with s. 61.08, F.S.; amending s. 61.08, F.S.; defining terms; providing for the priority of bridge-the-gap alimony, followed by rehabilitative alimony, over any other form; requiring a court to make written findings regarding the basis for awarding a combination of forms of alimony, including the type of alimony and length of time for which it is awarded; providing that the party seeking alimony has the burden of proof of demonstrating a need for alimony and that the other party has the ability to pay alimony; requiring the court to consider specified relevant factors when determining the proper type and amount of alimony; revising provisions relating to the protection of awards of alimony; revising provisions for an award of durational alimony; specifying criteria related to the rebuttable presumption to award or not to award alimony; specifying criteria for awarding rehabilitative alimony; deleting a provision authorizing permanent alimony; providing for retirement of a party against whom alimony is sought; providing for imputation of income to the obligor or obligee in certain circumstances; amending s. 61.09, F.S.; providing for the calculation of alimony; amending s. 61.13, F.S.; establishing a presumption that it is in the best interest of the child for the court to order equal time-sharing for each minor child; providing exceptions; providing prospective applicability of the presumption; amending s. 61.14, F.S.; authorizing a party to apply for an order to terminate the amount of support, maintenance, or alimony; requiring that an alimony order be modified upward upon a showing by clear and convincing evidence of an increased ability to pay alimony by the other party; prohibiting an increase in an obligor's income from being considered permanent in nature until it has been maintained for a specified period without interruption; providing an exemption from the reduction or termination of an alimony award in certain circumstances; providing that there is a rebuttable presumption that any modification or termination of an alimony award is retroactive to the date of the filing of the petition; providing for an award of attorney fees and costs if it is determined that an obligee or obligor unnecessarily or unreasonably litigates a petition for modification or termination of an alimony award; providing that if the

court orders alimony concurrent with a child support order, the alimony award may not be modified because of the later modification or termination of child support payments; providing that an obligor's subsequent remarriage or cohabitation is not a basis for modification of alimony; providing that income and assets of an obligor's subsequent spouse or person with whom the obligor is residing are generally not relevant in a modification action; providing that attaining retirement age is a substantial change in an obligor's circumstances; requiring the court to consider certain factors in determining whether the obligor's retirement is reasonable; requiring a court to terminate or reduce an alimony award based on certain factors; amending s. 61.19, F.S.; authorizing separate adjudication of issues in a dissolution of marriage case in certain circumstances; providing for temporary orders necessary to protect the parties and their children; providing for retroactive application of the act to alimony awards entered before July 1, 2019; providing an exception; providing allowable dates for the modification of such awards; providing an effective date.

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

By Senator Torres—

SB 1598—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 Education; and Appropriations.

By Senator Torres—

SB 1600—A bill to be entitled An act relating to the homestead exemption for disabled first responders; amending s. 196.102, F.S.; redefining the term “first responder,” for purposes of the tax exemption, to include law enforcement officers, correctional officers, firefighters, emergency medical technicians, or paramedics whose injuries are certified by their employing organizations to have been caused by service in the line of duty in New York City while responding to the September 11, 2001, terrorist attacks; providing applicability; providing an effective date.

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

By Senator Simmons—

SB 1602—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; prohibiting a patient subject from participating in a cancer clinical trial without submitting a specified statement of consent; 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; Banking and Insurance; and Rules.

By Senator Torres—

SB 1604—A bill to be entitled An act relating to licensure of child care programs; amending s. 402.301, F.S.; requiring certain organizations providing child care to school-age children to be licensed as child care facilities; amending s. 402.302, F.S.; providing and revising definitions; amending s. 402.305, F.S.; removing a requirement to adopt a definition by rule; conforming a cross-reference; 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; Commerce and Tourism; and Rules.

By Senator Torres—

SB 1606—A bill to be entitled An act relating to long-term care facility residents; amending s. 400.022, F.S.; requiring that providers of certain services to a resident of a nursing home facility have the right to have reasonable access to the resident which is free of charge; amending s. 429.28, F.S.; prohibiting an assisted living facility from charging providers of certain services to a resident for reasonable access to the resident; requiring that reasons for a resident’s relocation from an assisted living facility be provided to the resident or the resident’s legal representative; requiring a copy of a notice of relocation or termination of residency from an assisted living facility to be sent to a representative of the Long-Term Care Ombudsman Program within a specified time-frame; providing an effective date.

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

By Senator Baxley—

SB 1608—A bill to be entitled An act relating to funding for nonprofit coordinating entities; creating s. 984.25, F.S.; requiring the Department of Financial Services to contract with a nonprofit coordinating entity for certain services; providing for carry forward of a certain amount of unexpended state funds; providing restrictions on the use of such funds; requiring that expenditures of such funds be reported to the department; authorizing advanced payment on such a contract for a specified amount; providing requirements for certain disbursements; 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 Montford, Gainer, and Broxson—

SB 1610—A bill to be entitled An act relating to emergency mitigation and response; creating the Hurricane Michael Recovery Task Force adjunct to the Division of Emergency Management of the Executive Office of the Governor to make recommendations to the Legislature regarding additional assistance needed in the response to, recovery from, and mitigation of the effects of Hurricane Michael in certain areas; requiring the task force to review the effectiveness of local, state, and federal activities in those areas, as well as the availability of resources and any additional assistance needed; providing for the membership of the task force; providing requirements for and restrictions on membership; providing for certain reimbursement; requiring the task force to report its findings and to make specified recommendations to the Legislature and the Governor by a specified date; providing for dissolution of the task force by a specified date; providing an appropriation to the Division of Emergency Management from the General Revenue Fund to prepare an after-action report on the shelter operations that took place during Hurricane Michael, subject to certain requirements; requiring that the report be submitted to the Legislature and the Governor by a specified date; requiring that the Department of Economic Opportunity include a program to retrofit or to repair hurricane evacuation shelters in certain action plans under certain circumstances; providing an appropriation to the division to competitively procure a consultant to conduct a study of facilities used as emergency operations centers; providing requirements for the study; authorizing the study to take into account the locations of emergency operations

centers and to recommend certain joint agreements for the use of such centers; requiring that a report on the study be submitted to the Legislature and the Governor by a specified date; creating s. 420.57, F.S.; subject to the appropriation of funds, creating the Hurricane Housing Recovery Program to provide funds to local governments for certain affordable housing recovery efforts; requiring that the Florida Housing Finance Corporation 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 certain annual report to the corporation; requiring the corporation to compile the reports and submit them to the Legislature; subject to the appropriation of funds, creating the Rental Recovery Loan Program to provide funds to build additional rental housing due to specified impacts; requiring the corporation to administer the program; providing intent for the program; requiring participating local governments to submit a certain annual report to the corporation; requiring the corporation to compile the reports and submit them to the Legislature; authorizing the corporation to adopt rules; requiring that the Department of Economic Opportunity include a program to repair, renovate, or replace single-family housing in certain action plans submitted to a specified federal agency, under certain circumstances; requiring that the Florida Building Commission, in consultation with specified stakeholders and other entities, review the effects of Hurricane Michael and make recommendations to strengthen and enhance the design, construction, and lifesafety provisions of the Florida Building Code; providing requirements for such recommendations; requiring the commission to submit a certain report to the Legislature by a specified date; providing for future repeal of certain provisions; creating the Public Facilities Hurricane Restoration Cash Flow Loan Program for the purpose of assisting counties, municipalities, and district school boards in making timely payments in restoring certain facilities; providing eligibility requirements for receiving a cash flow loan; requiring that the Department of Economic Opportunity administer the loan program and distribute loan funds; requiring that the Division of Emergency Management notify the Department of Economic Opportunity when certain federal payments have been distributed; providing an appropriation to the Department of Economic Opportunity from the Budget Stabilization Fund for a certain purpose; amending s. 570.82, F.S.; providing that trees grown for fiber are an eligible crop for loans under the Agricultural Economic Development Program; requiring that applicants applying for a loan related to the effects of Hurricane Michael submit an application to the Department of Agriculture and Consumer Services by a specified date; providing an appropriation to the Department of Agriculture and Consumer Services from the General Revenue Fund for a certain purpose; providing applicability; requiring that certain assessment requirements for specified students be waived; requiring specified schools to grant standard high school diplomas to students who meet certain requirements; requiring that certain assessment requirements for a specified school year be waived; providing that the promotion of grade 3 students be based on measures determined by specified school districts; requiring that school grades for a specified school year be calculated and released for certain purposes; providing that specified school districts be held harmless from certain liability; providing requirements for the measurement of school grades for a specified school year; providing legislative findings; amending s. 1008.33, F.S.; effective on a specified date, requiring the Department of Education to suspend its duties and obligations under a specified provision for certain school years for specified school districts; providing a directive to the Division of Law Revision; providing an effective date.

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

By Senator Baxley—

SB 1612—A bill to be entitled An act relating to prison industry programs; amending s. 287.095, F.S.; removing provisions that provide a limitation on the total sales by a specified corporation of certain products offered for purchase to a state agency; providing an effective date.

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

By Senator Baxley—

SB 1614—A bill to be entitled An act relating to lakes and lagoons; amending ss. 514.011 and 515.25, F.S.; excluding manmade lakes and lagoons over a certain size from the definitions of the terms “public swimming pool” and “swimming pool,” respectively, for certain purposes; providing an effective date.

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

By Senator Baxley—

SB 1616—A bill to be entitled An act relating to local government financial reporting; amending ss. 129.03 and 166.241, F.S.; requiring county and municipal budget officers, respectively, to submit certain information to the Office of Economic and Demographic Research within a specified timeframe; requiring adopted budget amendments and final budgets to remain posted on each entity’s official website for a specified period of time; requiring the Office of Economic and Demographic Research to create a form for certain purposes by a specified date; providing an effective date.

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

By Senator Simmons—

SB 1618—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 under which it is unlawful to smoke in, on, or near school property; amending s. 569.002, F.S.; defining the term “electronic smoking device”; redefining the term “tobacco products”; deleting exemptions relating to tobacco products for persons under a certain age who meet specified requirements related to disability of nonage, military service, emancipation by a court and release from parental care and responsibility, and acting within the scope of lawful employment with certain entities; amending s. 569.007, F.S.; conforming provisions relating to the sale of tobacco products to federal law; providing an exception to laws relating to the sale of tobacco products for establishments that prohibit persons under 21 years of age from being on the licensed premises; amending s. 569.0075, F.S.; revising the age under which the gift of tobacco products to a person by certain entities is prohibited; amending s. 569.008, F.S.; revising legislative intent to reflect that the Legislature intends to prevent the sale of tobacco products to persons under 21 years of age; eliminating the division’s authority to mitigate penalties imposed against a dealer for certain violations; amending s. 569.101, F.S.; revising the age limitation that applies to the sale, delivery, bartering, furnishing, or giving of tobacco products; revising penalties for violations; conforming the age specified in provisions related to a complete defense for persons charged with certain violations; amending s. 569.11, F.S.; deleting provisions prohibiting persons under 18 years of age from possessing tobacco products; conforming the age specified for misrepresentation of age to unlawfully 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 Health Policy; Innovation, Industry, and Technology; and Rules.

By Senator Gainer—

SB 1620—A bill to be entitled An act relating to health care licensing requirements; creating s. 456.0231, F.S.; providing a short title; providing legislative intent; providing definitions; exempting certain health care practitioners from specified licensing requirements when

providing certain services to veterans in this state; providing reporting requirements; providing construction; providing for rulemaking; 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 1622—A bill to be entitled An act relating to public records; amending s. 409.175, F.S.; expanding exemptions from public records requirements to include the names of foster parent applicants and foster parents, and their spouses, minor children, and other adult household members, held by the Department of Children and Families; providing for retroactive application of the expanded exemptions; providing for future legislative review and repeal of the expanded exemptions; providing for reversion of specified language if the exemptions are not saved from repeal; 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 Baxley—

SB 1624—A bill to be entitled An act relating to a TANF Pay-After-Performance program; creating s. 414.56, F.S.; requiring the Department of Children and Families, in consultation with the Department of Economic Opportunity, to implement a Temporary Assistance for Needy Families Pay-After-Performance program to provide assistance to certain eligible persons; requiring the Department of Children and Families to determine eligibility for participation in the program; requiring the department to refer an applicant for temporary cash assistance to the applicable regional workforce board for work registration and orientation; requiring the regional workforce board to provide certain information to an applicant; providing program participation requirements; requiring a regional workforce board to assess an applicant’s need for immediate support services to assist with work activity requirements; providing requirements for work activities, reporting excused absences, and verification of work hours; providing for a reduction of a program participant’s temporary cash assistance payment under certain circumstances; authorizing a specified number of hours of excused absences with good cause; authorizing a person to request a deferral from participation in the program; requiring a career advisor to assist such person in developing an alternative responsibility plan; requiring certain program applicants who are medically deferred to apply for specified services and programs; providing requirements relating to the assignment of work activities; providing for termination of program participation for noncompliance under certain circumstances; authorizing a participant to reapply after termination under certain circumstances; providing requirements relating to the methodology for temporary cash assistance payments; authorizing the Department of Children and Families to adopt rules; amending s. 414.0252, F.S.; conforming a cross-reference; 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 Farmer—

SB 1626—A bill to be entitled An act relating to protecting the public security; creating s. 775.216, F.S.; defining terms; prohibiting persons convicted of certain sexual offenses from performing unsupervised work in specified locations; providing criminal penalties; providing an effective date.

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

By Senator Cruz—

SB 1628—A bill to be entitled An act relating to out-of-school and in-school suspension; amending s. 1002.20, F.S.; authorizing a parent to

give public testimony regarding a district school board's out-of-school and in-school suspension policy at a specified meeting; amending s. 1006.07, F.S.; requiring a district school board to review its rules authorizing out-of-school and in-school suspension during a specified timeframe at a district school board meeting; requiring the review to include specified data and examinations of certain programs available to suspended students; requiring the board to take public testimony at the meeting; providing that the rules expire under certain circumstances; providing that all suspension hearings are exempt from specified provisions; providing an effective date.

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

By Senator Stargel—

SB 1630—A bill to be entitled An act relating to venue for constitutional challenges; amending s. 47.122, F.S.; requiring the Clerk of the Supreme Court to use a blind, random selection process to determine venue for certain constitutional challenges under certain circumstances; providing legislative intent; providing an effective date.

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

By Senator Taddeo—

SB 1632—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” to remove a condition that residential loans be primarily for personal, family, or household use; correcting a cross-reference; providing an effective date.

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

By Senator Baxley—

SB 1634—A bill to be entitled An act relating to public assistance; amending s. 414.065, F.S.; revising penalties for noncompliance with work requirements for receipt of temporary cash assistance; limiting the receipt of child-only benefits during periods of noncompliance with work requirements; revising the age of minors who are able to receive child-only benefits during periods of noncompliance with work requirements; providing applicability of work requirements before expiration of the minimum penalty period; requiring the Department of Children and Families to refer sanctioned participants to appropriate free and low-cost community services, including food banks; 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 inform participants in the temporary cash assistance program of work requirements and sanctions and penalties for noncompliance with work requirements; requiring a participant's written consent to receiving such information; requiring the Department of Economic Opportunity, in cooperation with CareerSource Florida, Inc., and the Department of Children and Families, to develop an individual responsibility plan for participants in the temporary cash assistance program following an initial assessment; establishing criteria for the plan; requiring the plan to establish employment goals and identify obligations, work requirements, and strategies to overcome barriers to meeting work requirements; requiring the Department of Economic Opportunity to establish and implement uniform standards for compliance with work requirements and for sanctioning participants for noncompliance with such requirements; requiring the Department of Economic Opportunity to submit an annual report to the Governor and the Legislature by a specified date; specifying contents of the report; requiring the Department of Economic Opportunity to adopt rules; amending s. 402.82, F.S.; prohibiting the use or acceptance of an electronic benefits transfer card at specified locations; providing a penalty; amending s. 409.972, F.S.; directing the Agency for Health Care Administration to seek federal approval to require Medicaid managed care enrollees to provide proof to the Department of Children and Families of engagement in work activities for receipt of temporary cash assistance as a condition of eligibility and enrollment; deleting a requirement for the agency to seek federal approval to require Medicaid managed care

enrollees to pay a specified share of the monthly premium; providing an appropriation; requiring the welfare transition program for a specified workforce region to operate a pay-after-performance pilot program for a specified period; providing applicability; requiring the department to determine eligibility; specifying requirements for referral and orientation; specifying requirements and procedures relating to support services, work activities and work verification, proportional reduction of temporary cash assistance, excused absences, deferrals from participation, termination of benefits and reapplication for participation, and payment methodology; 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 1636—A bill to be entitled An act relating to workers' compensation; amending s. 440.02, F.S.; redefining the term “specificity”; amending s. 440.093, F.S.; conforming a provision to changes made by the act; amending s. 440.105, F.S.; revising a prohibition against persons receiving certain fees, consideration, or gratuities under the Workers' Compensation Law; amending s. 440.11, F.S.; deleting an exception from fellow-employee immunities from liability; amending s. 440.15, F.S.; increasing the maximum number of weeks of benefits payable for temporary total disability, temporary partial disability, and temporary total disability; revising the timeframe under which a carrier must provide certain notice to an employee's treating doctor; specifying permanent impairment benefits payable to certain employees who have not reached overall maximum medical improvement within a certain timeframe; requiring that such impairment benefits be credited against subsequently due indemnity benefits; deleting a requirement that temporary disability benefits cease and that the injured worker's permanent impairment be determined after a certain timeframe; creating s. 440.1915, F.S.; requiring injured employees and other claimants to sign and attest to a specified statement relating to the payment of attorney fees before engaging an attorney or other representative for certain purposes; prohibiting such injured employees or claimants from proceeding with a petition for benefits, except pro se, until the signature is obtained; amending s. 440.192, F.S.; revising conditions under which a petition for benefits or portion of the petition must be dismissed by the Office of the Judges of Compensation Claims or the assigned judge of compensation claims; revising the information required in the petition; providing construction; requiring claimants and their attorneys to make a good faith effort to resolve the dispute before filing a petition; requiring that petitions include evidence demonstrating such good faith effort; authorizing judges of compensation claims to determine if such effort was made; requiring the judge of compensation claims to dismiss the petition, and authorizing the imposition of sanctions, if he or she finds such effort was not made; providing that certain dismissals are without prejudice; specifying timeframes within which a judge of compensation claims must enter an order on certain motions to dismiss; revising conditions under which judges of compensation claims are prohibited from awarding attorney fees; amending s. 440.20, F.S.; providing that certain settlement agreements need not be approved by the judge of compensation claims; revising the information required to be submitted by the parties to such a settlement; revising the timeframe under which a lump-sum settlement amount must be paid; amending s. 440.25, F.S.; requiring that the pretrial outline under a certain expedited dispute resolution process contain a specified personal attestation by the claimant's attorney relating to hours to date; revising the timeframe and conditions under which attorney fees attach to certain proceedings; amending s. 440.34, F.S.; authorizing judges of compensation claims to award attorney fees to claimants to be paid by the employer or carrier; specifying applicability of attorney fee provisions to attorney fees payable by employers or carriers; providing that employers and carriers are not responsible for costs unless approved by the judge of compensation claims or a court having jurisdiction; deleting a prohibition against a judge of compensation claims' approval of agreements providing for attorney fees in excess of certain amounts; requiring that retainer agreements be filed with the office; specifying requirements for attorneys of injured employees in reporting attorney fees; revising attorney fees that are a lien upon payable compensation; deleting a certain limitation on retainer agreements; specifying claimant attorney hours for which attorney fees are not payable by employers or carriers; revising circumstances under which claimants are

entitled to recover attorney fees from carriers or employers; revising the timeframe and conditions under which attorney fees attach; specifying a limit on the hourly rates of attorney fees awarded to injured employees or dependents; specifying a condition before such attorney fees may be awarded; deleting a prohibition against a judge of compensation claims entering an order approving certain retainer agreements; revising circumstances under which a judge of compensation claims may award alternative attorney fees payable by the carrier or employer; providing construction; amending s. 440.491, F.S.; providing that an employee who refuses certain training and education forfeits any additional compensation, rather than payment for lost wages; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Lee—

SB 1638—A bill to be entitled An act relating to commercial motor vehicles; amending s. 316.302, F.S.; revising regulations applicable to owners and drivers of commercial motor vehicles; exempting persons who operate a commercial motor vehicle solely in intrastate commerce which does not transport hazardous materials in amounts that require placarding from certain requirements related to electronic logging devices and hours of service supporting documents until a specified date; 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; extending an exemption from specified commercial motor vehicle requirements for a commercial vehicle having a certain gross vehicle weight rating or gross combined weight rating, under certain circumstances; deleting such exemption for a person transporting petroleum products; deleting an exemption from specified regulations relating to diabetes for certain drivers of commercial motor vehicles; providing an effective date.

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

By Senator Albritton—

SB 1640—A bill to be entitled An act relating to the deregulation of professions and occupations; amending s. 20.165, F.S.; renaming the Board of Architecture and Interior Design as the Board of Architecture within the Department of Business and Professional Regulation; deleting a provision establishing the Florida Board of Auctioneers; 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 to changes made by the act; 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. 455.213, F.S.; requiring the Department of Business and Professional Regulation or a board to seek reciprocal licensing agreements with other states under certain circumstances; providing requirements; repealing s. 468.381, F.S., relating to purpose; amending s. 468.382, F.S.; revising definitions; repealing s. 468.384, F.S., relating to the Florida Board of Auctioneers; repealing s. 468.385, F.S., relating to licensure requirements for the practice of auctioneering; repealing s. 468.3851, F.S., relating to licensure renewal; repealing s. 468.3852, F.S., relating to license reactivation; repealing s. 468.3855, F.S., relating to training requirements for auctioneer apprenticeships; repealing s. 468.386, F.S., relating to fees and local licensing requirements; repealing s. 468.387, F.S., relating to licensure by endorsement; amending s. 468.388, F.S.; deleting certain requirements relating to auctioneer licenses with regard to the conduct of an auction; amending s. 468.389, F.S.; revising prohibited acts and penalties; amending s. 468.391, F.S.; conforming cross-references; repealing ss. 468.392, 468.393, 468.394, 468.395, 468.396, 468.397, 468.398, and

468.399, F.S., relating to the Auctioneer Recovery Fund, surcharges and assessments on license fees, payment of interest earned into the recovery fund, recovery from the recovery fund, claims against a single licensee in excess of a specified dollar limitation and joinder of claims, payment of claims from the recovery fund, suspension of a judgment debtor's license, and the expenditure of excess funds, respectively; amending s. 468.401, F.S.; revising definitions; repealing ss. 468.402, 468.403, 468.404, and 468.405, F.S., relating to duties and authority of the Department of Business and Professional Regulation with regard to licensure of talent agencies, licensure requirements, license fees and renewals, and qualification for a talent agency license, respectively; amending s. 468.406, F.S.; requiring an owner or operator of a talent agency to post an itemized schedule of fees, charges, and commissions in a specified place; repealing s. 468.407, F.S., relating to the form and posting requirements for a license; amending s. 468.408, F.S.; conforming provisions to changes made by the act; amending s. 468.409, F.S.; deleting a requirement for record inspection; amending s. 468.410, F.S.; deleting a requirement to include specified information in a contract between a talent agency and applicant; amending s. 468.412, F.S.; deleting recordkeeping and posting requirements; amending s. 468.413, F.S.; revising criminal penalties; conforming provisions to changes made by the act; repealing s. 468.414, F.S., relating to the deposit of certain funds in the Professional Regulation Trust Fund; amending s. 468.415, F.S.; prohibiting any agent, owner, or operator who commits sexual misconduct in the operation of a talent agency from acting as an agent, owner, or operator of a Florida talent agency; amending s. 468.524, F.S.; deleting specified exemptions from the time restriction for an employee leasing company to reapply for licensure; amending s. 468.613, F.S.; providing for waiver of specified requirements for certification under certain circumstances; amending s. 468.8314, F.S.; requiring an applicant for a license by endorsement to maintain a specified insurance policy; requiring the department to certify an applicant who holds a specified license issued by another state or territory of the United States under certain circumstances; amending s. 468.8414, F.S.; providing additional licensure requirements for mold remediators; amending s. 469.006, F.S.; providing additional 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 to changes made by the act; amending s. 471.005, F.S.; revising definitions; amending s. 471.011, F.S.; conforming a provision to changes made by the act; amending s. 471.015, F.S.; revising licensure requirements for engineers who hold specified licenses in another state; amending s. 471.023, F.S.; providing requirements for qualification of a business organization; providing requirements for a qualifying agent; deleting the administration of disciplinary action against a business organization; amending s. 473.308, F.S.; deleting continuing education requirements for license by endorsement for certified public accountants; amending s. 474.202, F.S.; revising the definition of the term "limited-service veterinary medical practice" to include certain vaccinations or immunizations; amending s. 474.207, F.S.; revising education requirements for licensure by examination; amending s. 474.217, F.S.; requiring the Department of Business and Professional Regulation to issue a license by endorsement to certain applicants who successfully complete a specified examination; amending s. 476.114, F.S.; revising training requirements for licensure as a barber; amending s. 476.144, F.S.; requiring the department to license an applicant who is licensed to practice barbering in another state; amending s. 477.013, F.S.; revising the definition of the term "hair braiding"; repealing s. 477.0132, F.S., relating to registration for hair braiding, hair wrapping, and body wrapping; amending s. 477.0135, F.S.; providing additional exemptions from license or registration requirements for specified occupations or practices; amending s. 477.019, F.S.; conforming provisions to changes made by the act; amending s. 477.0201, F.S.; providing requirements for registration as a specialist; amending s. 477.026, F.S.; conforming provisions to changes made by the act; amending s. 477.0263, F.S.; providing certain cosmetology services may be performed in a location other than a licensed salon under certain circumstances; amending ss. 477.0265 and 477.029, F.S.; conforming provisions to changes made by the act; amending s. 481.201, F.S.; deleting legislative findings relating to the practice of interior design; amending s. 481.203, F.S.; revising definitions; amending s. 481.205, F.S.; renaming the Board of Architecture and Interior Design as the Board of Architecture; revising membership of the board; conforming provisions; amending ss. 481.207, 481.209, and 481.213, F.S.; conforming provisions; amending s. 481.2131, F.S.; requiring certain interior designers to include proof of completed specified examination requirements when submitting documents for the issuance of a building

permit; providing that a license or registration is not required for specified persons to practice; amending ss. 481.215 and 481.217, F.S.; conforming provisions to changes made by the act; amending s. 481.219, F.S.; deleting provisions permitting the practice of or offer to practice interior design through certain business organizations; deleting provisions requiring certificates of authorization for certain business organizations offering interior design services to the public; requiring a licensee or applicant in the practice of architecture to qualify as a business organization; providing requirements; amending s. 481.221, F.S.; conforming provisions; requiring a registered architect or a qualifying agent for a business organization to display their license number in specified advertisements; providing an exception; amending ss. 481.222 and 481.223, F.S.; conforming provisions; repealing s. 481.2251, F.S., relating to the practice and regulation of interior design, registration for interior designers, and disciplinary proceedings against registered interior designers; amending ss. 481.229 and 481.231, F.S.; conforming provisions; amending s. 481.303, F.S.; deleting the definition of the term "certificate of authorization"; amending s. 481.310, F.S.; providing that an applicant who holds a specified degree is not required to demonstrate 1 year of practical experience for licensure; amending s. 481.311, F.S.; requiring the Board of Landscape Architecture to certify an applicant who holds a specified license issued by another state or territory of the United States under certain circumstances; conforming provisions; amending s. 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.; requiring a landscape architect to display their certificate number in specified advertisements; amending s. 481.329, F.S.; conforming a cross-reference; amending s. 489.103, F.S.; revising certain contract prices for exemption; amending s. 489.111, F.S.; providing that an applicant who is exempt from a specified examination is eligible for licensure; amending s. 489.113, F.S.; providing that an applicant holding a specified degree does not have to pass a certain examination; amending s. 489.115, F.S.; requiring the Construction Industry Licensing Board to certify any applicant who holds a specified license to practice contracting issued by another state or territory of the United States under certain circumstances; amending s. 489.511, F.S.; requiring the board to certify as qualified for certification by endorsement any applicant who holds a specified license to practice electrical or alarm system contracting issued by another state or territory of the United States under certain circumstances; amending s. 489.517, F.S.; providing a reduction in certain continuing education hours required for registered contractors; amending s. 489.518, F.S.; requiring a person to have completed a specified amount of training within a certain time period to perform the duties of an alarm system agent; amending s. 492.104, F.S.; conforming provisions to changes made by the act; amending s. 492.108, F.S.; requiring the department to issue a license by endorsement to any applicant who has held a specified license to practice geology in another state, trust, territory, or possession of the United States for a certain period of time; providing that an applicant may take the examination required by the board if they have not met the specified examination requirement; 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 an announcer; amending s. 553.5141, F.S.; conforming provisions to changes made by the act; amending s. 553.74, F.S.; revising the membership and qualifications of the Florida Building Commission; amending ss. 553.79, 558.002, 559.25, and 287.055, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Commerce and Tourism; and Appropriations.

By Senator Gainer—

SB 1642—A bill to be entitled An act relating to the sales tax on commercial real property rentals; amending s. 212.031, F.S.; reducing the rate of the tax; providing an effective date.

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

By Senator Powell—

SB 1644—A bill to be entitled An act relating to instructional personnel and educational support employee salaries; creating ss. 1012.053 and 1012.054, F.S.; providing short titles; requiring the Legislature to fund the Florida Education Finance Program at a level that ensures that instructional personnel and educational support employees earn a living wage; providing for specified percentage increases to the base salaries of instructional personnel and educational support employees for certain years; providing an effective date.

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

By Senator Albritton—

SB 1646—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 487.021, F.S.; defining a term; amending s. 487.0435, F.S.; authorizing the Department of Agriculture and Consumer Services to consider the use of a fumigant as a pesticide for raw agricultural commodities; amending s. 500.03, F.S.; revising definitions; amending s. 500.033, F.S.; revising the membership of the Florida Food Safety and Food Defense Advisory Council; amending s. 500.12, F.S.; conforming provisions to changes made by the act; revising the date by which a late fee is imposed for nonpayment of a food permit fee; amending s. 500.121, F.S.; conforming provisions to changes made by the act; amending s. 500.147, F.S.; conforming provisions to changes made by the act; repealing s. 500.81, F.S., relating to the Healthy Food Financing Initiative; amending s. 502.012, F.S.; defining and redefining terms; amending s. 502.014, F.S.; revising the authority of the department to conduct onsite inspections of facilities used to produce and process milk and milk products and to collect samples of such for testing; amending s. 502.053, F.S.; requiring operation permits for wholesalers of frozen dessert products; providing an exemption from bulk milk hauler and sampler permit requirements; amending s. 502.181, F.S.; removing the prohibitions against certain testing for milkfat content and for repasteurizing milk; amending s. 570.441, F.S.; extending the expiration for the use of funds from the Pest Control Trust Fund; amending s. 570.93, F.S.; revising requirements for the agricultural water conservation program; amending s. 590.02, F.S.; directing the Florida Forest Service to develop a training curriculum for wildland firefighting; amending s. 595.404, F.S.; authorizing the department to adopt and implement an exemption, variance, and waiver process for school food and other nutrition programs; amending s. 633.406, F.S.; conforming provisions to changes made by the act; amending s. 633.408, F.S.; providing wildland firefighter training and certification for certain firefighters and volunteer firefighters; providing an effective date.

—was referred to the Committees on Agriculture; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Albritton—

SB 1648—A bill to be entitled An act relating to the Florida Building Code; amending s. 553.73, F.S.; requiring the Florida Building Code to require that the entire envelope of certain buildings being constructed or rebuilt be impact resistant and constructed with high wind-resistant and noncombustible construction materials; requiring that all parts or systems of a building or structure envelope meet impact test criteria or be protected with an external protection device that meets such criteria; providing exceptions; specifying certain items that shall be deemed to comply with impact tests for wind-borne debris; providing an effective date.

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

By Senator Albritton—

SB 1650—A bill to be entitled An act relating to child welfare; amending ss. 39.01 and 39.4015, F.S.; revising definitions; conforming cross-references; amending s. 39.402, F.S.; requiring that the order for placement of a child in shelter care contain a written finding specifying

that the Department of Children and Families has placement and care responsibility for certain children; amending s. 39.407, F.S.; authorizing certain advanced practice registered nurses to prescribe psychotropic medications to certain children; revising the time period within which a court must review a child's residential treatment plan; amending s. 39.5085, F.S.; revising eligibility for the Relative Caregiver Program; amending s. 39.5086, F.S.; deleting the term "fictive kin"; amending s. 39.6225, F.S.; providing for the termination of guardianship assistance benefits under certain circumstances; conforming provisions to changes made by the act; amending s. 39.6251, F.S.; requiring a young adult in extended foster care to provide certain documentation or authorize release of certain records; revising permanency goals for young adults in extended foster care; requiring execution of a voluntary placement agreement under certain circumstances; requiring the department to adopt rules; amending s. 39.701, F.S.; revising when a court must return a child to the custody of his or her parents after making certain determinations; requiring the court to make certain orders relating to extended foster care; amending s. 409.1451, F.S.; authorizing certain financial awards to be disregarded when applying for other federal assistance; amending s. 409.175, F.S.; revising definitions; revising provisions related to the licensure of family foster homes and certain child-caring and child-placing agencies; deleting required numbers of training hours for foster parents; amending s. 409.903, F.S.; revising eligibility for Medicaid coverage; amending s. 409.991, F.S.; revising a definition; amending s. 414.045, F.S.; revising eligibility for child-only funding; amending s. 1009.25, F.S.; revising eligibility for tuition fee exemptions; amending ss. 39.302, 39.521, 39.523, 39.6012, 322.09, 394.495, 627.746, 934.255, and 960.065, F.S.; conforming cross-references; providing an effective date.

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

By Senator Gruters—

SB 1652—A bill to be entitled An act relating to the Consumer Fraud, Identity Theft, and Skimmer Working Group; creating s. 570.233, F.S.; creating the Consumer Fraud, Identity Theft, and Skimmer Working Group as an advisory committee adjunct to the Department of Agriculture and Consumer Services for a specified purpose; specifying the membership of the working group; providing meeting requirements; requiring the working group to submit a specified plan to the Governor and the Legislature by a specified date; providing an effective date.

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

By Senator Braynon—

SB 1654—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 Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Lee—

SB 1656—A bill to be entitled An act relating to amendment of criminal statutes; creating s. 775.022, F.S.; defining the term "criminal statute"; providing that an act of the Legislature which reenacts, revises, or amends a criminal statute may not be considered a repeal under a specified provision of the State Constitution; specifying that the reenactment, revision, or amendment of an existing criminal statute only operates prospectively unless expressly provided otherwise in such an act; providing an effective date.

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

By Senator Simpson—

SB 1658—A bill to be entitled An act relating to the Statewide Task Force on Opioid Drug Abuse; creating s. 381.888, F.S.; creating the Statewide Task Force on Opioid Drug Abuse for a specified purpose; providing for the membership of the task force; providing for reimbursement of per diem and travel expenses for members; requiring the Department of Legal Affairs to provide the task force with necessary staff; requiring the task force to hold an organizational session before a specified date and quarterly meetings thereafter; authorizing the chair to call for additional meetings in extraordinary circumstances; specifying duties of the task force; requiring the task force to submit reports to the Legislature by specified dates; providing an effective date.

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

By Senator Flores—

SM 1660—A memorial to the Congress of the United States and the President of the United States, urging them to grant temporary protected status to Venezuelans in the United States.

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

By Senator Taddeo—

SB 1662—A bill to be entitled An act relating to the preemption of firearms and ammunition; repealing s. 790.33, F.S., relating to the preemption of the field of regulation of firearms and ammunition to the Legislature, to the exclusion of local jurisdictions; amending s. 790.251, F.S.; conforming a provision to changes made by the act; providing an effective date.

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

By Senator Torres—

SB 1664—A bill to be entitled An act relating to sensory deprivation tanks; amending s. 514.011, F.S.; excluding sensory deprivation tanks used for flotation therapy from the definition of the term "public swimming pool" or "public pool"; amending s. 514.0115, F.S.; exempting sensory deprivation tanks from regulation by the Department of Health as a public pool; amending s. 553.77, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Health Policy; Innovation, Industry, and Technology; and Rules.

By Senator Flores—

SB 1666—A bill to be entitled An act relating to the anchoring and mooring of vessels outside of public mooring fields; creating s. 327.4106, F.S.; defining the terms "store" and "stored"; prohibiting the owner, operator, or person in charge of a vessel from anchoring or mooring outside of public mooring fields for longer than a specified period of time; requiring the relocation or removal from the water of vessels anchored or moored in violation of the prohibition; providing that such a violation is noncriminal and is punishable by a fine; amending s. 327.70, F.S.; providing for issuance of uniform boating citations for such violations; amending s. 327.73, F.S.; specifying the fines for such violations; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Community Affairs; and Rules.

By Senator Hutson—

SB 1668—A bill to be entitled An act relating to school choice; amending s. 1002.33, F.S.; revising the purposes that charter schools are authorized to fulfill; authorizing state universities to sponsor charter schools to meet regional education and workforce demands by

servicing students from multiple counties; authorizing Florida College System institutions to sponsor charter schools within their respective service areas for a certain purpose and to offer postsecondary programs leading to industry certifications to eligible students; revising sponsor duties relating to an annual report submitted to the Department of Education; requiring the department, in collaboration with charter school sponsors and operators, to develop a framework for the evaluation of sponsors; providing requirements for such framework; revising requirements related to the receipt and consideration of charter school applications; deleting obsolete language; revising the areas required to be addressed by charters, which also serve as the basis for approval criteria; conforming provisions to changes made by the act; revising requirements for an annual survey required to be submitted to the department by charter schools; providing that the standard charter renewal contract be developed by consulting and negotiating with sponsors and charter schools; revising charter school reporting requirements; revising requirements for a charter school system's governing board to be designated a local educational agency; requiring the department to consult with sponsors, instead of school districts, when recommending certain rules; making technical changes; providing an effective date.

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

By Senator Mayfield—

SB 1670—A bill to be entitled An act relating to administrative procedures; amending s. 120.52, F.S.; revising and providing definitions; amending s. 120.54, F.S.; applying certain provisions regarding the incorporation by reference of material to repromulgated rules; requiring a notice of withdrawal if a notice of proposed rule is not filed within a certain period of time; requiring a notice of rule development to contain certain information and statements; revising the scope of public workshops to include information gathering for the preparation of statements of estimated regulatory costs; requiring that the agency make available at a public workshop the person responsible for preparing the statement of estimated regulatory costs; requiring a notice of proposed rule to include a website address where a statement of regulatory costs may be viewed; requiring that a proposed rule and material proposed to be incorporated by reference be made available to the public; requiring that material proposed to be incorporated by reference be made available in a specified manner; authorizing electronic delivery of notices to persons who have requested advance notice of agency rulemaking proceedings; 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 under certain circumstances; requiring that certain rule repeals be considered presumptively correct by the Division of Administrative Hearings or in certain proceedings; specifying circumstances under which an adverse impact on small business exists; requiring an agency to provide notice of a regulatory alternative to the Administrative Procedures Committee by a certain date; requiring certain agency personnel to attend public hearings on proposed rules; requiring an agency to publish a notice of convening a separate proceeding under certain circumstances; tolling rulemaking deadlines during such separate proceedings; revising requirements for the contents of a notice of change; requiring the committee to notify the Department of State that an agency has elected to withdraw a rule if an agency has failed to adopt a rule within the specified timeframes; requiring an agency to file petitions 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; specifying the circumstances under which such a proposal is made in good faith; revising requirements for an agency's consideration of a lower cost regulatory alternative; providing for an agency's revision and the publication of a revised statement of estimated regulatory costs in response to such lower cost regulatory alternatives; deleting the definition of the term "transactional costs"; providing additional requirements for the calculation of estimated regulatory costs; specifying requirements for the public postings of statements of estimated regulatory costs; conforming provisions to changes made by the act; creating s. 120.5435, F.S.; providing legislative intent; requiring agency review of rules and repromulgation of rules that do not require substantive changes within a specified time period; requiring an agency to publish a notice of re-

promulgation 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 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. 120.545, F.S.; requiring the committee to examine existing rules; amending s. 120.55, F.S.; requiring the Florida Administrative Code be published once daily; requiring the department to 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 the department to adopt specified rules; amending s. 120.569, F.S.; requiring that documents filed with the Division of Administrative Hearings be filed electronically; amending s. 120.74, F.S.; requiring an agency to list each rule it plans to develop, adopt, or repeal during the forthcoming year in the agency's annual regulatory plan; requiring that the agency's annual regulatory plan identify any rules that are required to be repromulgated during the forthcoming year; requiring the agency head to make certain declarations concerning the annual regulatory plan; amending ss. 120.56, 120.80, 120.81, 420.9072, 420.9075, and 443.091, F.S.; conforming cross-references to changes made by the act; providing an effective date.

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

By Senator Perry—

SB 1672—A bill to be entitled An act relating to legislative review of proposed regulation of unregulated functions; amending s. 11.62, F.S.; defining terms; providing that certain requirements must be met before the adoption of a regulation of an unregulated profession or occupation or the substantial expansion of regulation of a regulated profession or occupation; requiring the proponents of legislation that proposes such regulation to provide certain information to the state agency proposed to have jurisdiction over the regulation and the Legislature by a certain date; requiring such state agency to provide certain information to the Legislature within a certain time period; providing an exception; revising information that a legislative committee must consider when determining whether a regulation is justified; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Governmental Oversight and Accountability; and Rules.

By Senator Diaz—

SB 1674—A bill to be entitled An act relating to registration data; amending ss. 320.03 and 328.73, F.S.; requiring that the Department of Highway Safety and Motor Vehicles provide tax collectors and their agents with real-time access to data that other third parties receive from the department related to registration of vehicles, mobile homes, and vessels; providing an effective date.

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

By Senator Baxley—

SB 1676—A bill to be entitled An act relating to legal notices; amending s. 50.011, F.S.; deleting provisions relating to publication of legal notices in newspapers; repealing s. 50.021, F.S., relating to advertisements when no newspaper is published in a county; repealing s. 50.0211, F.S., relating to Internet website publication of legal notices by

newspapers; repealing s. 50.031, F.S., relating to newspapers in which legal notices and process may be published; creating s. 50.0311, F.S.; defining the term “publicly accessible website”; authorizing government agencies to publish legal notices on their websites; requiring government agencies to provide specified notice to residents concerning alternative methods of receiving legal notices; requiring government agencies to provide specified alternative means of receiving legal notices; authorizing counties to publish such notices on governmental access channels; amending s. 50.041, F.S.; deleting provisions relating to publication of legal notices in newspapers; amending s. 50.051, F.S.; deleting references to publication of legal notices in newspapers; revising a form for affidavits of publication; repealing s. 50.061, F.S., relating to amounts chargeable for publication of legal notices; amending s. 50.0711, F.S.; revising provisions relating to the use of court docket funds; amending ss. 11.02, 45.031, 69.081, 121.0511, 121.055, 125.66, 162.12, 166.041, 189.015, 190.005, 194.037, 197.402, 200.065, 316.066, 338.223, 373.0397, 373.146, 403.722, 501.059, 712.06, 849.38, 865.09, and 932.704, 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 Senators Book and Rader—

SB 1678—A bill to be entitled An act relating to trust funds; creating s. 1010.88, F.S.; creating the Marjory Stoneman Douglas High School Victim Trust Fund within the Department of Education; providing the purpose of the trust fund; providing the funding sources for the trust fund; requiring the department to administer the trust fund; providing for future review and termination or re-creation of the trust fund; providing an appropriation; providing for uses of funds; providing a contingent effective date.

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

By Senators Book and Rader—

SB 1680—A bill to be entitled An act relating to the Marjory Stoneman Douglas High School Victim Family Compensation Fund Program; creating s. 1010.882, F.S.; creating the Marjory Stoneman Douglas High School Victim Family Compensation Fund Program within the Department of Education; defining terms; providing legislative intent; requiring the department to accept and process applications for certain payments; providing requirements for such applications; requiring the department to verify specified information before approving an application; prohibiting the department from paying an applicant until specified requirements are satisfied; providing for disbursement of funds; authorizing the department to adopt rules; providing construction; providing a contingent effective date.

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

By Senators Book and Rader—

SB 1682—A bill to be entitled An act relating to the Marjory Stoneman Douglas High School Victim Compensation Fund Program; creating s. 1010.881, F.S.; creating the Marjory Stoneman Douglas High School Victim Compensation Fund Program within the Department of Education; defining terms; providing legislative intent; requiring the department to accept and process applications for certain payments; providing requirements for such applications; requiring the department to verify specified information before approval of an application; prohibiting the department from paying an applicant until specified requirements are satisfied; providing for disbursement of funds; requiring the Attorney General to develop a formula for distribution of funds to specified individuals; requiring the department to use the formula; authorizing the department to adopt rules; providing construction; providing a contingent effective date.

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

By Senator Broxson—

SB 1684—A bill to be entitled An act relating to educator certification requirements; amending s. 1012.56, F.S.; revising the period of validity of a temporary certificate; revising the length of time within which educators who are issued a temporary certificate must complete certain requirements; amending s. 1012.55, 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 Broxson—

SB 1686—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 Blue Angels license plate; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Blue Angels 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 Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Broxson—

SB 1688—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 Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

By Senator Broxson—

SB 1690—A bill to be entitled An act relating to warranty associations; amending s. 634.3077, F.S.; revising the basis for calculating the required assets in a home warranty association’s premium reserve account; requiring that such reserve account be a separate auditable account; 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 requirements for certain home warranties providing coverage for HVAC system components; amending s. 634.406, F.S.; revising the basis for calculating the required assets in a service warranty association’s premium reserve account; requiring that such reserve account be a separate auditable account; revising the basis for calculating a certain reserve deposit with the Department of Financial Services; providing an effective date.

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

By Senator Rodriguez—

SB 1692—A bill to be entitled An act relating to the corporate income tax; amending s. 220.03, F.S.; revising the definition of the term “taxpayer”; defining terms; amending s. 220.13, F.S.; revising the definition of the term “adjusted federal income” to prohibit specified deductions, to limit certain carryovers, and to require subtractions of certain dividends paid and received within a water’s edge group for the purpose of determining subtractions from taxable income; conforming provisions to changes made by the act; repealing s. 220.131, F.S., relating to the adjusted federal income of affiliated groups; creating s. 220.136, F.S.; specifying circumstances under which a corporation is presumed to be, deemed to be, or deemed not to be a member of a water’s edge group; providing construction; defining the term “United States”; creating s. 220.1363, F.S.; defining the term “water’s edge reporting method”; specifying requirements for, limitations on, and prohibitions in calculating and reporting income in a water’s edge group return; requiring all members of a water’s edge group to use the water’s edge reporting method; defining the term “sale”; specifying requirements for designating the filing member and the taxable year of the water’s edge group;

specifying income reporting requirements for certain members of the water's edge group; requiring that a water's edge group return include a specified computational schedule and domestic disclosure spreadsheet; authorizing the Department of Revenue to adopt rules; providing legislative intent regarding the adoption of rules; amending s. 220.14, F.S.; revising the calculation for prorating a certain corporate income tax exemption to reflect leap years; conforming a provision to changes made by the act; amending ss. 220.15, 220.183, 220.1845, 220.1875, 220.191, 220.192, 220.193, and 220.51, F.S.; conforming provisions to changes made by the act; amending s. 220.64, F.S.; providing applicability of water's edge group provisions to the franchise tax; conforming provisions to changes made by the act; amending ss. 288.1254 and 376.30781, F.S.; conforming provisions to changes made by the act; specifying, beginning on a specified date, requirements for corporate tax return filings for certain taxpayers; requiring that recaptured funds be appropriated for a certain purpose; providing an effective date.

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

By Senator Flores—

SB 1694—A bill to be entitled An act relating to takings claims within areas of critical state concern; creating s. 380.0501, F.S.; providing for the apportionment of awards of damages for takings claims within areas of critical state concern; providing an effective date.

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

By Senator Broxson—

SB 1696—A bill to be entitled An act relating to youth athletic activity; creating s. 381.796, F.S.; defining the terms “athletics personnel” and “high-risk youth athletic activity”; requiring an entity that administers or conducts a high-risk youth athletic activity or training related to such activity on certain property to require certain unpaid or volunteer personnel to complete a specified course; requiring such personnel to complete the course within a specified number of days and then annually thereafter; authorizing the course to be offered online or in person; prohibiting personnel from being charged a fee for the course; requiring the course to include specified information; exempting licensed athletic trainers from being required to take the course; requiring the Department of Health to adopt rules to implement the act; providing an effective date.

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

By Senator Berman—

SJR 1698—A joint resolution proposing the creation of Section 22 of Article III and Section 40 of Article XII of the State Constitution to require a supermajority vote of each house of the Legislature to enact a general law preempting a subject of legislation to the state.

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

By Senator Lee—

SB 1700—A bill to be entitled An act relating to the prescription drug monitoring program; amending s. 893.055, F.S.; expanding the Attorney General's authority to request information for Medicaid fraud cases from the Department of Health prescription drug monitoring program to information on all cases involving prescribed controlled substances; removing a limitation that prohibits discovery of, or the introduction into evidence of, certain information in a civil or administrative action against dispensers or pharmacies in the program; authorizing certain individuals to testify regarding the authenticity of program records; amending s. 893.0551, F.S.; expanding access the Attorney General or his or her designee has to certain confidential and exempt information maintained by the department; authorizing the Attorney General to use for certain purposes all information maintained by the department

whether compiled before, on, or after a certain date; providing for treatment of certain information as it relates to discovery in certain actions; providing an effective date.

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

By Senator Baxley—

SB 1702—A bill to be entitled An act relating to ethics reform; repealing s. 11.061, F.S., relating to state, state university, and community college employee lobbyists; 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. 112.313, F.S.; revising applicability of certain provisions relating to conflicting employment and contractual relationships; prohibiting public officers or employees 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 solicitations to be disclosed to the Commission on Ethics in certain circumstances; authorizing the commission to investigate such disclosures; prohibiting specified persons from receiving certain compensated representation for a specified period following vacation of office; deleting certain exceptions from postemployment restrictions; providing applicability; 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 or advised by lobbyists or principals; providing definitions; requiring lobbyists and principals to disclose certain prohibited solicitations to the commission; authorizing the commission to investigate such disclosures; providing disclosure requirements for reporting certain employment; requiring the commission to publish disclosures on its website; authorizing the commission to adopt 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; providing applicability; amending s. 112.3215, F.S., and reenacting subsection (15); revising definitions; requiring executive branch lobbyists 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; amending s. 420.5061, F.S.; conforming a provision; providing an effective date.

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

By Senator Wright—

SB 1704—A bill to be entitled An act relating to the Department of Financial Services; amending s. 17.56, F.S.; requiring the Division of Treasury to maintain, rather than turn over to the Division of Accounting and Auditing, warrants drawn by the Chief Financial Officer; specifying the timeframe during which such warrants must be maintained; making a technical change; amending s. 24.123, F.S.; adding the Chief Financial Officer to a list of persons receiving the annual financial audit of the Department of the Lottery; specifying the date by when such audits must be submitted; amending s. 215.44, F.S.; specifying the date by when the State Board of Administration must annually publish audited financial statements for the Florida Retirement System; amending s. 215.80, F.S.; specifying the date by when the board must annually publish a certain report by the Division of Bond Finance; amending s. 215.98, F.S.; adding the Chief Financial Officer to a list of persons presented with the division's annual debt affordability report; revising the date by when such report must be presented; creating s. 497.173, F.S.; requiring that each licensed location under chapter 497, F.S., have a full-time licensee in charge; requiring licensees in charge to have an active license; specifying limitations on licensed locations a licensee in charge may serve; amending ss. 497.263 and 497.266, F.S.; adding national trust companies to a list of entities where a care and

maintenance trust fund may be established; amending s. 497.376, F.S.; specifying required educational credentials for certain applicants for a combination license as both funeral director and embalmer; amending s. 497.377, F.S.; specifying qualifications for certain applicants for a combination funeral director and embalmer intern license; providing application requirements; specifying limitations on, and authorized actions of, interns; specifying the expiration of intern licenses; authorizing the licensing authority to adopt certain rules; amending s. 497.380, F.S.; revising requirements for the supervision of licensed funeral establishments; providing that, under certain circumstances, a funeral director may serve as funeral director in charge without an embalmer license or combination license; amending s. 497.452, F.S.; adding national trust companies to a list of entities exempt from a certain preneed licensing requirement; amending s. 497.453, F.S.; specifying annual trust reporting requirements for certain preneed licensees or certain groups of preneed licensees; defining the term “Year 1” and “Year 2”; authorizing the department to adopt certain rules; amending s. 626.025, F.S.; conforming a provision to changes made by the act; amending s. 626.175, F.S.; authorizing the department to issue nonrenewable temporary licenses authorizing the appointment of personal lines agents; deleting such authorization for industrial fire or burglary agents; revising circumstances under which the department may issue temporary licenses authorizing the appointment of life agents; specifying circumstances under which the department may issue temporary licenses authorizing the appointment of personal lines agents; prohibiting certain licensees from soliciting, negotiating, or effecting contracts of insurance; amending s. 626.221, F.S.; specifying that a certain exemption from an examination requirement applies to applicants for an all-lines adjuster license; amending s. 626.2815, F.S.; revising the individuals that are subject to a certain continuing education requirement; amending s. 626.321, F.S.; deleting an examination requirement for an applicant for an industrial fire insurance or burglary insurance license; providing that, beginning on a specified date, the license and appointment may be renewed, but no new or additional licenses may be issued and the license may not be reinstated; deleting an examination requirement for crop hail and multiple peril crop insurance licenses; amending s. 626.471, F.S.; authorizing an appointing entity to provide a termination notice to the appointee by e-mail; providing that the e-mail must be addressed to the appointee’s last e-mail address of record; specifying when notice by e-mail is deemed to have been given; repealing s. 626.521, F.S., relating to credit and character reports; amending s. 626.536, F.S.; deleting a requirement for insurance agencies to report certain administrative actions to the department; amending s. 626.6215, F.S.; adding certain grounds for the department’s discretionary refusal, suspension, or revocation of an insurance agency license; amending s. 626.729, F.S.; revising the definition of the term “industrial fire insurance” relating to burglary insurance; repealing s. 626.7355, F.S., relating to a temporary license as customer representative pending examination; amending ss. 626.8437 and 626.844, F.S.; revising certain grounds for the denial of, suspension of, revocation of, or refusal to renew, licenses or appointments of title insurance agents or agencies; amending s. 626.8732, F.S.; revising qualifications for the issuance of a nonresident public adjuster’s license; amending s. 627.7015, F.S.; requiring insurers to report mediation settlements and settlement amounts to all parties within a certain timeframe; amending s. 633.218, F.S.; deleting a requirement that state-owned or state-leased buildings be identified through use of the United States National Grid Coordinate System; amending s. 633.520, F.S.; authorizing the Division of State Fire Marshal to adopt certain rules establishing firefighter employer cancer prevention best practices; amending s. 648.49, F.S.; specifying that reinstatement of a bail bond agent license is contingent upon filing an application with, and approval by, the department; amending s. 717.123, F.S.; increasing the amount of funds the department must retain under the Florida Disposition of Unclaimed Property Act for certain purposes; amending s. 717.124, F.S.; increasing the threshold amount of electronically submitted claims under which the department may use alternative identity verification methods; authorizing the department to develop and implement specified identification verification and disbursement processes for certain unclaimed property accounts; authorizing the department to develop processes for certain electronic submissions; specifying requirements for the submission of claims and recordkeeping; authorizing the department to adopt rules; providing an effective date.

—was referred to the Committees on Banking and Insurance; Innovation, Industry, and Technology; and Rules.

SR 1706—Not introduced.

By Senator Rouson—

SB 1708—A bill to be entitled An act relating to tourist development councils; amending s. 125.0104, F.S.; authorizing certain counties to adopt a resolution that establishes and appoints members of more than one tourist development council upon a certain finding; exempting such counties from organizing their tourist development councils in accordance with specified requirements of membership composition upon the adoption of such resolution; providing an effective date.

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

By Senator Diaz—

SB 1710—A bill to be entitled An act relating to legal and official advertisements; amending ss. 50.011, 50.021, 50.0211, and 50.031, F.S.; authorizing the publication of legal and official advertisements on specified publicly accessible governmental websites in lieu of publication in a newspaper; providing an effective date.

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

By Senator Harrell—

SB 1712—A bill to be entitled An act relating to hospital licensure; amending s. 395.003, F.S.; deleting an obsolete provision; requiring hospitals licensed after a specified date to participate in the Medicaid program as a provider of medical assistance and provide a certain amount of charity care; providing a separate calculation of required charity care for such hospitals located in a medically underserved area; authorizing such hospitals to provide a certain donation the Agency for Health Care Administration’s Grants and Donations Trust Fund in lieu of providing the required charity care; requiring such hospitals to annually report compliance to the agency; requiring the agency to impose a specified administrative fine for noncompliance; conforming cross-references; amending s. 395.0191, F.S.; deleting a provision relating to certificates of need for hospitals; amending s. 395.1055, F.S.; deleting a provision requiring hospitals to submit data to the agency in the certificate-of-need review process; repealing s. 395.6025, F.S., relating to rural hospital replacement facilities; amending s. 408.032, F.S.; revising the definition of the term “health care facility” to exclude hospitals and long-term care hospitals for purposes of the Health Facility and Services Development Act; deleting the definitions of the terms “hospital” and “long-term care hospital”; amending s. 408.034; conforming a provision to changes made by the act; amending ss. 408.035 and 408.036, F.S.; deleting provisions related to the agency’s consideration and review of certificates of need for general hospitals, specialty hospitals, and long-term care hospitals; amending ss. 408.037, and 408.039, F.S.; deleting provisions relating to certificate of need applications for general hospitals; amending s. 408.040, F.S.; requiring the agency to assess a specified administrative fine against the holder of a certificate of need or the holder of an exemption that fails to comply with specified conditions; amending s. 408.043, F.S.; deleting provisions relating to certificates of need for osteopathic acute care hospitals; amending s. 395.1065, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Bracy—

SB 1714—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; providing for fines or community service; providing that such possession by a minor is a civil violation; requiring such minor to perform community service, attend a drug awareness program, or both; prohibiting arrest for such violation; providing an exception; limiting collateral use of such violation; 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 body tissue or fluid; providing applicability; specifying that political subdivisions may enact ordinances concerning public consumption of cannabis or tetrahydrocannabinol; 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; providing penalties for non-compliance; providing for notice of violations; providing for distribution of revenue from 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 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 to s. 893.145, F.S., in references thereto; providing an effective date.

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

By Senator Bracy—

SB 1716—A bill to be entitled An act relating to fertilizers; amending s. 403.9336, F.S.; providing legislative intent regarding the use of specified slow-release fertilizers in helping control water pollution and enhancing overall water quality; amending s. 403.9337, F.S.; requiring, rather than encouraging, county and municipal governments to adopt and enforce the Model Ordinance for Florida-Friendly Fertilizer Use on Urban Landscapes; specifying that county and municipal governments must require the use of specified slow-release fertilizers; defining the term “estuary runoff area”; providing additional requirements for counties and municipalities within estuary runoff areas; authorizing county and municipal governments to adopt additional standards if certain criteria are met; providing an effective date.

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

By Senator Taddeo—

SB 1718—A bill to be entitled An act relating to the sale and delivery of firearms; amending s. 790.065, F.S.; prohibiting persons convicted of misdemeanor hate crime offenses from purchasing firearms; amending ss. 493.6108, 790.06, and 943.0583, F.S.; conforming cross-references; providing an effective date.

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

By Senator Lee—

SB 1720—A bill to be entitled An act relating to property rights; amending s. 70.001, F.S.; revising legislative findings; providing applicability relating to claims that involve one or more residential properties which are brought as a result of certain regulations or ordinances; authorizing a property owner to waive a jury and request that

the court make a determination of compensation; revising the calculation for costs a property owner is entitled to recover; authorizing a property owner to bring a claim under certain circumstances when he or she is not provided certain notice; amending s. 70.45, F.S.; authorizing a property owner to bring an action to declare a prohibited exaction invalid; making clarifying changes; providing an effective date.

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

By Senator Gruters—

SB 1722—A bill to be entitled An act relating to social media websites; providing a short title; defining terms; providing that the owner or operator of a social media website is subject to a private right of action by a social media website user in this state under certain conditions; providing damages; authorizing the award of reasonable attorney fees and costs; prohibiting a social media website from using hate speech as a defense; authorizing the Attorney General to bring an action on behalf of a social media website user; providing exceptions for the deletion or censure of certain types of speech; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Judiciary; and Rules.

By Senator Powell—

SB 1724—A bill to be entitled An act relating to student discipline; creating s. 1006.01, F.S.; providing definitions; 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 include specified requirements; requiring a school district to meaningfully involve parents, students, teachers, and the community in creating and applying certain policies; requiring a school district to fund and support the implementation of school-based restorative justice practices; requiring a school district to provide funding 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 disciplinary issues; making technical changes; amending s. 1006.12, F.S.; revising the qualifications of a school resource officer and a school safety officer; authorizing such officers to arrest a student only for certain violations of law; requiring such officers to immediately notify the principal or the principal’s designee if the officer arrests a student in a school-related incident; prohibiting such officers 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 such agreements; requiring each school district to annually review the cost, effectiveness, and necessity of its school safety programs and to submit findings annually to the Department of Education by a specified date; 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. 16.555, 1001.42, 1002.20, 1002.23, 1002.33, 1002.40, 1003.02, 1003.32, 1003.53, 1003.57, 1006.08, 1006.09, 1006.10, 1006.147, 1006.15, 1006.195, 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 Appropriations.

By Senator Gruters—

SB 1726—A bill to be entitled An act relating to parental rights; creating chapter 1014, F.S.; creating s. 1014.01, F.S.; providing a short title; creating s. 1014.02, F.S.; providing legislative findings; defining the term “parent”; creating s. 1014.03, F.S.; providing that the state, its political subdivisions, other governmental entities, or other institutions may not infringe on parental rights without demonstrating specified information; creating s. 1014.04, F.S.; providing that a parent of a minor child has specified rights relating to his or her minor child; prohibiting the state from infringing upon specified parental rights; prohibiting specified parental rights from being denied or abridged; providing that certain actions by specified individuals are grounds for disciplinary actions against such individuals; providing construction; creating s. 1014.05, F.S.; requiring each district school board to develop and adopt a policy to promote parental involvement in the public school system; providing requirements for such policy; authorizing a district school board to provide such policy electronically or on its website; authorizing a parent to request certain information in writing; providing a procedure for the denial of such information; creating s. 1014.06, F.S.; prohibiting certain health care practitioners from taking specified actions without a parent’s written permission; prohibiting certain entities from taking specified actions relating to a minor’s health care without a parent’s written permission; prohibiting a hospital from allowing certain actions without a parent’s written permission; providing exceptions; providing penalties; providing an effective date.

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

By Senator Gruters—

SB 1728—A bill to be entitled An act relating to the determination of identity or residency; creating s. 322.0511, F.S.; prohibiting representatives, local governments, or other political subdivisions of the state from accepting specified cards or documents to determine a person’s identity or residency; prohibiting local governments or law enforcement agencies from authorizing the use, creation, acceptance, or recognition of such cards or documents as a form of identification to determine a person’s identity or residency; providing that such actions are void and unenforceable; providing an effective date.

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

By Senator Lee—

SB 1730—A bill to be entitled An act relating to growth management; amending s. 125.01055, F.S.; prohibiting a county from adopting or imposing a requirement in any form relating to affordable housing which has specified effects; providing construction; amending s. 125.022, F.S.; requiring that a county review the application for completeness and issue a certain letter within a specified period after receiving an application for approval of a development permit or development order; providing procedures for addressing deficiencies in, and for approving or denying, the application; conforming provisions to changes made by the act; defining the term “development order”; amending s. 163.3180, F.S.; requiring a local government to credit certain contributions, constructions, expansions, or payments toward any other impact fee or exaction imposed by local ordinance for public educational facilities; providing requirements for the basis of the credit; amending s. 163.31801, F.S.; adding minimum conditions that certain impact fees must satisfy; requiring that, under certain circumstances, a holder of certain impact fee or mobility fee credits receive the full value of the credit as of the date it was first established based on the impact fee or mobility fee rate that was in effect on such date; providing that

the government, in certain actions, has the burden of proving by a preponderance of the evidence that the imposition or amount of impact fees or required dollar-for-dollar credits for the payment of impact fees meets certain requirements; prohibiting the court from using a deferential standard for the benefit of the government; authorizing the court to award attorney fees and costs to the prevailing party in any action challenging an impact fee; requiring that the court award attorney fees and costs to a prevailing property owner if the court makes specified determinations regarding the impact fee; providing applicability; prohibiting a local government from imposing concurrency mitigation conditions of any kind on a project if the government does not provide certain required credits; prohibiting a local government, beginning on a specified date, from charging an impact fee for the development or construction of housing that is affordable; amending s. 166.033, F.S.; requiring that a municipality review the application for completeness and issue a certain letter within a specified period after receiving an application for approval of a development permit or development order; providing procedures for addressing deficiencies in, and for approving or denying, the application; conforming provisions to changes made by the act; defining the term “development order”; amending s. 166.04151, F.S.; prohibiting a municipality from adopting or imposing a requirement in any form relating to affordable housing which has specified effects; providing construction; providing an effective date.

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

By Senator Farmer—

SB 1732—A bill to be entitled An act relating to community association 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 ensure that such signs or symbols do not diminish the aesthetic value of buildings to which they are affixed and to adopt rules; requiring the State Fire Marshal and local fire officials to enforce the requirement; providing penalties for noncompliance; amending ss. 718.112 and 719.1055, F.S.; providing that a certificate of compliance from a licensed professional engineer may be accepted as evidence of compliance with certain codes; revising the requirements for retrofitting units, association property, and common elements; revising provisions relating to an association vote to forego retrofitting; providing that a failure to provide timely notice to unit owners does not invalidate certain votes under certain circumstances; providing that the failure to report a membership vote or the recording of a certification to the Division of Corporations of the Department of Business and Professional Regulation does not invalidate an otherwise valid opt-out vote; prohibiting the local authority having jurisdiction from requiring completion of a retrofitting with certain systems before a specified date; requiring certain associations to initiate an application for certain building permits by a specified date; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Community Affairs; and Rules.

By Senator Farmer—

SM 1734—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 Book—

SB 1736—A bill to be entitled An act relating to student elopement; creating s. 1003.211, F.S.; providing definitions; requiring public schools to create a School Staff Assistance for Emergencies (SAFE) Team and a school elopement plan; providing for membership and responsibilities of the team; providing requirements for the plan; requiring the team to create student-specific elopement quick reference guides for certain students; providing requirements for the guides; requiring public schools to annually submit their plans to the district school

board; authorizing the State Board of Education to adopt rules; providing an effective date.

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

By Senator Gruters—

SB 1738—A bill to be entitled An act relating to the restraint of dogs; amending s. 828.12, F.S.; prohibiting a person from restraining a dog outside and unattended during a manmade disaster or a natural disaster; providing a criminal penalty; providing a fine; defining terms; providing an effective date.

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

By Senator Farmer—

SB 1740—A bill to be entitled An act relating to scholarship programs; repealing s. 1002.395, F.S., relating to the Florida Tax Credit Scholarship Program; repealing s. 1002.40, F.S., relating to the Hope Scholarship Program; repealing s. 1002.411, F.S., relating to reading scholarship accounts; repealing s. 212.099, F.S., relating to the Florida Sales 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, 1002.20, 1002.23, 1002.385, 1002.39, and 1002.421, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Gainer—

SB 1742—A bill to be entitled An act relating to correctional facility employees; amending s. 112.3173, F.S.; providing for forfeiture of retirement benefits of correctional facility employees who commit certain violations; amending s. 944.47, F.S.; providing enhanced penalties for offenses involving introduction of contraband in correctional facilities when committed by correctional facility employees; providing an effective date.

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

By Senator Baxley—

SB 1744—A bill to be entitled An act relating to higher education; amending s. 1001.706, F.S.; requiring the Board of Governors to annually report on the intellectual freedom and viewpoint diversity of each institution; requiring institutions to annually conduct a survey of students, faculty, and administrators which assesses specified information; requiring the board to develop and annually deliver a training program for trustees; requiring trustees to participate in such a program within a specified timeframe; providing requirements of the program; expanding certain powers and duties relating to accountability to any member of the Cabinet, the presiding officers of the Legislature, a chair of a substantive or appropriations committee with jurisdiction, or a member of the board of trustees of the institution for which an investigation is sought; requiring the Office of the Inspector General to investigate related allegations under specified conditions; amending s. 1004.03, F.S.; requiring the State Board of Education to establish criteria for the review of new facilities and programs at Florida College System institutions for certain purposes; providing that new programs may not be approved unless they meet certain requirements; amending s. 1004.28, F.S.; making technical changes; specifying that university boards of trustees must annually report certain information to the Legislature; amending s. 1004.70, F.S.; authorizing the board of trustees to prescribe that a Florida College System institution direct-support organization must comply with a certain condition in order to use certain services at such institutions; providing that certain state appropriations to direct-support organizations may be pledged only for

capital projects; requiring each board of trustees to annually report to the Legislature certain information relating to state appropriations transferred within a certain timeframe to any direct-support organization; prohibiting the board of trustees from transferring any funds to any direct-support organization that does not meet certain requirements; prohibiting the board from permitting the use of state funds for travel expenses by such organizations; prohibiting organizations from giving any gift to a political committee for any purpose; amending s. 1008.32, F.S.; requiring the Commissioner of Education to report certain findings to the State Board of Education; requiring the board to require the district school board or Florida College System institution board of trustees to document compliance; amending s. 1008.322, F.S.; requiring the Chancellor of the State University System to report certain findings to the Board of Governors; requiring the board to require a university board of trustees to document compliance; amending s. 1011.45, F.S.; specifying that unexpended funds in a university operating budget may be carried forward, subject to Legislative approval; amending s. 1013.40, F.S.; deleting a prohibition against Florida College System institutions expending public funds for the acquisition of additional property without specific approval by the Legislature; prohibiting institutions and direct-support organizations from constructing, accepting, or purchasing property or facilities under certain conditions; providing an exception; amending s. 1013.78, F.S.; prohibiting universities and university direct support organizations from constructing, accepting, or purchasing property under certain conditions; providing an exception; reenacting s. 1010.09, F.S., relating to direct-support organizations, to incorporate the amendment made to s. 1004.70, F.S., in a reference thereto; reenacting s. 1001.73(3), F.S., relating to a university board empowered to act as trustee, to incorporate the amendment made to s. 1013.78, F.S., in a reference thereto; reenacting s. 1001.64(6), F.S., relating to Florida College System institution boards of trustees and related powers and duties, to incorporate the amendment made to s. 1004.03, F.S., in a reference thereto; providing an effective date.

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

By Senator Taddeo—

SB 1746—A bill to be entitled An act relating to a sales tax exemption for hurricane shutters; amending s. 212.08, F.S.; exempting hurricane shutters installed by qualified contractors from the sales and use tax; specifying that the exemption is available only through a refund of previously paid taxes; defining the terms “hurricane shutters” and “qualified contractor”; specifying requirements for applying for the refund with the Department of Revenue; providing penalties for furnishing a false affidavit in the refund application; providing an effective date.

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

By Senator Perry—

SB 1748—A bill to be entitled An act relating to preemption of local regulations; creating s. 163.21, F.S.; providing definitions; prohibiting certain local governments from imposing or adopting certain regulations on businesses and business entities on or after a specified date; providing exceptions; specifying that certain regulations expire and may only be readopted or continue to be imposed after meeting specified criteria; preempting the regulation and licensing of professions and occupations to the state; providing exceptions; prohibiting local governments from imposing additional regulations or modifying regulations unless specified conditions are met; specifying that specified local regulations that do not meet specified criteria do not apply and may not be enforced; amending s. 489.117, F.S.; specifying that specified specialty contractors are not required to register with the Construction Industry Licensing Board; prohibiting local governments from requiring certain specialty contractors to obtain a license under specified circumstances; specifying job scopes for which a local jurisdiction may not require a license; providing an effective date.

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

By Senator Taddeo—

SB 1750—A bill to be entitled An act relating to the entertainment industry financial incentive program; reviving, readopting, and amending s. 288.1254, F.S., relating to the entertainment industry financial incentive program; capping the amount of tax credits which may be certified per fiscal year; deleting the scheduled repeal of the program; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Innovation, Industry, and Technology; and Appropriations.

By Senator Perry—

SB 1752—A bill to be entitled An act relating to inspections and permits; amending ss. 125.56 and 166.222, F.S.; requiring a county or municipality that imposes inspection fees to establish an expedited inspection process that provides priority processing for such inspections; authorizing the county or municipality to charge an additional fee up to a specified amount for the expedited inspection process; amending s. 553.792, F.S.; requiring a local government that imposes permit fees to establish an expedited permitting process that provides priority processing for such permits; authorizing the local government to charge an additional fee up to a specified amount for the expedited inspection process; providing that the local government must require the applicant to pay only a specified percentage of the fees due upon receipt of an application; providing for a reduction of the outstanding fees due under certain circumstances; providing for a refund of fees under certain circumstances; specifying that certain procedures apply to building permit applications for any nonresidential buildings, instead of nonresidential buildings less than a specified size; providing an effective date.

—was referred to the Committees on Community Affairs; Innovation, Industry, and Technology; and Rules.

By Senator Rodriguez—

SB 1754—A bill to be entitled An act relating to pest control; repealing s. 482.242, F.S., relating to preemption of pest control regulation to the state; creating s. 482.244, F.S.; prohibiting a county, municipality, or other local political subdivision from adopting or enforcing a local ordinance, special law, or local regulation governing pest control which is less stringent than general law or agency rule; providing an effective date.

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

By Senator Berman—

SB 1756—A bill to be entitled An act relating to the protection of property subject to bankruptcy or other proceedings; amending s. 61.046, F.S.; providing that child support is held in trust for any child for whom such support is intended and is not considered property of the recipient; amending s. 222.201, F.S.; expanding the list of property eligible for exemption by an individual debtor under the Bankruptcy Reform Act of 1978, as amended, to include alimony, support, or separate maintenance already received; providing an effective date.

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

By Senator Mayfield—

SB 1758—A bill to be entitled An act relating to water quality improvements; providing a short title; transferring the onsite sewage program of the Department of Health to the Department of Environmental Protection by a type two transfer; amending s. 373.807, F.S.; revising the requirements for a basin management action plan for an Outstanding Florida Spring; prohibiting a local government from approving building permits within the plan area under certain circumstances; providing penalties; requiring the Department of Environmental Protection, in consultation with the Department of Agriculture and Consumer Services, to develop an agricultural remediation plan as

part of each basin management action plan under certain circumstances; requiring such plans to be adopted by a specified date; creating s. 381.00661, F.S.; establishing a wastewater grant program within the Department of Environmental Protection; authorizing the department to distribute appropriated funds for certain projects; providing requirements for the distribution; requiring the department to coordinate with each water management district to identify grant recipients; requiring an annual report to the Governor and the Legislature by a specified date; amending s. 403.067, F.S.; revising requirements for a basin management action plan; requiring estimated nutrient load reductions in such plans to exceed a specified amount; requiring each local government to develop a wastewater treatment plan that meets certain requirements; prohibiting a local government that does not meet certain requirements relating to wastewater treatment plant project plans or onsite sewage treatment and disposal system remediation plans from approving any building permits within a specified timeframe; prohibiting the department from approving any onsite sewage treatment and disposal system within such an area for a specified timeframe; providing penalties; defining the term “onsite sewage treatment and disposal system”; requiring a local government to create an onsite sewage treatment and disposal system remediation plan as part of the basin management action plan under certain circumstances; providing requirements for such plan; providing requirements for a restoration plan for certain water bodies; creating s. 403.0771, F.S.; requiring a wastewater treatment plant to notify customers of unlawful discharges of raw or partially treated sewage into any waterway or aquifer within a specified timeframe; prohibiting a local government that owns such a plant from approving any building permits within a specified timeframe; prohibiting the department from approving any onsite sewage treatment and disposal system within such an area for a specified timeframe; providing penalties; amending s. 403.086, F.S.; prohibiting facilities for sanitary sewage disposal from disposing of any waste in the Indian River Lagoon without first providing advanced waste treatment; amending s. 403.9337, F.S.; providing penalties for a local government that fails to adopt, enact, and implement a specified ordinance; requiring the department to revise the basin management action plan for Indian River Lagoon and other specified basin management action plans by a specified date; authorizing the department to grant an extension to a local government upon a showing of good cause; amending ss. 153.54, 153.73, 163.3180, 373.811, 381.006, 381.0061, 381.0064, 381.0065, 381.00651, and 381.0068, F.S.; conforming provisions and cross-references to changes made by the act; providing effective dates.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Taddeo—

SB 1760—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 the department to include a voter registration component on specified applications; requiring the Department of State to approve the 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; Infrastructure and Security; and Appropriations.

By Senator Rodriguez—

SB 1762—A bill to be entitled An act relating to state renewable energy goals; creating s. 377.821, F.S.; directing the Office of Energy

within the Department of Agriculture and Consumer Services, in consultation with other state agencies, state colleges and universities, public utilities, and other private and public entities, to develop a unified statewide plan to generate the state's energy from renewable sources by specified dates; requiring state and public entities to cooperate as requested; providing plan requirements; requiring the office to submit the plan and updates to the Governor and Legislature; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Governmental Oversight and Accountability; and Rules.

By Senator Baxley—

SB 1764—A bill to be entitled An act relating to fees; amending ss. 25.386 and 44.106, F.S.; requiring applicants for certification as a foreign language court reporter or a mediator, respectively, to pay fees relating to fingerprint processing; specifying the cost for fingerprint processing; providing a contingent effective date.

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

By Senator Gruters—

SB 1766—A bill to be entitled An act relating to crime stoppers programs; 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; amending s. 16.555, F.S.; specifying permissible uses for funds awarded to counties from the Crime Stoppers Trust Fund; authorizing certain unencumbered funds to be reallocated to other judicial circuits after the initial disbursement of funds; providing an effective date.

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

By Senator Cruz—

SB 1768—A bill to be entitled An act relating to English language learners; amending s. 1003.4282, F.S.; exempting certain English language learners from a specified graduation requirement; requiring such English language learners to meet other criteria to earn a standard high school diploma; amending s. 1008.22, F.S.; conforming provisions to changes made by the act; amending s. 1008.34, F.S.; revising school grade components to include certain English language learners that meet specified criteria; providing an effective date.

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

By Senator Torres—

SB 1770—A bill to be entitled An act relating to housing trust funds; amending ss. 420.0005 and 420.9079, F.S.; prohibiting the transfer of money deposited to the State Housing Trust Fund and Local Government Housing Trust Fund; adding programs for which the Florida Housing Finance Corporation shall administer funds from the Local Government Housing Trust 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 Bracy—

SB 1772—A bill to be entitled An act relating to the Little Wekiva River; providing legislative intent; directing the St. Johns River Water Management District to conduct a specified study and submit a report to the Acquisition and Restoration Council and the Board of Trustees of the Internal Improvement Trust Fund by a specified date and to develop a specified plan and submit the plan to the Governor and Legislature by a specified date; directing the council to make certain determinations; prohibiting the approval and issuance of permits for certain development projects and commencement of certain permitted development projects until the council makes certain determinations; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senators Stargel, Bean, and Baxley—

SB 1774—A bill to be entitled An act relating to parental consent for abortion; creating s. 390.01117, F.S.; providing a short title; defining terms; prohibiting a physician from performing an abortion on a minor unless the physician has been presented with consent from the minor's parent or guardian, as appropriate; providing an exception for a medical emergency; requiring a monthly report to be filed by certain physicians with the Department of Health on a form adopted by department rule; requiring the department to compile data collected from such forms and make it available on its website; authorizing a minor to petition any circuit court in which the minor resides for a waiver of consent required to obtain an abortion; requiring a specified statement to be included in the petition; providing for court-appointed counsel and confidentiality; requiring the court to give preference to waiver of consent proceedings and requiring a court to rule within a specified timeframe; providing for an extension of time at the request of the minor; authorizing a minor to petition for a hearing upon the expiration of the time allowed and requiring the chief judge of the circuit to ensure that a hearing is held and that an order is entered within specified timeframes; providing for appeals within a specified timeframe; requiring the court to dismiss the petition if it does not make specified findings; requiring the court to consider undue influence on the minor's decision and specified factors; requiring the court to report any findings of evidence of child abuse or sexual abuse of the petitioner; requiring a court to provide for a written transcript of waiver of consent proceedings and include certain findings and conclusions in its order; prohibiting filing fees or costs for a minor who petitions the court for a waiver of consent; specifying that a county is not required to pay the salaries, costs, or expenses of certain court-appointed counsel; requesting the Supreme Court to adopt certain rules and forms relating to waiver of consent proceedings; providing criminal penalties and disciplinary action; providing construction and severability; providing an effective date.

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

By Senator Bracy—

SB 1776—A bill to be entitled An act relating to onsite sewage treatment and disposal systems; removing the exemption from legislative ratification for specified rules; creating s. 381.00653, F.S.; providing definitions; directing the Department of Environmental Protection and the Department of Health, by a specified date, to select a national third-party certification organization to develop a program for issuing innovative system permits; requiring counties to establish onsite sewage treatment and disposal system inspection programs; specifying program requirements; specifying inspection requirements for advanced active septic systems; requiring that systems authorized for installation meet certain certification standards by a specified date; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Stargel—

SB 1778—A bill to be entitled An act relating to public records; creating s. 390.01118, F.S.; providing a public records exemption for information that could identify a minor which is contained in a record held by the court relating to the minor's petition to waive consent requirements to obtain an abortion; providing for future legislative review and repeal 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 Senators Farmer and Bracy—

SB 1780—A bill to be entitled An act relating to adult use marijuana legalization; amending s. 20.165, F.S.; renaming the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation; amending s. 561.025, F.S.; renaming the Alcoholic Beverage and Tobacco Trust Fund; specifying distribution of funds; providing a directive to the Division of Law Revision; creating chapter 566, F.S., relating to recreational marijuana; providing definitions; exempting certain activities involving marijuana from use and possession offenses; authorizing persons age 21 and over to engage in certain activities involving personal use of marijuana in limited amounts; providing limits on where persons may engage in specified activities; prohibiting the use of false identification by persons under 21 years of age for specified activities relating to recreational marijuana; providing noncriminal penalties; providing for alternative sentencing; providing for licensure of marijuana establishments that may engage in the manufacture, possession, or purchase of marijuana, marijuana products, and marijuana accessories or sell marijuana, marijuana products, or marijuana accessories to a consumer; specifying duties of the Division of Alcoholic Beverages, Marijuana, and Tobacco; providing for enforcement of regulatory provisions; authorizing agreements with other entities for certain enforcement activities; requiring an annual report; providing for licensing of marijuana establishments; providing for a licensing process; providing limits on the number of retail marijuana stores in localities based on population; providing standards for prospective licensees; providing restrictions on the location of marijuana establishments; prohibiting certain activities by marijuana establishments; providing procedures when a marijuana establishment's license expires; authorizing localities to prohibit one or more types of marijuana establishments through local ordinance; providing for submission of applications to localities if the division has not issued establishment licenses by a specified date; specifying duties of the Attorney General concerning federal subpoenas; providing an exemption from specified provisions for marijuana research; specifying that the chapter does not apply to employer drug policies or operating under the influence laws; specifying that the chapter does not allow persons under 21 years of age to engage in activities permitted therein; providing that the rights of property owners are not affected; authorizing rulemaking; specifying that conduct allowed by the chapter may not be considered the basis for the finding of a lack of good moral character as that term is used in law; providing for emergency rulemaking; amending s. 500.03, F.S.; providing that marijuana establishments that sell food containing marijuana are considered food service establishments for the purposes of specified regulations; creating s. 500.105, F.S.; specifying that food products containing marijuana that are prepared in permitted food establishments and sold by licensed retail marijuana stores are not considered adulterated; amending s. 562.13, F.S.; providing that it is unlawful for marijuana establishments to employ persons under 18 years of age; amending s. 569.0073, F.S.; exempting licensed marijuana establishments from specified provisions regulating the sale of pipes and smoking devices; amending ss. 893.13 and 893.135, F.S.; providing that conduct authorized under chapter 566, F.S., is not prohibited by specified controlled substance prohibitions; providing a contingent effective date.

—was referred to the Committees on Health Policy; Innovation, Industry, and Technology; and Appropriations.

By Senator Farmer—

SB 1782—A bill to be entitled An act relating to taxes and fees; amending s. 566.036, F.S.; providing an application fee; creating s.

566.012, F.S.; imposing an excise tax on recreational marijuana; providing for inflation adjustments to the tax rate; providing for collection of the tax; providing for distribution of tax revenues; requiring an annual report concerning tax revenues; providing a contingent effective date.

—was referred to the Committees on Health Policy; Innovation, Industry, and Technology; and Appropriations.

SB 1784—Withdrawn prior to introduction.

By Senator Powell—

SB 1786—A bill to be entitled An act relating to the Florida Working Families Tax Rebate Program; creating the Florida Working Families Tax Rebate Program within the Department of Revenue; granting specified people and households certain state funds if they received a tax credit under the Federal Earned Income Tax Credit program; specifying criteria to receive such funds; providing a calculation of funds for eligible people or households; specifying procedures for disbursing funds; requiring the Department of Revenue to provide a report by a specified date; authorizing emergency rulemaking; providing an appropriation; providing applicability; providing an effective date.

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

By Senator Hutson—

SB 1788—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 501.059, F.S.; authorizing consumers to bring civil actions against telephone solicitors; providing for the award of damages; amending s. 501.603, F.S.; providing a definition; amending s. 501.604, F.S.; providing that substance abuse marketing service providers are subject to the Florida Telemarketing Act; amending s. 501.605, F.S.; conforming provisions to changes made by the act; creating s. 501.6055, F.S.; providing licensing requirements for substance abuse marketing service providers; amending s. 501.606, F.S.; requiring such providers to disclose specified information; amending s. 501.608, F.S.; revising provisions for claims of exemption from the Florida Telemarketing Act; amending s. 501.609, F.S.; requiring substance abuse marketing service providers to submit new or revised material to the department within a specified time; amending s. 501.612, F.S.; providing grounds for departmental action against such providers; amending s. 501.616, F.S.; providing unlawful acts and practices for such providers; amending s. 501.618, F.S.; providing general civil remedies in actions against such providers; amending s. 507.01, F.S.; revising definitions; amending s. 507.03, F.S.; requiring separate registrations for each business, trade, or fictitious name used by a mover or moving broker; authorizing movers to act as moving brokers without a separate registration under certain conditions; revising the conditions for denying, refusing to renew, or revoking the registrations of movers and moving brokers; requiring movers and moving brokers to provide evidence of insurance or alternative coverages at specified times; requiring movers and moving brokers to maintain estimates and contracts for a specified time and to make such records available for inspection by the department; amending s. 507.04, F.S.; revising requirements for alternative insurance coverage and liability insurance claims; amending s. 507.06, F.S.; revising provisions authorizing movers to store household goods until payment is made; amending s. 507.07, F.S.; providing violations; amending s. 507.11, F.S.; revising criminal penalties; creating s. 507.15, F.S.; directing the department to prepare and post on its website a publication regarding shippers' rights and remedies; specifying information to be included in such publication; requiring movers to provide a copy of such publication to shippers before executing a contract; amending s. 527.0201, F.S.; revising master qualifier licensing requirements; amending s. 616.242, F.S.; providing and revising definitions; revising standards for rules adopted by the department relating to amusement rides; revising provisions for permanent amusement ride annual permits; providing for temporary amusement ride permits; revising provisions for non-destructive testing and department testing of amusement rides; removing the exemption from safety standards for certain museums and institutions; removing the limitation on the authority of the department to establish exemptions from safety standards; revising inspection

standards for amusement rides; directing the department to prescribe by rule specified signage to be posted at amusement ride facilities and temporary amusement ride events; requiring owners of amusement rides to employ registered safety technicians; providing requirements for such technicians; revising requirements for compliance certifications after major modifications to amusement rides; revising requirements for amusement ride inspections by owners, managers, and registered safety technicians; revising requirements for employee training; providing maintenance requirements for amusement rides; providing for witnesses and evidence in examinations and investigations conducted by the department; revising penalties; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Perry—

SB 1790—A bill to be entitled An act relating to medical services and insurance; creating s. 395.0176, F.S.; providing definitions; requiring the Department of Health to adopt statewide fee schedules for services, supplies, and care provided in hospitals and ambulatory surgical centers; providing requirements for diagnostic testing; requiring the department to adopt rules; creating s. 456.0535, F.S.; providing definitions; providing requirements for specified licensed medical professionals for diagnostic testing and treatment plans; providing disciplinary actions; requiring the department to adopt rules; amending s. 456.072, F.S.; providing additional grounds for disciplinary actions in health professions and occupations; amending s. 627.736, F.S.; revising the medical benefits requirements under personal injury protection coverage; providing a definition; conforming provisions to changes made by the act; revising circumstances under which an insurer or insured is not required to pay a claim or charges; providing effective dates.

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

By Senator Gruters—

SB 1792—A bill to be entitled An act relating to towing and immobilizing of vehicles and vessels; 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; defining the term “immobilize”; creating ss. 125.01047 and 166.04465, F.S.; prohibiting counties and municipalities, respectively, from enacting certain ordinances or rules that impose fees or charges on authorized wrecker operators, towing businesses, or vehicle immobilization services; 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 custody or 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; amending s. 715.07, F.S.; revising certain notice requirements; revising requirements relating to towing and to removing vehicles or vessels to include persons who are in custody of a vehicle or of a vessel; deleting a requirement related to liability for improper removal of a vehicle or of a vessel; creating s. 715.08, F.S.; defining terms; authorizing vehicle immobilization devices to be used on trespassing motor vehicles; prohibiting persons from acting as operators of a vehicle immobilization service in this state unless specified requirements are met; providing requirements for such operators and persons acting on behalf of such operators; authorizing an operator to conduct vehicle immobilization at any time; providing notice requirements for immobilization of a vehicle; prohibiting a vehicle immobilization service or operator from taking specified actions; providing requirements for a certain receipt of payment; providing liability requirements under certain circumstances; providing insurance requirements for the operator; prohibiting the operator from engaging in specified activities; providing signage requirements; authorizing a certain local government to impose a fine upon an operator and to revoke, suspend, or not renew an operator’s license for due cause; providing notice and hearing requirements for adverse actions regarding certain licenses; requiring disqualification from reapplying for a certain license for a specified period under certain circumstances; authorizing the re-

vocation of an operator’s license under certain circumstances; providing maximum specified fines and suspension of license for certain violations; providing an effective date.

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

By Senator Rodriguez—

SB 1794—A bill to be entitled An act relating to landlords and tenants; amending s. 83.43, F.S.; revising the definition of the term “tenant”; creating s. 83.455, F.S.; providing requirements for rental agreements; requiring landlords to provide certain information with rental agreements; amending s. 83.46, F.S.; requiring that a landlord provide written notice of a rent increase to a tenant by a specified time; requiring such notice to include an option for mediation under certain circumstances; amending s. 83.47, F.S.; providing that certain provisions in a rental agreement are void and unenforceable; amending s. 83.49, F.S.; removing the option for a landlord to deposit certain money into a non-interest-bearing account; revising written notice requirements to tenants; providing for damages if a landlord fails to meet certain requirements; amending s. 83.51, F.S.; requiring a landlord to inspect a dwelling unit at a specified time to ensure compliance with applicable codes; amending s. 83.54, F.S.; requiring certain records be removed from a tenant’s credit report under certain circumstances; amending s. 83.56, F.S.; revising and specifying grounds for termination of a rental agreement; amending s. 83.60, F.S.; removing a requirement that certain money be paid into the registry of the court; amending s. 83.67, F.S.; prohibiting a landlord from engaging in certain conduct; providing definitions; conforming a cross-reference to changes made by the act; creating s. 83.675, F.S.; providing definitions; requiring a landlord to give tenants the opportunity to purchase the dwelling unit or premises under certain circumstances; providing requirements for an offer of sale; authorizing a tenant to challenge an offer of sale; creating s. 83.676, F.S.; providing definitions; prohibiting a landlord from evicting a tenant or terminating a rental agreement because the tenant or the tenant’s minor child is a victim of actual or threatened domestic violence, dating violence, sexual violence, or stalking; specifying that a rental agreement may not contain certain provisions; authorizing a victim of such actual or threatened violence or stalking to terminate a rental agreement under certain circumstances; requiring certain documentation and written notice to the landlord; providing for liability for rent for both the tenant and the perpetrator, if applicable; specifying that a tenant does not forfeit certain money paid to the landlord for terminating the rental agreement under certain circumstances; requiring a landlord to change the locks of the dwelling unit within a specified period under certain circumstances; authorizing the tenant to change the locks of the dwelling unit under certain circumstances; prohibiting certain actions by a landlord under certain circumstances; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Judiciary; and Rules.

By Senator Perry—

SB 1796—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 the personal identifying and location information of commissioners and commission investigators of the Commission on Offender Review and the names and personal identifying and location information of the spouses and children of such personnel; providing for future review and repeal of the exemption; providing an exemption from public records requirements for the personal identifying and location information of school administrators and the names and personal identifying and location information of the spouses and children of the school administrators; providing statements of public necessity; providing an effective date.

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

By Senator Gibson—

SB 1798—A bill to be entitled An act relating to postsecondary grant programs; amending ss. 1009.50, 1009.505, 1009.51, and 1009.52, F.S.; providing that, beginning with a specified term, certain students are eligible to receive grants for summer term enrollment; providing that certain students are eligible to receive a certain amount of additional funds per academic year for use in a fall, spring, or summer term, or the equivalent, for textbooks and educational expenses; providing an effective date.

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

By Senator Gibson—

SB 1800—A bill to be entitled An act relating to the Florida Building Code; amending s. 553.73, F.S.; authorizing the Florida Building Commission to adopt certain triennial amendments; providing an effective date.

—was referred to the Committees on Community Affairs; Innovation, Industry, and Technology; and Rules.

By Senator Stewart—

SB 1802—A bill to be entitled An act relating to elections; amending s. 20.10, F.S.; revising responsibilities of the Secretary of State; providing for the statewide election of the Secretary of State; prescribing qualifications and terms of office; amending s. 97.012, F.S.; requiring the Secretary of State to provide signature matching training to supervisors of elections and county canvassing boards; providing requirements for such training; prohibiting such persons from comparing voter signatures until receiving such training; repealing s. 97.055, F.S., relating to the closure of registration books for an election; repealing s. 97.0555, F.S., relating to late registration to vote; creating s. 97.0556, F.S.; authorizing a person who meets certain requirements to register to vote and to cast a ballot on election day or at an early voting site; creating s. 100.51, F.S.; providing that General Election Day is a paid holiday; providing that any elector may absent himself or herself from service or employment at a specified time on a General Election Day and may not be penalized for such absence; creating s. 101.016, F.S.; requiring the Division of Elections to maintain a strategic elections equipment reserve of voting systems that may be deployed under certain circumstances; authorizing the department to contract with certain entities for a specified purpose; amending s. 101.048, F.S.; authorizing a person to cast a provisional vote in the county in which the voter claims to be registered; requiring a supervisor of elections to immediately notify a person of a nonmatching signature and to allow such person to cure the ballot within a reasonable amount of time; conforming provisions to changes made by the act; amending s. 101.151, F.S.; requiring a ballot to include the office title of Secretary of State in a specific order relative to other office titles; requiring the names of candidates for each office be ordered randomly; requiring a ballot to include a straight-ticket voting option; requiring the Department of State to adopt rules prescribing uniform ballots for statewide use; requiring the department rules to graphically depict sample ballot forms for statewide use; amending s. 101.5612, F.S.; requiring a supervisor of elections to annually conduct specified tests of voting systems; requiring a supervisor of elections to annually file with the Secretary of State a report containing specified information; amending s. 101.62, F.S.; providing that a request for a vote-by-mail ballot is sufficient to receive such ballot for all elections until the request is cancelled; revising the date by which a supervisor of elections shall mail a vote-by-mail ballot to each absent qualified voter; amending s. 101.64, F.S.; requiring a supervisor of elections to enclose a postage-paid mailing envelope with each vote-by-mail ballot; providing that vote-by-mail ballot voter certificates may require a voter's signature or the last four digits of a voter's social security number; conforming provisions to changes made by the act; amending s. 101.65, F.S.; revising instructions that must be included with each vote-by-mail ballot to provide that a vote-by-mail ballot must be postmarked or dated no later than the date of the election; conforming provisions to changes made by the act; amending 101.657, F.S.; requiring a supervisor of elections to provide secure drop boxes, into which an elector may place his or her vote-by-mail ballot, in specified locations for a specified early voting period; requiring the supervisor to

deliver such ballots to the county canvassing board; requiring certain security monitoring of such secure drop boxes; amending s. 101.67, F.S.; removing the requirement that absent electors' ballots must be received by the supervisor by a specified time on the day of the election; amending s. 101.68, F.S.; requiring a supervisor of elections to compare the signature or partial social security number with the signature or social security number in the registration books or precinct register when canvassing a vote-by-mail ballot; requiring the supervisor to allow a reasonable amount of time for an elector to cure a vote-by-mail ballot if the signature or partial security number is omitted or does not match; conforming provisions to changes made by the act; amending s. 101.6952, F.S.; providing that an absent voter may submit a federal write-in absentee ballot or vote-by-mail ballot; providing when and whether a federal write-in absentee ballot or vote-by-mail ballot must be canvassed; providing that a certain presumption applies to vote-by-mail ballots received from absent voters; providing that a vote-by-mail ballot from an absent voter which is postmarked or dated by a certain date and received by a certain date must be counted; amending s. 101.697, F.S.; requiring the Department of State to adopt rules authorizing a supervisor of elections to accept a voted ballot by secure electronic means if certain conditions are met; amending s. 102.111, F.S.; prohibiting certain persons from serving on the Elections Canvassing Commission; revising the dates by which the commission shall certify certain election returns; amending s. 102.112, F.S.; revising the deadlines for the submission of county returns to the Department of State; conforming a cross-reference; creating s. 102.181, F.S.; providing that certain persons may file actions against a supervisor of elections for noncompliance with the Florida Election Code; providing that such person is entitled to an immediate hearing; providing for the waiver of fees and costs and the awarding of attorney fees; amending ss. 97.052, 97.053, 97.0575, 98.0981, and 110.117, F.S.; conforming provisions to changes made by the act; providing for applicability; providing an effective date.

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

By Senator Albritton—

SB 1804—A bill to be entitled An act relating to emergency loans for agricultural producers; transferring the Agricultural Economic Development Program from the Department of Agriculture and Consumer Services to the Division of Emergency Management within the Executive Office of the Governor by a type two transfer; transferring, renumbering, and amending s. 570.82, F.S.; revising eligibility requirements for the Agricultural Economic Development Program; increasing the maximum amounts of program loans; providing the terms of the loans; requiring the division to make an effort to extend the loan terms under certain circumstances; redefining the term "essential physical property" to include irrigation systems; requiring certain applicants to submit an application within a specified timeframe; requiring the division to administer the program; amending s. 201.25, F.S.; conforming a cross-reference; providing a directive to the Division of Law Revision; providing an effective date.

—was referred to the Committees on Agriculture; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By Senator Rouson—

SB 1806—A bill to be entitled An act relating to the Hillsborough County Civil Service Act; repealing chapters 2000-445, 2007-301, and 2014-230, Laws of Florida; abolishing the act; requiring that any agency or authority previously covered under the act must provide a fair, neutral, and impartial system for administering employee discipline of a suspension, an involuntary demotion, or a dismissal, and appeals of such discipline; providing requirements; providing an effective date.

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

By Senator Taddeo—

SR 1808—A resolution recognizing the value of film and television production as an economic driver and a creator of high-wage jobs, en-

encouraging the collaboration of public-sector and private-sector efforts through the development of programs and partnerships, and encouraging the Florida Office of Film and Entertainment's continued support of various collaborative programs and partnerships for national and international marketing.

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

Senate Bills 7000-7060 —Previously introduced.

By the Committee on Agriculture—

SB 7062—A bill to be entitled An act relating to Department of Agriculture and Consumer Services citizen support organizations and direct-support organizations; amending s. 259.10521, F.S.; extending the scheduled repeal of the provisions governing the citizen support organizations operating to the benefit of the Babcock Ranch Preserve; amending s. 570.83, F.S.; abrogating the scheduled repeal of provisions governing the Florida Beef Council, Inc., direct-support organization; amending s. 570.691, F.S.; abrogating the scheduled repeal of provisions relating to direct-support organizations of the Department of Agriculture and Consumer Services; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By the Committee on Agriculture—

SB 7064—A bill to be entitled An act relating to oil drilling; amending s. 377.19, F.S.; defining the term “fracking”; amending s. 377.22, F.S.; requiring specified amounts for bonds for certain operations in the Everglades Protection Area; creating s. 377.2405, F.S.; prohibiting fracking in this state; providing that permits for drilling or operating a well do not authorize fracking; prohibiting the disposal of flowback fluid by deep well injection or any other below ground method in this state; defining the term “flowback fluid”; amending s. 377.244, F.S.; requiring an applicant for certain explorations for and extraction of minerals to post a specified surety bond for projects in the Everglades Protection Area; amending s. 377.37, F.S.; revising civil penalties for certain violations to require an increased penalty for offenses occurring in the Everglades Protection Area; creating s. 377.421, F.S.; defining the term “Everglades Protection Area”; requiring the Department of Environmental Protection to evaluate drilling applications and visit proposed access routes and drilling sites in the Everglades Protection Area for specified purposes; specifying requirements for such evaluation; requiring a wildlife impact study for the initial application and subsequent recertification; prohibiting the refining of oil within the Everglades Protection Area; amending s. 570.93, F.S.; prohibiting the use of flowback fluid for crop irrigation in this state; defining the term “flowback fluid”; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Environment and Natural Resources; and Appropriations.

By the Committee on Ethics and Elections—

SB 7066—A bill to be entitled An act relating to ballot processes; amending 98.077, F.S.; modifying requirements for updating voter registration signatures, to conform; amending s. 99.063, F.S.; revising dates relating to the selection and qualification of a lieutenant governor running mate, to conform; amending s. 100.061, F.S.; revising the date of the primary election; amending s. 101.048, F.S.; modifying the Provisional Ballot Voter's Certificate and Affirmation; establishing a process to cure a provisional ballot with a signature deficiency; establishing related requirements and deadlines; revising requirements for the canvassing and counting of provisional ballots; creating exemptions; requiring the supervisor to process a signature update following submission of a valid provisional ballot cure affidavit; modifying post-election elector notification processes, to conform; amending 101.151, F.S.; revising requirements for department rules governing ballot design; amending s. 101.62, F.S.; revising deadlines for requests for, and the mailing of, vote-by-mail ballots; removing a limitation as to when

the supervisor may begin mailing domestic vote-by-mail ballots before an election; amending s. 101.64, F.S.; modifying the vote-by-mail ballot Voter's Certificate; amending s. 101.65, F.S.; modifying vote-by-mail ballot instructions, to conform; amending 101.68, F.S.; clarifying that supervisors must immediately compare voters' signatures on vote-by-mail ballots upon receipt; revising requirements related to the canvassing and counting of vote-by-mail ballots; providing for earlier canvassing of vote-by-mail ballots; prescribing additional notification requirements for certain vote-by-mail ballots with defective signatures; creating exemptions; revising the deadline by which vote-by-mail ballot cure affidavits must be submitted; requiring the supervisor to process a signature update following submission of a valid vote-by-mail ballot cure affidavit; modifying post-election elector notification processes, to conform; amending 101.6923, F.S.; modifying special vote-by-mail ballot instructions for certain first-time voters, to conform; amending 102.111, F.S.; revising the date on which the Elections Canvassing Commission certifies the primary election; adding an additional meeting of the Elections Canvassing Commission for certification of ballot votes in any general election races with pending recounts; amending s. 102.112, F.S.; modifying deadlines for submitting certain county ballot returns to the Department of State, to conform; amending s. 102.141, F.S.; modifying immediate reporting times for certain types of ballots and deadlines for unofficial results in primary elections and certain general election contests; amending s. 102.166, F.S.; modifying certification requirements for voting systems to require the functionality to simultaneously sort and count ballot overvotes and undervotes; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Infrastructure and Security—

SB 7068—A bill to be entitled An act relating to transportation; creating s. 338.2278, F.S.; creating the Multi-use Corridors of Regional Economic Significance Program within the Department of Transportation; providing the purpose of the program; specifying the corridors included in the program; specifying that projects undertaken in the corridors are tolled facilities and certain approved turnpike projects, and are considered as Strategic Intermodal System facilities; requiring the department to identify certain opportunities to accommodate or collocate multiple types of infrastructure-addressing issues during the project development phase; requiring the department to consult with certain entities; authorizing the department to form a certain working group; authorizing sources of funding for the projects; authorizing the department to accept certain donations of land for the projects; requiring that certain toll revenues from the turnpike system be used to repay advances received from the State Transportation Trust Fund; providing requirements for the department relating to certain delegated responsibilities; requiring the department to perform a specified project evaluation on certain projects; requiring that certain decisions on projects be determined in accordance with applicable department rules, policies, and procedures; authorizing the Division of Bond Finance, on behalf of the department, to issue certain bonds to finance projects in the program, as provided in the State Bond Act; providing specified dates for the construction of the projects and opening of the corridors; providing for specified transfers from the State Transportation Trust Fund to the General Revenue Fund; providing for specified allocations of such transfers; providing that allocated funds are in addition to any other statutory funding allocations; requiring that specified uncommitted funds be used by the department to fund program projects; authorizing the adopted work program to be amended to transfer funds between appropriations categories or to increase an appropriation category for a certain purpose; authorizing the department to waive consideration of certain matching funds relating to specified programs for hurricane-impacted counties with respect to certain project awards; amending s. 334.044, F.S.; requiring that the department, in consultation with affected stakeholders, provide a road and bridge construction workforce development program for construction of projects designated in the department's work program; providing intent for the workforce development program; providing requirements for the department and the program; authorizing the department to administer certain workforce development contracts with consultants and nonprofit entities; providing primary purposes for such entities; requiring the department to prepare and provide a certain report to the Governor and Legislature by a specified date; amending s. 320.08, F.S.; deleting a requirement that specified fees from annual license taxes be deposited into the

General Revenue Fund; creating s. 339.1373, F.S.; requiring that the department allocate sufficient funds to implement the Multi-use Corridors of Regional Economic Significance Program, develop a plan to expend revenues, and, prior to its adoption, amend the current tentative work program for specified fiscal years to include program projects; requiring the department to submit a certain budget amendment; requiring that specified increases in revenue to the State Transportation Trust Fund be used by the department to fund the Multi-use Corridors of Regional Economic Significance Program; amending s. 339.0801, F.S.; limiting to specified fiscal years a previously authorized transfer of funds to Florida's Turnpike Enterprise; requiring that, beginning with a specified fiscal year, such transfer be allocated for a certain purpose with certain specified preferences; providing effective dates.

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

By the Committee on Education—

SB 7070—A bill to be entitled An act relating to K-12 education; amending s. 1002.333, F.S.; deleting the authorization for a traditional public school to receive funds from the Schools of Hope Program; deleting a requirement for the State Board of Education to provide awards and annually report certain information; creating s. 1002.394, F.S.; establishing the Family Empowerment Scholarship Program; providing the purpose of the program; providing scholarship eligibility requirements; providing for the term of such scholarships; prohibiting certain students from scholarship eligibility; requiring school districts to inform specified households within their respective districts of their eligibility to receive a Family Empowerment Scholarship; requiring the Department of Education to provide the form to be used by school districts for that purpose; requiring school districts to notify certain students of specified information relating to statewide assessments; requiring school districts, upon the request of the department, to provide statewide assessments and related materials to certain private schools; providing requirements for the administration of statewide assessments at certain private schools; requiring school districts to publish information relating to the scholarship program on their respective websites; providing requirements for the published information; requiring the department to publish and update information relating to the program on the department website; requiring the department to cross-check specified information; providing requirements for private school participation in the program; providing requirements for participating students and their parents; providing the maximum number of students who may participate in the scholarship program, beginning with a specified school year; providing for subsequent increases in the authorized number of participating students; providing for the calculation of school district funding entitlement under the program; requiring school districts to report all students who attend a private school under the program; providing that such students must be reported separately for certain purposes; requiring the department to transfer funds from the General Revenue Fund to an account for the program; requiring that program funds for students entering a Department of Juvenile Justice commitment program be transferred from the school district in which the student last attended school before commitment; providing that the department must receive specified information relating to such students; requiring the Chief Financial Officer to make scholarship payments to the department; providing requirements for such payments; requiring the department to request from the Department of Financial Services a sample of certain endorsed warrants for a specified purpose; providing immunity of the state from liability; providing a scope of authority with regard to the regulation of private schools; authorizing the state board to adopt rules; providing an implementation schedule for a specified school year; providing additional eligibility requirements; requiring the Department of Education to expedite the publication of specified information on the department's website; providing a deadline for a specified payment by the Chief Financial Officer; providing for the expiration of provisions related to a specified school year; amending s. 1002.40, F.S.; authorizing certain funds relating to the Hope Scholarship Program to be used to fund the Florida Tax Credit Scholarship Program, under specified conditions; expanding the language required to be included on the contribution election form relating to the Hope Scholarship Program, as of a specified date; creating part VII of ch. 1003, F.S., entitled "Public School Innovation"; creating s. 1003.64, F.S.; providing legislative intent; creat-

ing the Community School Grant Program within the department; providing the purpose of the program; defining terms; requiring community schools to designate a community school program director; providing duties of community school program directors; establishing the Center for Community Schools within the University of Central Florida; requiring that the center be headed by a director; providing the duties of the center director; requiring community school program directors to annually submit a report to the center by a specified date; providing requirements for the report; requiring the center director to annually submit, by a specified date, a summary of such report and recommendations to the Commissioner of Education; requiring the commissioner to review the summary and recommendations; requiring the commissioner to annually submit, by a specified date, a report based on such summary and recommendations to the Governor and the Legislature; amending s. 1008.33, F.S.; authorizing a district-managed turnaround plan to include a proposal regarding the length and number of planned school days; making a technical change; amending s. 1011.62, F.S.; creating the Florida Best and Brightest Teacher and Principal Allocation; providing the purpose of the allocation; requiring that, subject to the appropriation of funds, each school district receive an allocation based on its proportional share of Florida Education Finance Program base funding; authorizing the Legislature to specify a minimum allocation; requiring school districts to provide specified awards to eligible teachers and principals from allocated funds; requiring school districts to prorate awards under certain circumstances; creating the turnaround school supplemental services allocation; providing a purpose; providing for services that may be funded by the allocation; requiring a school district to submit a plan to its school board before distribution of the allocation; specifying requirements for such plans; requiring each school district to annually submit approved plans to the commissioner by a specified date; specifying the basis for each school district's funding allocation; providing for a school's continued eligibility for funding; amending s. 1011.71, F.S.; conforming provisions to changes made by the act; amending s. 1012.56, F.S.; deleting obsolete language; requiring school districts to provide test support information to individuals who do not meet passing scores on any subtest of the general knowledge examination; deleting the requirement that an individual who holds a temporary certificate demonstrate mastery of general knowledge within a specified timeframe; removing the prohibition on employment for an individual who has not met specified requirements; amending s. 1012.59, F.S.; revising requirements for rule-making by the state board relating to certification fees; deleting a requirement that an examination fee be sufficient to cover the actual cost of developing and administering the examination; amending s. 1012.731, F.S.; renaming the Florida Best and Brightest Teacher Scholarship Program as the Florida Best and Brightest Teacher Program; revising legislative intent relating to the program; deleting authority for the Department of Education to administer the program; specifying the funding source for the program; providing for recruitment, retention, and bonus awards; providing eligibility requirements; deleting a requirement for school districts to submit certain information to the department; deleting a requirement for the department to disburse scholarship funds to certain school districts; deleting a requirement for school districts to award specified scholarships; deleting a definition; amending s. 1012.732, F.S.; renaming the Florida Best and Brightest Principal Scholarship Program as the Florida Best and Brightest Principal Program; revising legislative intent relating to program; deleting authority for the department to administer the program; specifying the funding source for the program; providing eligibility requirements; deleting a requirement for the department to identify eligible school principals and disburse funds; deleting a requirement for school districts to award scholarships to specified school principals; deleting a requirement for school districts to provide certain principals with additional authority and responsibilities; deleting a definition; amending s. 1013.31, F.S.; authorizing a school district, in the absence of a survey recommendation, to use funds from a taxpayer-approved bond referendum to fund construction of educational, auxiliary, or ancillary facilities and to use funds from a specified district school tax for certain capital outlay purposes; authorizing the commissioner to direct specified capital outlay funds to be withheld from school districts until a specified time; amending s. 1013.64, F.S.; prohibiting a district school board from using funds from state sources for certain new construction of educational plant space; providing exceptions; requiring the department, in conjunction with the Office of Economic and Demographic Research, to review and revise the limits on the cost per student station, based on certain factors; requiring the department to use the adjusted cost per student station for a each instructional level;

requiring the department to collaborate with the office to select a certain index by a specified date; deleting a requirement for the department to make final determinations on district compliance; removing a prohibition on the use of funds for certain new construction; revising the costs that may not be included in calculating the cost per student station; providing an effective date.

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Innovation, Industry, and Technology; and Infrastructure and Security; and Senators Simpson, Passidomo, Hooper, Mayfield, Book, Rouson, Berman, Perry, Taddeo, and Cruz—

CS for CS for SB 76—A bill to be entitled An act relating to driving while distracted; amending s. 316.305, F.S.; revising the short title; defining the term “driving while distracted”; redefining the term “wireless communications device”; revising legislative intent; prohibiting a person from operating a motor vehicle when driving while distracted; authorizing a law enforcement officer during a specified period to stop motor vehicles to issue warnings to persons who are driving while distracted; providing for repeal of a provision; authorizing a law enforcement officer, after a specified date, to stop motor vehicles and issue citations to persons who are driving while distracted; revising exceptions to such prohibition; revising crash results for which a user’s billing records for a wireless communications device or the testimony of or written statements from certain authorities are admissible as evidence; requiring that law enforcement officers indicate specified information in the uniform traffic citation; providing penalties for driving while distracted; authorizing participation in a distracted driving safety program for a first offense, in lieu of specified penalties; authorizing a clerk of the court to dismiss a case and assess court costs under certain circumstances; requiring the deposit of fines into the Emergency Medical Services Trust Fund; deleting a provision requiring that enforcement of this section be accomplished only as a secondary action; requiring a law enforcement officer to record the race and ethnicity of a violator when issuing a citation for a violation of this section; requiring all law enforcement agencies to maintain such information and report the information to the Department of Highway Safety and Motor Vehicles in a form and manner determined by the department; beginning on a specified date, requiring the department to annually report the data to the Governor and Legislature; providing requirements for the report; authorizing the Department of Highway Safety and Motor Vehicles, in consultation with the Department of Transportation, to implement a statewide campaign to raise awareness and prevent drivers from driving while distracted; authorizing the department to use certain messaging to implement the campaign; authorizing the department to contract with certain entities for certain purposes; providing contract authority; providing effective dates.

By the Committee on Rules; and Senator Bradley—

CS for SB 82—A bill to be entitled An act relating to vegetable gardens; creating s. 604.71, F.S.; providing legislative intent; 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; defining the term “vegetable garden”; providing an effective date.

By the Committee on Innovation, Industry, and Technology; and Senators Perry and Brandes—

CS for SB 142—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 create a building permit and inspection utilization report containing certain information and to post such report

on their websites by a specified date; providing reporting requirements; providing an effective date.

By the Committee on Appropriations; and Senator Book—

CS for SB 184—A bill to be entitled An act relating to aging programs; transferring the powers, duties, and functions of the Department of Elderly Affairs relating to hospices, assisted living facilities, adult family-care homes, and adult day care centers to the Agency for Health Care Administration; amending s. 20.41, F.S.; requiring the department to provide certain documents and information to the agency upon request; amending s. 20.42, F.S.; establishing that the agency is the lead agency responsible for the regulation of hospices, assisted living facilities, adult day care centers, and adult family-care homes; amending ss. 400.605, 400.60501, 400.6095, 400.610, 429.02, 429.17, 429.23, 429.24, 429.255, 429.256, 429.27, 429.275, 429.31, 429.34, 429.41, 429.42, 429.52, 429.54, 429.63, 429.67, 429.71, 429.73, 429.75, 429.81, 429.917, 429.918, 429.929, and 765.110, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Appropriations; and Health Policy; and Senator Harrell—

CS for CS for SB 188—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 develop strategies to maximize federal-state partnerships that provide incentives for physicians to practice in medically underserved or rural areas; authorizing the department to adopt certain rules; amending s. 456.013, F.S.; revising health care practitioner licensure application requirements; amending s. 458.3312, F.S.; removing a provision prohibiting a physician from representing himself or herself 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. 459.0055, F.S.; revising licensure requirements for a person seeking licensure or certification as an osteopathic physician; repealing s. 460.4166, F.S., relating to registered chiropractic assistants; amending s. 464.019, F.S.; extending through 2025 the Florida Center for Nursing’s responsibility to study and issue an annual report on the implementation of nursing education programs; amending s. 464.202, F.S.; requiring the Board of Nursing to adopt rules that include disciplinary procedures and standards of practice 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. 466.006, F.S.; revising certain requirements for examinations to be completed by applicants seeking dental licensure; amending s. 466.00673, F.S.; extending the repeal date of provisions relating to health access dental licenses; amending s. 466.007, F.S.; revising requirements for examinations of dental hygienists; amending s. 466.017, F.S.; providing adverse incident reporting requirements; providing for disciplinary action by the Board of Dentistry; defining the term “adverse incident”; authorizing the board to adopt rules; amending s. 466.031, F.S.; making technical changes; authorizing an employee or an independent contractor of a dental laboratory acting as an agent of that dental laboratory to engage in onsite consultation with a licensed dentist during a dental procedure; amending s. 466.036, F.S.; revising inspection frequency of dental laboratories during a specified period; amending s. 468.701, F.S.; revising the definition of the term “athletic trainer” for the purpose of relocating an existing requirement; amending s. 468.707, F.S.; revising athletic trainer licensure requirements; amending s. 468.711, F.S.; requiring certain licensees to maintain certification in good standing without lapse to renew their athletic trainer license; amending s. 468.713, F.S.; requiring that an athletic trainer work within a specified scope of practice; relocating an existing requirement; amending s. 468.723, F.S.; requiring the direct supervision of an athletic training student to be in accordance with rules adopted by the Board of Athletic Training; amending s. 468.803, F.S.; revising orthotic, prosthetic, and pedorthic licensure, registration, and examination requirements; amending s. 480.033, F.S.; revising the definition of the term “apprentice”; 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 for licensure as a massage therapist; amending s. 480.046, F.S.; revising instances under which disciplinary action may be taken against massage establishments; prohibiting certain massage establishments from applying for relicensure; providing an exception; amending s. 490.003, F.S.; revising the definition of the terms “doctoral-level psychological education” and “doctoral degree in psychology”; amending s. 490.005, F.S.; revising requirements for licensure by examination of psychologists and school psychologists; amending s. 490.006, F.S.; revising requirements for licensure by endorsement of psychologists and school psychologists; amending s. 491.0045, F.S.; providing an exemption for registration requirements for clinical social worker interns, marriage and family therapist interns, and mental health counselor interns under certain circumstances; amending s. 491.005, F.S.; revising requirements for the licensure by examination of marriage and family therapists; revising examination requirements for the licensure by examination of mental health counselors; amending s. 491.006, F.S.; revising requirements for licensure by endorsement or certification for specified 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, under certain circumstances, the department to enter an order denying licensure or imposing penalties against an applicant for licensure under certain circumstances; amending ss. 491.0046 and 945.42, F.S.; conforming cross-references; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Criminal Justice; and Senators Hooper, Baxley, Simpson, Perry, and Book—

CS for CS for SB 248—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; expanding exemptions from public records requirements for agency personnel information by defining the term “home addresses” for purposes of public records exemptions for personal identifying and location information of certain agency personnel and their family members; exempting personal identifying and location information of active or former civilian personnel employed by a law enforcement agency, and of spouses and children of such personnel, from public records requirements; authorizing certain persons to request the release of exempt information in a specified manner; requiring a custodial agency to release such information upon receipt of such a request; providing for retroactive application; providing for legislative review and repeal of the exemptions; providing statements of public necessity; providing an effective date.

By the Committee on Military and Veterans Affairs and Space; and Senator Lee—

CS for SB 292—A bill to be entitled An act relating to education; amending s. 1001.43, F.S.; making a technical change; prohibiting a district school board from prohibiting a student from lawfully wearing the uniform of any of the Armed Forces of the United States or of the state at his or her graduation ceremony; providing an effective date.

By the Committee on Innovation, Industry, and Technology; and Senators Gibson and Bean—

CS for SB 450—A bill to be entitled An act relating to public records and public meetings; amending s. 286.0113, F.S.; exempting from public meetings requirements certain exempt information concerning information technology systems held by specified utilities; requiring the exempt portions to be recorded and transcribed; authorizing the release of portions of such meetings under specified circumstances; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senators Diaz and Stewart—

CS for SB 574—A bill to be entitled An act relating to the Special Risk Class; amending s. 121.0515, F.S.; adding to the class certain employees of specified state hospitals and other facilities who spend a certain amount of time performing duties that involve contact with

patients or inmates; conforming cross-references; declaring that the act fulfills an important state interest; providing an effective date.

By the Committee on Innovation, Industry, and Technology; and Senators Gibson and Bean—

CS for SB 600—A bill to be entitled An act relating to public records; amending s. 119.0713, F.S.; exempting from public records requirements customer meter-derived data and billing information in increments of less than one billing cycle which is held by certain utilities; providing a statement of public necessity; providing an effective date.

By the Committee on Innovation, Industry, and Technology; and Senators Gruters, Bracy, and Montford—

CS for SB 796—A bill to be entitled An act relating to public utility storm protection plans; creating s. 366.96, F.S.; providing legislative findings; defining terms; requiring public utilities to individually submit to the Public Service Commission, for review and approval, a transmission and distribution storm protection plan as part of the storm hardening plan required by the commission; requiring utilities to update their respective plans on a specified basis; requiring the commission to approve or modify submitted plans within a specified timeframe, taking into consideration specified factors; requiring the commission to conduct an annual proceeding to allow utilities to justify and recover certain costs through a storm protection cost recovery clause; providing that a party may challenge the prudence of certain costs; providing that utilities may not include certain costs in their base rates; providing for the allocation of such costs; authorizing utilities to recover depreciation on certain capital costs through the recovery clause; requiring the commission to adopt rules; providing an effective date.

By the Committees on Rules; and Innovation, Industry, and Technology—

CS for SB 7012—A bill to be entitled An act relating to vaping; implementing s. 20, Art. X of the State Constitution, as amended by Amendment 9 (2018); renaming part II of ch. 386, F.S.; expanding its application to include vaping in indoor areas; amending s. 386.202, F.S.; revising legislative intent; amending s. 386.203, F.S.; defining and redefining terms; amending s. 386.204, F.S.; prohibiting vaping in an enclosed indoor workplace, except as otherwise provided; amending s. 386.2045, F.S.; providing exceptions to the prohibition against vaping and smoking in an enclosed indoor workplace; amending s. 386.205, F.S.; revising requirements for customs smoking rooms; amending s. 386.206, F.S.; requiring the proprietor or other person in charge of an enclosed indoor workplace to develop and implement a policy regarding specified smoking and vaping prohibitions; authorizing the proprietor or other person to post signs to indicate that smoking and vaping are prohibited; requiring specified signs to be posted in airport terminals and in enclosed indoor workplaces under certain circumstances; amending s. 386.207, F.S.; making technical changes; reenacting s. 386.208, F.S., relating to penalties; amending s. 386.209, F.S.; clarifying that the preemption to the state of the regulation of smoking does not preclude the adoption of an ordinance on the use of vapor-generating devices; amending s. 386.211, F.S.; revising requirements for public announcements in mass transportation terminals; amending s. 386.212, F.S.; prohibiting vaping near school property; providing civil penalties; amending s. 386.2125, F.S.; authorizing the Department of Business and Professional Regulation, in consultation with the State Fire Marshal, to adopt certain rules; providing requirements for assessing a vaping cessation program for approval; amending s. 561.695, F.S.; conforming provisions to changes made by the act to allow a vendor that operates a stand-alone bar to authorize tobacco smoking and vaping in the licensed premises; providing requirements, enforcement, and penalties for stand-alone bars that authorize vaping; providing an effective date.

**MESSAGES FROM THE GOVERNOR AND
OTHER EXECUTIVE COMMUNICATIONS**

EXECUTIVE BUSINESS

SUSPENSION REPORTS

EXECUTIVE ORDER NUMBER 19-14
(Executive Order of Suspension)

WHEREAS, Article IV, Section 7 of the Florida Constitution provides in relevant part that, “the Governor may suspend from office ... any county officer for ... neglect of duty ...[or] incompetence”; and

WHEREAS, Scott Israel is presently serving as the Sheriff for Broward County, Florida, having been reelected by the voters of Broward County in 2016 for a four-year term; and

WHEREAS, pursuant to Florida Statute § 30.15, it is the duty of elected sheriffs to be the conservators of the peace in their respective counties; and

WHEREAS, pursuant to Florida Statute § 30.07, “sheriffs may appoint deputies to act under them who shall have the same power as the sheriff appointing them, and for the neglect and default of whom in the execution of their office the sheriff shall be responsible”; and

WHEREAS, sheriffs are responsible for appointing command staff who are responsible for the training, response and security within the counties, including airports, seaports and schools within their jurisdiction; and

WHEREAS, sheriffs are responsible for the recruitment, hiring and promotion of their command staff and deputy sheriffs; and

WHEREAS, on February 14, 2018, Marjory Stoneman Douglas High School in Parkland, Broward County, Florida, experienced a tragic shooting, taking the lives of seventeen students and staff members; and

WHEREAS, prior to the shooting at Marjory Stoneman Douglas High School, Broward County Sheriff’s Office had a total of 21 interactions with the shooter, including two incidents that an internal affairs investigation later found warranted additional follow-up; and

WHEREAS, the first of the above incidents occurred in February 2016 when the Marjory Stoneman Douglas shooter posted a picture of a gun with a statement similar to “I am going to get this gun when I turn 18 and shoot up the school”; and

WHEREAS, Broward County Deputy Eason, acting on behalf of and in place of Sheriff Israel, did not complete an incident report, but instead noted in CAD, “No threats noted and info forwarded to (SRO) Peterson at school.”; and

WHEREAS, the second of the above incidents occurred in November 2017 when Broward County Sheriff’s Office received a call that the Marjory Stoneman Douglas shooter “had weapons and wanted to join the military to kill people” and “that [he] ‘might be a Columbine in the making’ and was a threat to kill himself.”; and

WHEREAS, Broward County Deputy Treijs, acting on behalf and in place of Sheriff Israel, did not complete an incident report, but instead noted in CAD that the Marjory Stoneman Douglas shooter was autistic, his location was unknown, and directed the caller to contact another police department; and

WHEREAS, on February 14, 2018, Broward County Deputy Scot Peterson was at all times acting on behalf of and in place of Sheriff Israel while serving as the School Resource Officer at Marjory Stoneman Douglas High School; and

WHEREAS, on February 14, 2018, Broward County Deputy Peterson exercised the discretion of Sheriff Israel consciously deciding not to engage the Marjory Stoneman Douglas shooter, while the shooter was actively killing and attempting to kill the students and teachers of Marjory Stoneman Douglas High School; and

WHEREAS, according to the Marjory Stoneman Douglas Public Safety Commission Report dated January 2, 2019, there were six other Broward County Sheriff Deputies acting on behalf of and in place of Sheriff Israel who were in close proximity to the Marjory Stoneman Douglas High School that “did not immediately move towards the gunshots to confront the shooter”; and

WHEREAS, Sheriff Israel is responsible for developing, implementing and training his deputies on policy related to active shooters; and

WHEREAS, Sheriff Israel is responsible for inserting into the Broward County Sheriff’s Office Active Shooter Policy that a deputy “may” enter the area or structure to engage an active shooter and preserve life; and

WHEREAS, on November 15, 2018, Sheriff Israel stated to the Marjory Stoneman Douglas Public Safety Commission “that he wanted his deputies to exercise discretion and he did not want them engaging in ‘suicide missions.’”; and

WHEREAS, as noted by the Marjory Stoneman Douglas Public Safety Commission Report dated January 2, 2019, Broward County Sheriff’s Office policy for responding to an active shooter situation is inconsistent with current and standard law enforcement practices; and

WHEREAS, even if the duty to engage an active shooter was discretionary, the responsibility for the exercise of that discretion falls upon the elected sheriff; and

WHEREAS, the Marjory Stoneman Douglas Public Safety Commission Report further revealed a failure on the part of Sheriff Israel and his deputies to timely establish an incident command center; and

WHEREAS, to meet the Sheriff’s duty to be the conservator of the peace, it is necessary for the Sheriff to provide adequate, up-to-date, frequent, thorough and realistic training to handle high-risk, high-stress situations, including mass casualty incidents; and

WHEREAS, Sheriff Israel’s deputies interviewed by the Marjory Stoneman Douglas Public Safety Commission could not remember the last time they attended active shooter training or what type of training they received; and

WHEREAS, on January 6, 2017, a tragic shooting occurred at the Fort Lauderdale-Hollywood Airport in Broward County, Florida, taking the lives of five and injuring dozens more; and

WHEREAS, during the shooting at the Fort Lauderdale-Hollywood Airport the Broward County Sheriff’s Office failed to contain and maintain security resulting in a breach of airport security; and

WHEREAS, an internal investigation into the Fort Lauderdale Airport shooting uncovered a lack of leadership by Sheriff Israel, including: a failure by Sheriff Israel to establish proper containment procedures for the crime scene, a failure by Sheriff Israel to establish a centralized command and response, a failure by Sheriff Israel to provide his deputies adequate, thorough and realistic training, and a failure by Sheriff Israel to establish an appropriate response to a mass casualty incident; and

WHEREAS, the investigation also revealed that Sheriff Israel’s neglect of duty and incompetence lead to “most of the law enforcement personnel who responded [lacking] clear instructions, objectives, and roles.”; and

WHEREAS, Sheriff Israel has egregiously failed in his duties as Sheriff for Broward County; and

WHEREAS, Sheriff Israel failed to maintain a culture of vigilance and thoroughness amongst his deputies in protecting the peace in Broward County, Florida; and

WHEREAS, Sheriff Israel has demonstrated during multiple incidents that he has not provided for the proper training of his deputies; and

WHEREAS, two separate reports into the recent mass casualty shootings in Broward County specifically found that Sheriff Israel has not and does not provide frequent training for his deputies resulting in the deaths of twenty-two individuals and a response that is inadequate for the future safety of Broward County residents; and

WHEREAS, two separate reports into the recent mass casualty shootings in Broward County specifically found that Sheriff Israel has not implemented proper protocols to provide guaranteed access to emergency services, nor proper protocols to have timely, unified command centers setup to control a crime scene, leading to confusion, a lack of recognized chain-of-command, and ultimately a failure to contain the dangerous situation; and

WHEREAS, Sheriff Israel has contravened his oath of office as set forth in Article II, section 5, of the Florida Constitution, to "...faithfully perform the duties" of Sheriff of Broward County, Florida; and

WHEREAS, due to his demonstrated neglect of duty and incompetence, Sheriff Israel can no longer demonstrate the qualifications necessary to meet his duties in office; and

WHEREAS, it is in the best interests of the residents of Broward County, and the citizens of the State of Florida, that Sheriff Israel be immediately suspended from the public office, which he now holds;

NOW, THEREFORE, I, RON DESANTIS, Governor of Florida, pursuant to the Constitution and the laws of the State of Florida, do hereby find, determine, and for the purposes of Article IV, section 7, of the Florida Constitution, allege as follows:

- A. Scott Israel is, and at all times material was, the Sheriff for Broward County, Florida.
- B. The office of sheriff is within the purview of the suspension powers of the Governor, pursuant to Article IV, section 7, of the Florida Constitution.
- C. The actions and omissions of Scott Israel as referenced above and as noted in the Marjory Stoneman Douglas Public Safety Commission Report, dated January 2, 2019 and attached hereto, constitute neglect of duty and incompetence for the purposes of Article IV, section 7, of the Florida Constitution.
- D. If, after execution of this suspension, additional facts are discovered that illustrate further neglect of duty and incompetence—or other constitutional grounds for suspension of Sheriff Israel—this Executive Order may be amended to allege those additional facts.

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. Scott Israel is hereby suspended from the public office that he now holds, to wit: Sheriff for Broward County, Florida.

Section 2. Scott Israel is hereby 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 the effective date hereof, until a further executive order is issued, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed, at Tallahassee, this 11th day of January, 2019.

Ron DeSantis
GOVERNOR

ATTEST:
Michael Ertel
SECRETARY OF STATE

[Previously referred to the Senate Special Master January 24, 2019.]

MEMORANDUM

To: Debbie Brown, Secretary
From: Bill Galvano, President
Subject: Executive Order of Suspension Number 19-14, re Scott Israel
Date: March 12, 2019

On Thursday, March 7, 2019, Executive Order of Suspension 19-14 was challenged by way of a Petition for Writ of Quo Warranto in Broward County's 17th Judicial Circuit Court. Subsequent to the filing of the Writ and after receiving statements from the parties, Special Master Goodlette recommended the matter be held in abeyance until a final determination in the pending litigation has been rendered including the exhaustion of all appellate remedies.

I accept Special Master Goodlette's recommendation. Therefore, pursuant to Senate Rule 12.9(2), the proceedings regarding EO 19-14 are held in abeyance.

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 Building Commission Appointee: Carlson, E. Jay, Port Charlotte	02/20/2022
Florida Commission on Community Service Appointee: Cerio, Lorena Jayne, Tallahassee	09/14/2018
Board of Trustees of Florida SouthWestern State College Appointee: Martin, Jonathan, Confidential pursuant to s. 119.071(4), F.S.	05/31/2018
Board of Trustees of Hillsborough Community College Appointee: Cona, Steve P., III, Tampa	05/31/2022
Board of Trustees of Florida Gateway College Appointee: Surrency, James, Trenton	05/31/2018
Board of Trustees of State College of Florida, Manatee-Sarasota Appointee: Carter, Jaymie G., Bradenton	05/31/2018
Board of Trustees of Northwest Florida State College Appointees: Flynt, Charlotte Ann, Miramar Beach Kelley, Lori K., Fort Walton Beach	05/31/2018 05/31/2018
Education Practices Commission Appointees: Barr, Jared, Tampa Bland, Ana Armbrister, West Palm Beach Ceaser, Daniel E., Sarasota Copenhaver, Ann B., Pensacola DeSanctis, Marielena P., Lake Worth Gainey, Emery A., Confidential pursuant to s. 119.071(4), F.S. Gallucci, E. Jane, Lady Lake Jaureguizar, Martha T., Miami Pillay, Nigel D., St. Augustine Swint, Michelle, DeLand Wilks, Kathy, Osprey Wright, Brandon, Brooksville	01/13/2021 09/30/2022 09/30/2022 09/30/2021 09/30/2022 08/18/2020 09/30/2019 09/30/2021 09/30/2022 09/30/2021 09/30/2021 09/30/2021 09/30/2020
Board of Governors of the State University System Appointee: Salerno, Frederic V., Hobe Sound	01/06/2019
Board of Optometry Appointee: Gilbert-Spear, Katie, Pensacola	10/31/2018

Office and Appointment
 Governing Board of the South Florida Water Management District
 Appointee: Diaz, Carlos, Southwest Ranches 03/01/2022
Referred to the Committee on Ethics and Elections.

For Term Ending

Office and Appointment
 Investment Advisory Council
 Appointee: Jones, Peter D., Clearwater 12/12/2020
Referred to the Committees on Governmental Oversight and Accountability; and Ethics and Elections.

For Term Ending

Office and Appointment
 Secretary of Health Care Administration
 Appointee: Mayhew, Mary C., Tallahassee
 Pleasure of Governor
Referred to the Committees on Appropriations Subcommittee on Health and Human Services; and Health Policy; and Ethics and Elections.

For Term Ending

Office and Appointment
 Florida Public Service Commission
 Appointees: Brown, Julie I., Tampa 01/01/2023
 Clark, Gary F., Chipley 01/01/2023
Referred to the Committees on Innovation, Industry, and Technology; and Ethics and Elections.

For Term Ending

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

RETURNING MESSAGES — FINAL ACTION

Office and Appointment
 Secretary of Elderly Affairs
 Appointee: Prudom, Richard, Tallahassee
 Pleasure of Governor
Referred to the Committees on Children, Families, and Elder Affairs; and Ethics and Elections.

For Term Ending

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/SB 182.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

ENROLLING REPORTS

Office and Appointment
 Florida Commission on Offender Review
 Appointee: Coonrod, Melinda N., Confidential pursuant to s. 119.071(4), F.S. 06/30/2024
Referred to the Committees on Criminal Justice; and Ethics and Elections.

For Term Ending

CS for CS for CS for SB 182 has been enrolled, signed by the required constitutional officers, and presented to the Governor on March 13, 2019.

Debbie Brown, Secretary

CO-INTRODUCERS

Office and Appointment
 Board of Trustees, Florida Polytechnic University
 Appointee: Perry, Adrienne, Longwood 07/15/2020
Referred to the Committees on Education; and Ethics and Elections.

For Term Ending

Senators Baxley—SB 298, SB 630; Berman—SB 84, CS for SB 526; Bracy—SB 776; Broxson—SB 446, SB 716; Cruz—SB 84; Diaz—SB 1066; Farmer—SB 968; Flores—SB 476, SB 576, SB 680, SB 1294; Gibson—CS for SB 526; Gruters—SB 476, SB 792; Hooper—SB 476, SB 1126; Mayfield—CS for SB 168, SJR 274, SB 622, SB 716; Montford—SB 430, SB 716; Perry—SB 158, SJR 274, SB 300, CS for SB 426, SB 522; Pizzo—SB 568, SB 1076, SB 1284; Rader—SCR 266; Taddeo—CS for SB 526, SB 704, SB 716; Thurston—SB 430; Torres—SCR 266

SENATE PAGES

March 11-15, 2019

Office and Appointment
 Secretary of Environmental Protection
 Appointee: Valenstein, Noah, Tallahassee
 Pleasure of Governor
Referred to the Committees on Environment and Natural Resources; and Ethics and Elections.

For Term Ending

Ava DeVries, Naples; Preston Edwards, Sopchoppy; Christian Jones, Valrico; Abigail Kaiser, Stuart; Alana Kornegay, Tallahassee; Dylan McClellan, Blountstown; Jeremy Michael, New Port Richey; Micah Mitchell, Tallahassee; Samuel Newson III, St. Petersburg; Emilie Rott, Wellington; Chelsey Rouse, Windermere; Jordan Sperry, Wauchula



Journal of the Senate

Number 4—Regular Session

Thursday, March 14, 2019

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CALL TO ORDER

The Senate was called to order by President Galvano at 1:30 p.m. A quorum present—39:

Mr. President	Diaz	Pizzo
Albritton	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Gibson	Rouson
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright

PRAYER

The following prayer was offered by Professor Ammar Ahmed, South Florida Director of Emgage and Professor at Broward College, Palm Beach:

In the name of God, the most gracious and merciful, the creator of all that is, all that has been, and all that will be, we remind ourselves of the bounty and blessings you have bestowed upon us. You have provided us with food and drink, clothing and shelter, and so much else we have to be thankful for. We have been gifted with time, ability, and opportunity. May we justly wield this opportunity. We ask for your continued blessings—may you shower them down upon all of us, our friends and family, and the people of this great state.

You are the wise—may you grant us a piece of your infinite wisdom. You are the guide—may you show us the straight path and help us to follow it. You are the unifier—may you give us the strength and the courage to stand together and do righteous deeds for the sake of our fellow humanity. You are the listener—may you give us the ability to listen deeply and compassionately.

May your peace and blessings be upon those sent to guide us and upon us all. Amin.

PLEDGE

Senate Pages, Ava DeVries of Naples; Preston Edwards of Sopchoppy; Alana Kornegay of Tallahassee; and Samuel Newson III of St. Petersburg, 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 Rouson—

By Senator Rouson—

SR 632—A resolution recognizing Tampa Theatre as a treasured Florida landmark for its significant contribution to the arts, its historical significance as a preserved and protected landmark, and the service and enjoyment it provides to residents of and visitors to this state.

WHEREAS, Tampa Theatre, lovingly referred to as “the Tampa,” enjoys a long and luminous history and distinguished heritage, having been constructed in 1926 as one of America’s most majestic and elaborate motion picture palaces, and

WHEREAS, the Tampa opened its doors on October 15, 1926, to a sold-out audience, including then-Governor John W. Martin, and

WHEREAS, an extraordinary example of movie palace architecture, the Tampa was designed by acclaimed architect John Ebersson as his favorite representation of the “atmospheric” style of theatre for which he was renowned, replete with old-world style ornamentation and statuary, wrought iron accents, rich tapestries, gargoyles, and a star-filled night sky, and has elegantly endured through the decades, and

WHEREAS, in 1976, when changes in the film industry endangered the future of the Tampa, area residents and champions statewide rescued the building for the enjoyment of future generations, and

WHEREAS, the Tampa’s successful resurgence as a nonprofit film and cultural center has been central to the economic revitalization of downtown Tampa and the region, and

WHEREAS, the Tampa has received international acclaim as being one of the most beautiful, important, and best historic movie theaters in the world, and

WHEREAS, the Tampa is fiercely protected and generously supported by the residents of this state and welcomes more than 140,000 visitors a year, NOW, THEREFORE,

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

That Tampa Theatre is recognized as a treasured Florida landmark for its significant contribution to the arts, its historical significance as a preserved and protected landmark, and the service and enjoyment it provides to residents of and visitors to this state.

—was introduced, read, and adopted by publication.

At the request of Senator Perry—

By Senator Perry—

SR 678—A resolution commemorating the 175th anniversary of Marion County and recognizing March 25, 2019, as “Marion County Day” in Florida.

WHEREAS, when the United States Government acquired Florida in 1821, scouts were sent to survey the peninsula, and in 1825, the government created the Seminole Agency to oversee the Seminole Nation in what would become Marion County, and

WHEREAS, the United States Army established a military outpost to protect the northern boundary of the Seminole Indian reservation and in 1827, erected a site called Fort King, and

WHEREAS, as a result of the Armed Occupation Act of 1842, which offered free land if certain conditions were met, pioneers migrated to present-day Marion County, and

WHEREAS, between 1842 and 1844, Marion County was still a part of Alachua, Mosquito, now known as Orange, and Hillsborough Counties, and the closest county seat was in Alachua County, a difficult 50 miles from Fort King, and so early settlers wanted a new county, and

WHEREAS, Gabriel L. Priest, Sr., the first State Senator from Marion County, represented Alachua County when he introduced a bill to create the new county, and

WHEREAS, the territorial legislative council authorized the formation of Marion County, and Richard Keith Call, the third territorial Governor, signed the law on March 25, 1844, and

WHEREAS, Marion County has grown substantially and now boasts significant economic development and the title of Horse Capital of the World, and

WHEREAS, the people and natural landmarks of Marion County have contributed greatly to the history of the State of Florida, and

WHEREAS, March 25, 2019, marks the 175th anniversary of Marion County's creation, NOW, THEREFORE,

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

That March 25, 2019, is designated as "Marion County Day" in Florida, and that all Marion County residents, past and present, are thanked for their significant contributions to the state.

—was introduced, read, and adopted by publication.

At the request of Senator Berman—

By Senator Berman—

SR 1810—A resolution recognizing March 2019 as "Colorectal Cancer Awareness Month" in Florida.

WHEREAS, colorectal cancer is currently the second leading cause of cancer death in the United States among both men and women, and

WHEREAS, in 2018, approximately 140,250 people in the United States were diagnosed with colorectal cancer, and approximately 50,630 people died from the disease, and

WHEREAS, the average risk of developing colorectal cancer in one's lifetime is 5 percent, and this risk may increase depending on age, family history, or ethnicity, and

WHEREAS, according to the Centers for Disease Control and Prevention's 2013 incidence report, Floridians were affected by colorectal cancer at a rate of 35.8 per 100,000, and the death rate was 13.4 per 100,000, and

WHEREAS, with early detection, the 5-year survival rate for colorectal cancer is approximately 90 percent, but, even with regular screenings, only four out of ten cases are detected sufficiently early, and such factors as lack of awareness and inability to afford proper screenings often prevent detection, and

WHEREAS, if colorectal cancer is discovered in later stages after it has begun to spread to other organs, the survival rate is a mere 10 percent, but this survival figure could increase if adults older than 50 years of age are regularly screened to discover the cancer in its earlier stages, and

WHEREAS, increasing awareness of and education concerning colorectal cancer leads to significant progress in both preventing and overcoming the disease, as the majority of cases have proven to be both treatable and survivable, NOW, THEREFORE,

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

That March 2019 is recognized as "Colorectal Cancer Awareness Month" in Florida.

—was introduced, read, and adopted by publication.

MOMENT OF SILENCE

At the request of Senator Montford, the Senate observed a moment of silence in honor of Staff Sergeant Carl Enis, a United States Air Force Reserve airman and pararescue squadron member. He was one of six killed when their HH-60 Pave Hawk helicopter went down in Anbar Province, Iraq, on March 15, 2018. His widow, Angela Drzewiecki, was present in the gallery.

SPECIAL ORDER CALENDAR

On motion by Senator Bradley—

CS for SB 82—A bill to be entitled An act relating to vegetable gardens; creating s. 604.71, F.S.; providing legislative intent; 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; defining the term "vegetable garden"; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 82** was placed on the calendar of Bills on Third Reading.

On motion by Senator Book—

CS for SB 184—A bill to be entitled An act relating to aging programs; transferring the powers, duties, and functions of the Department of Elderly Affairs relating to hospices, assisted living facilities, adult family-care homes, and adult day care centers to the Agency for Health Care Administration; amending s. 20.41, F.S.; requiring the department to provide certain documents and information to the agency upon request; amending s. 20.42, F.S.; establishing that the agency is the lead agency responsible for the regulation of hospices, assisted living facilities, adult day care centers, and adult family-care homes; amending ss. 400.605, 400.60501, 400.6095, 400.610, 429.02, 429.17, 429.23, 429.24, 429.255, 429.256, 429.27, 429.275, 429.31, 429.34, 429.41, 429.42, 429.52, 429.54, 429.63, 429.67, 429.71, 429.73, 429.75, 429.81, 429.917, 429.918, 429.929, and 765.110, 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 amendment was allowed:

Senator Book moved the following amendment which was adopted:

Amendment 1 (590476) (with title amendment)—Delete lines 770-902.

And the title is amended as follows:

Delete lines 17-18 and insert: 429.67, 429.71, 429.73, 429.75, 429.81, 429.929, and 765.110, F.S.; conforming

Pursuant to Rule 4.19, **CS for SB 184**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Harrell—

CS for CS for SB 188—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 develop strategies to maximize federal-state partnerships that provide incentives for physicians to practice in medically underserved or rural areas; authorizing the department to adopt certain rules; amending s. 456.013, F.S.; revising health care practitioner licensure application requirements; amending s. 458.3312, F.S.; removing a provision prohibiting a physician from representing himself or herself 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. 459.0055, F.S.; revising licensure requirements for a person seeking licensure or certification as an osteopathic physician; repealing s. 460.4166, F.S., relating to registered chiropractic assistants; amending s. 464.019, F.S.; extending through 2025 the Florida Center for Nursing's responsibility to study and issue an annual report on the implementation of nursing education programs; amending s. 464.202, F.S.; requiring the Board of Nursing to adopt rules that include disciplinary procedures and standards of practice 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. 466.006, F.S.; revising certain requirements for examinations to be completed by applicants seeking dental licensure; amending s. 466.00673, F.S.; extending the repeal date of provisions relating to health access dental licenses; amending s. 466.007, F.S.; revising requirements for examinations of dental hygienists; amending s. 466.017, F.S.; providing adverse incident reporting requirements; providing for disciplinary action by the Board of Dentistry; defining the term "adverse incident"; authorizing the board to adopt rules; amending s. 466.031, F.S.; making technical changes; authorizing an employee or an independent contractor of a dental laboratory acting as an agent of that dental laboratory to engage in onsite consultation with a licensed dentist during a dental procedure; amending s. 466.036, F.S.; revising inspection frequency of dental laboratories during a specified period; amending s. 468.701, F.S.; revising the definition of the term "athletic trainer" for the purpose of relocating an existing requirement; amending s. 468.707, F.S.; revising athletic trainer licensure requirements; amending s. 468.711, F.S.; requiring certain licensees to maintain certification in good standing without lapse to renew their athletic trainer license; amending s. 468.713, F.S.; requiring that an athletic trainer work within a specified scope of practice; relocating an existing requirement; amending s. 468.723, F.S.; requiring the direct supervision of an athletic training student to be in accordance with rules adopted by the Board of Athletic Training; amending s. 468.803, F.S.; revising orthotic, prosthetic, and pedorthic licensure, registration, and examination requirements; amending s. 480.033, F.S.; revising the definition of the term "apprentice"; 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 for licensure as a massage therapist; amending s. 480.046, F.S.; revising instances under which disciplinary action may be taken against massage establishments; prohibiting certain massage establishments from applying for relicensure; providing an exception; amending s. 490.003, F.S.; revising the definition of the terms "doctoral-level psychological education" and "doctoral degree in psychology"; amending s. 490.005, F.S.; revising requirements for licensure by examination of psychologists and school psychologists; amending s. 490.006, F.S.; revising requirements for licensure by endorsement of psychologists and school psychologists; amending s. 491.0045, F.S.; providing an exemption for registration requirements for clinical social worker interns, marriage and family therapist interns, and mental health counselor interns under certain circumstances; amending s. 491.005, F.S.; revising requirements for the licensure by examination of marriage and family therapists; revising examination requirements for the licensure by examination of mental health counselors; amending s. 491.006, F.S.; revising requirements for licensure by endorsement or certification for specified 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, under certain circumstances, the department to enter an order denying licensure or imposing penalties against an applicant for licensure under certain circum-

stances; amending ss. 491.0046 and 945.42, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 188** was placed on the calendar of Bills on Third Reading.

SPECIAL GUESTS

Senator Powell recognized his wife, Whitney, and daughter, Chandler, who were present in the gallery.

On motion by Senator Diaz—

By Senators Stargel, Rodriguez, Simpson, Passidomo, Book, Cruz, Gruters, Torres, Powell, Taddeo, Lee, and Benacquisto—

SR 682—A resolution expressing solidarity with the people of Venezuela in their pursuit of a strong and stable democratic government under which they may enjoy the political freedoms and economic security that are the hallmarks of democracy.

WHEREAS, Venezuela was once a rich and prosperous country with a stable democratic form of government, recognized as South America's economic powerhouse because of its bountiful natural resources, and

WHEREAS, since 1998, when Hugo Chávez first came into power, and continuing today under the brutal dictatorship of Nicolás Maduro, Venezuela has become a shadow of its former self, crippled by an economic collapse that has resulted in shortages of food and the suspension of essential services, and

WHEREAS, the current dictatorship has robbed the Venezuelan people of their freedom of press, freedom of speech, and the right to peaceful assembly, and

WHEREAS, United States Senator Marco Rubio and President Donald J. Trump have joined other world leaders in calling for the recognition of Juan Guaidó as Venezuela's new president in light of his promise to re-establish the Constitution of Venezuela, which would guarantee and promote political rights, including the right to assemble for political purposes, for the people of Venezuela, and

WHEREAS, democracy is a necessary condition for the peace, stability, and development of Venezuela and the well-being of the Venezuelan people, NOW, THEREFORE,

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

That the Senate expresses solidarity with the people of Venezuela in their pursuit of a strong and stable democratic government under which they may enjoy the political freedoms and economic security that are the hallmarks of democracy.

BE IT FURTHER RESOLVED that the Senate calls for the recognition of Juan Guaidó as Venezuela's new president.

—was read the second time by title. On motion by Senator Diaz, **SR 682** was adopted.

CO-INTRODUCERS

All Senators voting yea, not previously shown as co-introducers, were recorded as co-introducers of **SR 682**.

The vote was:

Yeas—27

Mr. President	Bradley	Gainer
Albritton	Brandes	Gibson
Baxley	Braynon	Harrell
Bean	Broxson	Hooper
Berman	Farmer	Hutson
Bracy	Flores	Mayfield

Montford	Rader	Stewart
Perry	Rouson	Thurston
Pizzo	Simmons	Wright

On motion by Senator Simpson—

CS for SB 7012—A bill to be entitled An act relating to vaping; implementing s. 20, Art. X of the State Constitution, as amended by Amendment 9 (2018); renaming part II of ch. 386, F.S.; expanding its application to include vaping in indoor areas; amending s. 386.202, F.S.; revising legislative intent; amending s. 386.203, F.S.; defining and re-defining terms; amending s. 386.204, F.S.; prohibiting vaping in an enclosed indoor workplace, except as otherwise provided; amending s. 386.2045, F.S.; providing exceptions to the prohibition against vaping and smoking in an enclosed indoor workplace; amending s. 386.205, F.S.; revising requirements for customs smoking rooms; amending s. 386.206, F.S.; requiring the proprietor or other person in charge of an enclosed indoor workplace to develop and implement a policy regarding specified smoking and vaping prohibitions; authorizing the proprietor or other person to post signs to indicate that smoking and vaping are prohibited; requiring specified signs to be posted in airport terminals and in enclosed indoor workplaces under certain circumstances; amending s. 386.207, F.S.; making technical changes; reenacting s. 386.208, F.S., relating to penalties; amending s. 386.209, F.S.; clarifying that the preemption to the state of the regulation of smoking does not preclude the adoption of an ordinance on the use of vapor-generating devices; amending s. 386.211, F.S.; revising requirements for public announcements in mass transportation terminals; amending s. 386.212, F.S.; prohibiting vaping near school property; providing civil penalties; amending s. 386.2125, F.S.; authorizing the Department of Business and Professional Regulation, in consultation with the State Fire Marshal, to adopt certain rules; providing requirements for assessing a vaping cessation program for approval; amending s. 561.695, F.S.; conforming provisions to changes made by the act to allow a vendor that operates a stand-alone bar to authorize tobacco smoking and vaping in the licensed premises; providing requirements, enforcement, and penalties for stand-alone bars that authorize vaping; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 7012** was placed on the calendar of Bills on Third Reading.

SPECIAL RECOGNITION

Senators Passidomo and Farmer recognized Senator Gibson, who will be celebrating her birthday tomorrow, March 15.

Senator Cruz welcomed Senator Torres’ return following his absence due to the loss of his mother. The Senate joined Senator Cruz in this expression of sympathy.

MOMENT OF SILENCE

Senator Montford led the Senate in a moment of silence for the rural community of Liberty County. Coach Corey Crum and his wife, Shana, were tragically killed March 10, 2019, while working on the Liberty County High School baseball field scoreboard.

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 14, 2019: CS for SB 82, CS for SB 184, CS for CS for SB 188, SR 682, CS for SB 7012.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Kathleen Passidomo, Majority Leader
Audrey Gibson, Minority Leader

The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 540

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

The Committee on Environment and Natural Resources recommends a committee substitute for the following: SB 216

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.

The Committee on Infrastructure and Security recommends a committee substitute for the following: SB 974

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 Infrastructure and Security recommends a committee substitute for the following: SB 1052

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 568

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

The Committee on Infrastructure and Security recommends a committee substitute for the following: CS for SB 168

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

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Agriculture, Environment, and General Government recommends the following pass: SB 320; SB 446

The Appropriations Subcommittee on Health and Human Services recommends the following pass: SB 192; CS for SB 528

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

REPORT OF JOINT SELECT COMMITTEE

The Honorable Bill Galvano
 President of the Senate
 409 The Capitol
 Tallahassee, FL 32399-1100

March 11, 2019

Dear Mr. President:

The Joint Select Committee on Collective Bargaining convened on March 11, 2019, in Morris Hall, 17 House Office Building, at 11:00 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 Articles 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 nego-

tiations 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.

Respectfully submitted,
Senator Ed Hooper
 Co-chair

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

Appropriations Subcommittee on Agriculture, Environment, and General Government recommends that the Senate confirm the following appointment made by the Governor:

Office and Appointment

Secretary of the Department of the Lottery

Appointee: Poppell, James "Jim" W.

*For Term
 Ending*

Pleasure of
 Governor

The appointment was referred to the Committee on Innovation, Industry, and Technology under the original reference.

Appropriations Subcommittee on Agriculture, Environment, and General Government recommends that the Senate confirm the following appointment made by the Governor:

Office and Appointment

Secretary of Management Services

Appointee: Satter, Jonathan R.

*For Term
 Ending*

Pleasure of
 Governor

The appointment was referred to the Committee on Governmental Oversight and Accountability under the original reference.

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends that the Senate confirm the following appointment made by the Governor:

Office and Appointment

Executive Director, Department of Economic Opportunity

Appointee: Lawson, Kenneth E.

*For Term
 Ending*

Pleasure of
 Governor

The appointment was referred to the Committee on Commerce and Tourism under the original reference.

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends that the Senate confirm the following appointment made by the Governor:

Office and Appointment

Secretary of Transportation

Appointee: Thibault, Kevin J.

*For Term
 Ending*

Pleasure of
 Governor

The appointment was referred to the Committee on Infrastructure and Security under the original reference.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

Senate Bills 7000-7070—Previously introduced.

SB 7072—Not introduced.

By the Committee on Governmental Oversight and Accountability—

SB 7074—A bill to be entitled An act relating to support organizations; amending s. 257.43, F.S.; removing the scheduled repeal of provisions governing the citizen support organization providing support for the Division of Library and Information Services of the Department of State; amending s. 265.703, F.S.; removing the scheduled repeal of provisions governing citizen support organizations providing support for the Division of Cultural Affairs of the Department of State; amending s. 267.17, F.S.; removing the scheduled repeal of provisions governing citizen support organizations providing support for the Division of Historical Resources of the Department of State; repealing s. 288.809, F.S., relating to the Florida Intergovernmental Relations Foundation; requiring the Executive Office of the Governor and the foundation to ensure the satisfaction of the foundation's remaining liabilities by a certain date; providing for the transfer of any remaining funds by a certain date; providing effective dates.

—was referred to the Committee on Rules.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Judiciary; and Senator Simmons—

CS for SB 24—A bill to be entitled An act for the relief of the Estate of Eric Scot Tenner by the Miami-Dade County Board of County Commissioners; providing for an appropriation to compensate his estate for injuries and damages sustained by Eric Scot Tenner and his survivors as a result of the negligence of an employee of the Miami-Dade County Board of County Commissioners; providing a limitation on the payment of attorney fees; providing an effective date.

By the Committee on Judiciary; and Senator Torres—

CS for SB 34—A bill to be entitled An act for the relief of Robert Alan Smith by Orange County; providing for an appropriation to compensate Mr. Smith for injuries and damages 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.

By the Committee on Judiciary; and Senator Taddeo—

CS for SB 42—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 Hillsborough County and one of its employees; providing a limitation on the payment of compensation and attorney fees; providing an effective date.

By the Committee on Education; and Senator Book—

CS for SB 62—A bill to be entitled An act relating to students with disabilities in public schools; providing a short title; amending s. 1003.573, F.S.; defining terms; providing requirements for the use of physical 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; prohibiting the use of seclusion; amending s. 1012.582, F.S.; requiring continuing education and inservice training for instructional personnel in teaching students with emotional or behavioral disabilities; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Rodriguez—

CS for SB 78—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; requiring the Department of Environmental Protection to develop by rule a standard 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.

By the Committees on Infrastructure and Security; and Judiciary; and Senators Gruters, Bean, and Mayfield—

CS for CS for SB 168—A bill to be entitled An act relating to federal immigration enforcement; 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 use best efforts to support the enforcement of federal immigration law; prohibiting restrictions by the 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 alien unlawfully present in the United States 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 immigration detainers; requiring county correctional facilities to enter agreements for payments for complying with immigration detainers; providing for injunctive relief; 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.

By the Committee on Environment and Natural Resources; and Senators Gruters and Harrell—

CS for SB 216—A bill to be entitled An act relating to water quality improvements; creating s. 403.0771, F.S.; requiring each wastewater facility that unlawfully discharges specified volumes of sewage into a waterway or aquifer to notify certain customers by first class mail within a specified timeframe; providing requirements for the written notifications; amending s. 403.141, F.S.; providing penalties for wastewater treatment facilities that unlawfully discharge a specified volume of sewage into designated areas; providing an effective date.

By the Committee on Education; and Senator Brandes—

CS for SB 226—A bill to be entitled An act relating to mastery-based education; amending s. 1003.436, F.S.; authorizing a district school board or developmental research school 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 or developmental research school participating in the Mastery-Based Education Pilot Program to use an alternative interpretation of letter grades for certain students; requiring participating district school boards and developmental research schools to use the current 4-point scale in determining student grade point averages; amending s. 1003.4996, F.S.; renaming the Competency-

Based Education Pilot Program as the Mastery-Based Education Pilot Program; authorizing public school districts and developmental research schools to submit applications for the program; authorizing participating school districts and developmental research schools to amend their applications to include alternatives for the award of 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 who have earned high school credit through mastery-based education and graduate with a standard high school diploma; providing an effective date.

By the Committees on Judiciary; and Infrastructure and Security; and Senator Baxley—

CS for CS for SB 234—A bill to be entitled An act relating to registration and titling of vehicles and vessels; amending s. 320.055, F.S.; revising registration periods for certain vehicles; requiring the Department of Highway Safety and Motor Vehicles to prorate registration renewals for customers in order to implement changes made by the act; amending s. 320.0609, F.S.; authorizing the department or its agent to verify necessary information through the electronic file of death records maintained by the Department of Health for a surviving spouse of a motor vehicle owner when requesting a registration certificate and license plate transfer; amending ss. 320.07 and 320.0705, F.S.; conforming provisions to changes made by the act; amending s. 328.01, F.S.; authorizing the Department of Highway Safety and Motor Vehicles or its agent to verify necessary information through the electronic file of death records maintained by the Department of Health for a new owner or surviving coowner of a vessel when applying for transfer of title; providing effective dates.

By the Committees on Rules; Governmental Oversight and Accountability; and Criminal Justice; and Senators Hooper, Baxley, Simpson, Perry, and Book—

CS for CS for CS for SB 248—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; expanding exemptions from public records requirements for agency personnel information by defining the term "home addresses" for purposes of public records exemptions for personal identifying and location information of certain agency personnel and their family members; exempting personal identifying and location information of active or former civilian personnel employed by a law enforcement agency, and of spouses and children of such personnel, from public records requirements; authorizing certain persons to request the release of exempt information in a specified manner; requiring a custodial agency to release such information upon receipt of such a request; providing for retroactive application; providing for legislative review and repeal of the exemptions; providing statements of public necessity; providing an effective date.

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

CS for SB 264—A bill to be entitled An act relating to the Florida Workers' Compensation Joint Underwriting Association; amending s. 627.311, F.S.; providing that certain dividends or premium refunds must be retained by the association's joint underwriting plan of insurers as surplus, subject to specified diligent search and notification requirements and subject to certain claims by former insureds; defining the terms "diligent search" and "active notification attempt"; providing an effective date.

By the Committee on Community Affairs; and Senator Brandes—

CS for SB 324—A bill to be entitled An act relating to limitations on homestead assessments; amending s. 193.155, F.S.; revising the timeframe during which 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; revising the timeframe during which an owner of homestead property significantly damaged or destroyed by a named tropical storm or hurricane must establish a new homestead to make a certain election; providing applicability; providing a contingent effective date.

By the Committee on Innovation, Industry, and Technology; and Senator Brandes—

CS for SB 334—A bill to be entitled An act relating to professional regulation; amending s. 455.213, F.S.; requiring certain boards and entities within the Divisions of Certified Public Accounting, Professions, or Real Estate of the Department of Business and Professional Regulation 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, plea, adjudication, or sentencing of a crime before a specified date from being used as grounds for the denial of certain licenses; authorizing a person to apply for a license before his or her lawful release from confinement or supervision; prohibiting the Department of Business and Professional Regulation from imposing additional fees on certain applicants; prohibiting certain boards and entities from basing a denial of a license application solely on the applicant's current confinement or supervision; authorizing certain boards and entities to stay the issuance of an approved license under certain circumstances; requiring certain boards and entities to verify an applicant's release with the Department of Corrections; providing requirements for the appearance of certain applicants at certain meetings; requiring certain boards and entities to compile, publish, and update lists that specify how certain crimes affect an applicant's eligibility for licensure; amending s. 464.203, F.S.; prohibiting the conviction, plea, adjudication, or sentencing of a crime before a specified date from being used as grounds for the denial of certain certifications; providing that conviction of a crime which does not fall within a specified timeframe is not 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 the Department of Health from imposing additional fees on certain applicants; prohibiting the Board of Nursing 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 compile and update lists that specify how certain crimes affect an applicant's eligibility for certification; amending s. 400.211, F.S.; conforming a cross-reference; providing an effective date.

By the Committees on Judiciary; and Children, Families, and Elder Affairs; and Senator Gibson—

CS for CS for SB 452—A bill to be entitled An act relating to elder abuse fatality review teams; creating s. 415.1103, F.S.; authorizing the establishment of elder abuse fatality review teams in each judicial circuit and housing the review teams, for administrative purposes only, in the Department of Elderly Affairs; providing conditions for review team membership, establishment, and organization; specifying requirements for the review team operations and meeting schedules; assigning responsibility for paying the administrative costs of review team operations to the team members or the entities they represent; authorizing elder abuse fatality review teams in existence on a certain date to continue; requiring such existing teams to comply with specified requirements; specifying review team duties; requiring each review team to submit annually a summary report by a certain date to the Department of Elderly Affairs containing specified information; requiring the department to prepare annually a summary report on the review teams' information and submit the summary to the Governor, the Legislature, and the Department of Children and Families; exempting certain information and records from discovery; providing an exception; restricting the testimony of certain persons about information or records presented during meetings or activities of the review teams; providing immunity from monetary liability for review team members under certain conditions; prohibiting review teams and review team members from disclosing confidential information; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senators Hooper and Broxson—

CS for SB 494—A bill to be entitled An act relating to the Firefighters' Bill of Rights; amending s. 112.81, F.S.; revising the definition of the term "interrogation" to include questioning pursuant to an informal inquiry; amending s. 112.82, F.S.; requiring that witnesses be interviewed and certain information be provided to a firefighter subjected to interrogation before the interrogation is conducted; authorizing a firefighter to provide a voluntary statement at any time after being informed of a certain right; prohibiting a firefighter from being

threatened with certain disciplinary action during the course of an interrogation; requiring that a copy of the interrogation be provided to a firefighter within a specified timeframe, upon request; creating s. 112.825, F.S.; requiring that a firefighter be notified and provided certain information before certain disciplinary actions are taken; requiring that a firefighter be given the opportunity to address certain findings; requiring that certain information be kept confidential and exempt in accordance with existing law; providing an effective date.

By the Committee on Banking and Insurance; and Senators Diaz and Farmer—

CS for SB 524—A bill to be entitled An act relating to health insurance savings programs; creating s. 627.6387, F.S.; providing a short title; defining terms; authorizing health insurers, which include health maintenance organizations, to offer shared savings incentive programs to insureds; providing that insureds are not required to participate in such programs; specifying requirements for health insurers offering such programs; requiring the Office of Insurance Regulation to review filed descriptions of programs and make a certain determination; providing notification and account credit or deposit requirements for insurers; specifying the minimum shared savings incentive and the basis for calculating savings; specifying requirements for annual reports submitted by insurers to the office; providing construction; providing that certain shared saving incentive amounts reduce an insurer's direct written premium for purposes of the insurance premium tax and the retaliatory tax; authorizing the Financial Services Commission to adopt rules; providing an effective date.

By the Committee on Innovation, Industry, and Technology; and Senators Brandes and Perry—

CS for SB 536—A bill to be entitled An act relating to 911 services; amending s. 365.172, F.S.; revising the applicability of definitions; requiring counties to develop a plan for implementing a text-to-911 system and to implement a system to receive E911 text messages by a specified date; creating s. 365.177, 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 this state; providing a declaration of important state interest; creating s. 365.179, F.S.; defining the terms "first responders" and "911 public safety answering point" or "PSAP"; requiring a PSAP to be able to directly communicate by radio with first responders; requiring each sheriff, in collaboration with first responders in his or her county, to enter into specified written agreements; requiring each PSAP to install local first responder radio dispatch channels in its emergency communications center; requiring a law enforcement agency head to authorize the installation of his or her agency's primary dispatch channel or channels on certain other law enforcement agency's mobile or portable radios, upon request; requiring each county sheriff to certify compliance in writing with the Department of Law Enforcement by a specified date; providing an effective date.

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

CS for SB 538—A bill to be entitled An act relating to nonadmitted insurance market reform; amending s. 626.916, F.S.; deleting a limitation on per-policy fees charged by surplus lines agents for exporting certified policies; requiring that such fees be itemized separately for the customer before purchase and enumerated in the policy; amending s. 626.931, F.S.; deleting a requirement for surplus lines agents to quarterly file a certain affidavit with the Florida Surplus Lines Service Office; amending s. 626.932, F.S.; conforming a provision to changes made by the act; amending ss. 626.935 and 629.401, F.S.; conforming provisions to changes made by the act; amending s. 627.715, F.S.; extending the expiration date of a provision authorizing surplus lines agents to export contracts or endorsements providing flood coverage to eligible surplus lines insurers without making a certain diligent effort to seek coverage from authorized insurers; providing an effective date.

By the Committees on Community Affairs; and Criminal Justice; and Senators Book and Berman—

CS for CS for SB 540—A bill to be entitled An act relating to human trafficking; creating s. 16.618, F.S.; requiring the Department of Legal Affairs to establish a certain direct-support organization; providing

requirements for the direct-support organization; requiring the direct-support organization to operate under written contract with the department; providing contractual requirements; providing for the membership of and the appointment of directors to the board of directors of the direct-support organization; requiring the direct-support organization, in conjunction with the Statewide Council on Human Trafficking, to form certain partnerships for specified purposes; authorizing the department to allow appropriate use of department property, facilities, and personnel by the direct-support organization; providing requirements and conditions for such use of department property, facilities, and personnel by the direct-support organization; authorizing the direct-support organization to engage in certain activities for the direct or indirect benefit of the council; providing for moneys received by the direct-support organization; prohibiting certain persons and employees from receiving specified benefits as they relate to the council or the direct-support organization; authorizing the department to terminate its agreement with the direct-support organization if the department determines that the direct-support organization does not meet specified objectives; providing for future review and repeal by the Legislature; amending s. 480.043, F.S.; requiring a massage establishment to train certain employees and create certain policies relating to human trafficking by a specified date; providing requirements for such training; requiring the Board of Massage Therapy to take disciplinary action against a massage establishment for failure to comply with such requirements; providing that this section does not establish a private cause of action against a massage establishment under certain circumstances; creating s. 509.096, F.S.; requiring a public lodging establishment to train certain employees and create certain policies relating to human trafficking by a specified date; providing requirements for such training; requiring the Division of Hotels and Restaurants of the Department of Business and Professional Regulation to take disciplinary action against a public lodging establishment for failure to comply with such requirements; providing that this section does not establish a private cause of action against a public lodging establishment under certain circumstances; amending s. 796.07, F.S.; requiring that the criminal history record of a person who is convicted of, or who enters a plea of guilty or nolo contendere to, soliciting, inducing, enticing, or procuring another to commit prostitution, lewdness, or assignment be added to the Soliciting for Prostitution Public Database; requiring the clerk of the court to forward the criminal history record of such persons to the Department of Law Enforcement for certain purposes; creating s. 943.0433, F.S.; requiring the Department of Law Enforcement to create and administer the Soliciting for Prostitution Public Database; requiring the department to add certain criminal history records to the database; requiring the department to automatically remove certain criminal history records from the database under certain circumstances; prohibiting the department from removing certain criminal history records from the database under certain circumstances; requiring the database to include specified information on offenders; requiring the department to adopt rules; amending s. 943.0583, F.S.; creating an exception to a prohibition that bars certain victims of human trafficking from petitioning for the expunction of a criminal history record for offenses committed while the person was a victim of human trafficking as part of the human trafficking scheme or at the direction of an operator of the scheme; creating s. 943.17297, F.S.; requiring each certified law enforcement officer to successfully complete training on identifying and investigating human trafficking before a certain date; requiring that the training be developed in consultation with specified entities; specifying that an officer's certification shall be inactive if he or she fails to complete the required training until the employing agency notifies the Criminal Justice Standards and Training Commission that the officer has completed the training; providing effective dates.

By the Committee on Community Affairs; and Senators Diaz and Pizzo—

CS for SB 568—A bill to be entitled An act relating to the assessment of property; creating s. 193.019, F.S.; authorizing counties and municipalities to enter into agreements with property owners to record certain restrictive covenants running with the land; authorizing property owners and the county or municipality to amend the covenant under certain circumstances; providing requirements for counties and municipalities in recording covenants and in providing property appraisers with a list of agreements; requiring property appraisers to consider the terms of covenants in arriving at just value; providing construction; amending s. 196.183, F.S.; revising a condition under which a property owner may qualify for the tangible personal property exemption without filing an initial return; providing an effective date.

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

CS for SB 714—A bill to be entitled An act relating to insurance; providing a short title; amending s. 215.555, F.S.; revising the reimbursement of loss adjustment expenses by the Florida Hurricane Catastrophe Fund; creating s. 215.55953, F.S.; requiring the Financial Services Commission, by a specified date, to establish a certain uniform loss adjustment expense percentage by rule; specifying information the commission must consider in determining certain incurred expenses; requiring the Office of Insurance Regulation, under certain circumstances, to advise the commission on adopting a new uniform loss adjustment expense percentage; requiring the commission to adopt certain rules under certain circumstances; providing that adopted rules are not subject to requirements for a statement of estimated regulatory costs; amending s. 440.381, F.S.; providing that certain sworn statements in employer applications for workers' compensation insurance coverage are not required to be notarized; amending s. 624.155, F.S.; deleting a provision that tolls, under certain circumstances, a period before a civil action against an insurer may be brought; deleting a provision authorizing the Department of Financial Services to return a civil remedy notice for lack of specificity; prohibiting the filing of the notice within a certain timeframe under certain circumstances; amending s. 626.9541, F.S.; providing that provisions relating to unfair methods of competition and unfair or deceptive insurance acts or practices do not prohibit insurers or agents from offering or giving to insureds certain free or discounted services or offerings relating to loss control or loss mitigation; amending s. 627.0655, F.S.; revising circumstances under which insurers or certain authorized persons may provide certain premium discounts to insureds; amending s. 627.4555, F.S.; requiring life insurers that are required to provide a specified notice to policyowners of an impending lapse in coverage to also notify the policyowner's agent of record within a certain timeframe; providing that the agent is not responsible for any lapse in coverage; exempting the insurer from the requirement under certain circumstances; amending s. 627.7015, F.S.; adding circumstances under which certain property insurers may provide required notice to policyholders of their right to participate in a certain mediation program; providing effective dates.

By the Committee on Judiciary; and Senator Hooper—

CS for SB 722—A bill to be entitled An act relating to carrying of firearms by tactical medical professionals; amending s. 790.25, F.S.; exempting certain licensed medical professionals from specified provisions concerning the carrying of firearms; requiring certain policies and procedures for law enforcement agencies; providing immunities and privileges for such professionals; providing a definition; providing an effective date.

By the Committee on Health Policy; and Senator Flores—

CS for SB 732—A bill to be entitled An act relating to clinics and office surgery; amending s. 400.9905, F.S.; revising the definition of the term "clinic"; amending s. 400.991, F.S.; requiring a clinic to provide proof of its financial responsibility to pay certain claims and costs along with its application for licensure to the Agency for Health Care Administration; amending s. 400.9935, F.S.; requiring a medical director or a clinic director to ensure that the clinic complies with specified rules; amending s. 400.995, F.S.; requiring the agency to impose a specified administrative fine on an unregistered clinic that performs certain office surgeries; amending s. 456.004, F.S.; requiring the Department of Health to deny or revoke the registration of or impose certain penalties against a facility where certain office surgeries are performed under certain circumstances; specifying provisions that apply enforcement actions against such facilities; authorizing the department to deny certain persons associated with an office of which the registration was revoked from registering a new office to perform certain office surgery; amending s. 456.074, F.S.; authorizing the department to issue an emergency order suspending or restricting the registration of a certain office if it makes certain findings; amending s. 458.305, F.S.; defining terms; amending s. 458.309, F.S.; requiring a physician who performs certain office surgery and the office in which the surgery is performed to maintain specified levels of financial responsibility; authorizing the department to adopt rules to administer the registration, inspection, and safety of offices that perform certain office surgery; requiring the Board of Medicine to adopt rules governing the standard of care for physicians practicing in such offices; requiring the board to impose a specified fine on physicians who perform certain office surgeries in an unregistered office; amending s. 458.331, F.S.; providing that a physician performing certain office surgeries in an unregistered office constitutes grounds for denial of a license or disciplinary action; amending

s. 459.003, F.S.; defining terms; amending s. 459.005, F.S.; requiring a physician who performs certain office surgery and the office in which the surgery is performed to maintain specified levels of financial responsibility; authorizing the department to adopt rules to administer the registration, inspection, and safety of offices that perform certain office surgery; requiring the Board of Osteopathic Medicine to adopt rules governing the standard of care for physicians practicing in such offices; requiring the board to impose a specified fine on physicians who perform certain office surgeries in an unregistered office; amending s. 459.015, F.S.; providing that a physician performing certain office surgeries in an unregistered office constitutes grounds for denial of a license or disciplinary action; amending s. 464.012, F.S.; authorizing a certified registered nurse anesthetist to provide specified services in an office registered to perform office surgery within the framework of an established protocol with a licensed anesthesiologist; amending s. 766.101, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Criminal Justice; and Senators Baxley and Bracy—

CS for SB 776—A bill to be entitled An act relating to sexual misconduct reporting in health care; amending s. 408.810, F.S.; requiring specified health care facilities, as a condition of maintaining licensure, to enact policies requiring employees, contractors, volunteers, and interns of such licensees to report actual or suspected sexual misconduct involving a patient to the licensee, the statewide toll-free complaint telephone number of the Agency for Health Care Administration, and the appropriate local law enforcement agency; requiring such persons to prepare an incident report that includes specified information; providing that a violation of the reporting requirements is a class II violation, subject to an administrative fine; providing criminal penalties; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Powell—

CS for SB 838—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 an effective date.

By the Committee on Military and Veterans Affairs and Space; and Senator Brandes—

CS for SB 888—A bill to be entitled An act relating to a homestead property tax discount; amending s. 196.082, F.S.; providing that if certain conditions are met, the homestead property tax discount for certain disabled veterans carries over to the benefit of the veteran's surviving spouse until the surviving spouse remarries or sells or otherwise disposes of the homestead property; providing that if the surviving spouse sells the property, the discount may be transferred to his or her new primary residence, subject to certain conditions; authorizing a qualified applicant who fails to file an application by a specified date to apply for the discount and file a petition with the value adjustment board; specifying procedures for applications and petitions; authorizing the Department of Revenue to adopt emergency rules; providing for expiration of that authorization; providing a contingent effective date.

By the Committee on Commerce and Tourism; and Senator Passidomo—

CS for SB 892—A bill to be entitled An act relating to business organizations; amending s. 607.0101, F.S.; providing applicability; amending s. 607.0102, F.S.; making technical changes; amending s. 607.0120, F.S.; making technical changes; providing requirements, authorizations, and prohibitions relating to when the terms of a plan or a

filed document may be dependent on facts objectively ascertainable outside of the plan or filed document; defining the terms “filed document” and “plan”; amending s. 607.0121, F.S.; making technical changes; conforming provisions to changes made by the act; amending s. 607.0122, F.S.; conforming provisions to changes made by the act; amending s. 607.0123, F.S.; revising provisions, requirements, and authorizations relating to the effective time and date of a document; amending s. 607.0124, F.S.; revising the process authorizing a domestic or foreign corporation to correct a document filed by the Department of State; authorizing a filing to be withdrawn before it takes effect if certain requirements are met; amending s. 607.0125, F.S.; revising the filing duties of the department; amending s. 607.0126, F.S.; revising the appeals process relating to the department's refusal to file a document; amending s. 607.0127, F.S.; requiring certain certificates to be taken by certain entities as prima facie evidence of the facts stated; revising when a certificate and a copy of a document are conclusive evidence that the original document is on file with the department; amending s. 607.0128, F.S.; revising provisions relating to department-issued certificates of status; amending s. 607.0130, F.S.; deleting provisions relating to the powers of the department; amending s. 607.01401, F.S.; defining and redefining terms; amending s. 607.0141, F.S.; revising provisions relating to written and oral notice under ch. 607, F.S.; providing construction; creating s. 607.0143, F.S.; defining the terms “qualified director,” “material relationship,” and “material interest”; providing for circumstances under which a director is not automatically prevented from being a qualified director; amending s. 607.0201, F.S.; conforming provisions to changes made by the act; amending s. 607.0202, F.S.; revising requirements and authorizations for the contents of articles of incorporation; authorizing provisions of the articles of incorporation to be made dependent upon facts objectively ascertainable outside of the articles of incorporation; prohibiting the articles of incorporation from containing certain provisions; amending s. 607.0203, F.S.; conforming provisions to changes made by the act; amending s. 607.0204, F.S.; deleting an exemption from liability related to persons who have actual knowledge that there is no incorporation when purporting to act as or on behalf of a corporation; making a technical change; amending s. 607.0205, F.S.; making technical changes; requiring directors or incorporators calling an organizational meeting to give at least 2, rather than 3, days' notice; amending s. 607.0206, F.S.; revising provisions relating to the contents of the bylaws of a corporation; amending s. 607.0207, F.S.; making technical changes; creating s. 607.0208, F.S.; authorizing provisions of the articles of incorporation or the bylaws to create exclusive jurisdiction for certain claims; providing applicability for such provisions; prohibiting the articles or bylaws from prohibiting certain actions; defining the term “internal corporate claim”; amending s. 607.0301, F.S.; revising purposes and applicability; amending s. 607.0302, F.S.; making technical changes; amending s. 607.0303, F.S.; revising the requirements relating to the liability of certain persons acting in accordance with emergency bylaws; making technical changes; amending s. 607.0304, F.S.; revising when a corporation's power to act may be challenged; amending s. 607.0401, F.S.; authorizing a corporation to register under a name that is not otherwise distinguishable on the records of the department under certain circumstances; providing applicability; creating s. 607.04021, F.S.; authorizing a person to reserve the exclusive use of a corporate name and to transfer the reservation; authorizing the department to revoke a reservation under certain circumstances; amending s. 607.0403, F.S.; making technical changes; conforming a cross-reference; amending s. 607.0501, F.S.; revising requirements for registered offices and registered agents; providing for the duties of a registered agent; authorizing a court to stay a proceeding until a corporation is compliant with requirements relating to registered agents and registered offices; making technical changes; amending s. 607.0502, F.S.; revising the procedures relating to a corporation changing its registered agent or its registered office; creating s. 607.0503, F.S.; revising procedures and requirements relating to the resignation of a registered agent; creating s. 607.05031, F.S.; revising procedures and requirements relating to the change of name or address by a registered agent; creating s. 607.05032, F.S.; providing for the delivery of notice or other communication; amending s. 607.0504, F.S.; revising the procedures for service of process, notice, or demand on a corporation; amending s. 607.0505, F.S.; conforming provisions to changes made by the act; amending s. 607.0601, F.S.; revising provisions relating to shares authorized by articles of incorporation; amending s. 607.0602, F.S.; revising provisions relating to the determination of the board of directors to classify or reclassify certain shares; amending s. 607.0604, F.S.; deleting a provision relating to the good faith judgment of the board of directors as to the fair value of fractions of a share; making technical changes; amending s. 607.0620, F.S.; revising provisions relating to subscriptions for shares; amending

s. 607.0621, F.S.; expanding the circumstances in which shares that are escrowed or restricted and distributions that are credited may be canceled; amending s. 607.0622, F.S.; making a technical change; amending s. 607.0623, F.S.; authorizing the board to fix a record date for determining shareholders entitled to a share dividend; amending s. 607.0624, F.S.; revising provisions relating to rights, options, warrants, and awards for the purchase of shares of the corporation; defining the term “shares”; amending ss. 607.0625, 607.0626, and 607.0627, F.S.; making technical changes; amending s. 607.0630, F.S.; revising provisions relating to shareholders’ preemptive rights; amending s. 607.0631, F.S.; revising provisions relating to a corporation’s acquisition of its own shares; amending s. 607.06401, F.S.; revising provisions relating to distributions to shareholders; providing applicability; making technical changes; amending s. 607.0701, F.S.; revising provisions relating to a corporation’s annual meeting; amending s. 607.0702, F.S.; revising provisions relating to a corporation’s special meeting of the shareholders; amending s. 607.0703, F.S.; revising provisions relating to court-ordered meetings; amending s. 607.0704, F.S.; revising provisions relating to actions by shareholders without a meeting; making technical changes; amending s. 607.0705, F.S.; revising provisions relating to notices of meetings; amending s. 607.0706, F.S.; relocating and revising requirements for a shareholder to waive certain required notice; amending s. 607.0707, F.S.; revising provisions relating to record dates; creating s. 607.0709, F.S.; relocating and revising provisions relating to remote participation in the annual and special meetings of shareholders; amending s. 607.0720, F.S.; revising provisions relating to shareholders’ lists for meetings; amending s. 607.0721, F.S.; revising provisions relating to when certain shares are entitled to vote; defining the term “voting power”; amending s. 607.0722, F.S.; revising provisions relating to the appointment of a proxy; amending s. 607.0723, F.S.; revising provisions relating to shares held by intermediaries and nominees being treated as the record shareholder; amending s. 607.0724, F.S.; revising provisions relating to the acceptance of votes and other instruments; requiring that ballots and shareholder demands be accepted under certain circumstances; amending s. 607.0725, F.S.; making technical changes; providing applicability for provisions that provide for voting of classes or series as separate voting groups; amending s. 607.0726, F.S.; making clarifying changes; amending s. 607.0728, F.S.; requiring that certain corporations have shares registered pursuant to s. 12 of the Securities Exchange Act of 1934 rather than pursuant to a list on a national securities exchange, for the purposes of certain voting requirements; creating s. 607.0729, F.S.; requiring certain corporations to appoint one or more inspectors to determine voting results; authorizing the inspectors to appoint or retain certain persons for specific reasons; providing requirements for inspectors; authorizing the inspectors to take certain actions; providing for review of determinations of law by the inspectors; providing for the closing of polls for elections; amending s. 607.0730, F.S.; making technical changes; amending s. 607.0731, F.S.; making clarifying changes; expanding the circumstances under which a transferee is deemed to have notice of a voting agreement; amending s. 607.0732, F.S.; revising provisions relating to shareholder agreements; providing construction; repealing s. 607.07401, F.S., relating to Shareholders’ derivative actions; creating s. 607.0741, F.S.; providing standing requirements for a shareholder commencing a derivative proceeding; defining the term “shareholder”; creating s. 607.0742, F.S.; relocating and revising provisions relating to a complaint brought in a proceeding in the right of a corporation; creating s. 607.0743, F.S.; authorizing a court to stay a derivative proceeding under certain circumstances; creating s. 607.0744, F.S.; relocating and revising provisions relating to the dismissal of a derivative proceeding; creating s. 607.0745, F.S.; relocating a provision relating to the discontinuance or settlement of a derivative action; creating s. 607.0746, F.S.; relocating and revising provisions relating to proceeds and expenses after the termination of a derivative proceeding; creating s. 607.0747, F.S.; providing applicability relating to foreign corporations; creating s. 607.0748, F.S.; authorizing a circuit court to appoint one or more persons to be custodians or receivers of and for a corporation for certain proceedings; providing guidance to the court for appointing such custodians and receivers; creating s. 607.0749, F.S.; authorizing a provisional director to be appointed at the discretion of the court in a proceeding by a shareholder and under certain circumstances; providing requirements for the provisional director; requiring the court to allow reasonable compensation paid by the corporation to the provisional director for certain services; amending s. 607.0801, F.S.; making technical changes; amending s. 607.0802, F.S.; revising provisions relating to the qualifications of directors; amending s. 607.0803, F.S.; making clarifying changes; amending s. 607.0804, F.S.; providing applicability; amending s. 607.0805, F.S.; revising provisions relating to terms of directors; amending s. 607.0806, F.S.; revising provisions re-

lating to staggered terms for directors; amending s. 607.0807, F.S.; revising provisions relating to the resignation of directors; amending s. 607.0808, F.S.; revising provisions relating to the removal of directors by shareholders; creating s. 607.08081, F.S.; authorizing circuit courts to remove a director from office and order certain relief under certain circumstances; amending s. 607.0809, F.S.; revising provisions relating to vacancies on a board of directors; amending s. 607.0820, F.S.; making technical changes; amending s. 607.0821, F.S.; revising provisions relating to action by directors without a meeting; amending s. 607.0823, F.S.; revising provisions relating to the waiver of notice of a meeting of a board of directors; amending s. 607.0824, F.S.; revising provisions relating to what constitutes a quorum of the board of directors; amending s. 607.0825, F.S.; revising provisions relating to the establishment and the powers of executive and board committees; creating s. 607.0826, F.S.; authorizing a corporation to agree to submit a matter that the board of directors determines it no longer recommends to a vote of the corporation’s shareholders; amending s. 607.0830, F.S.; revising the general standards for directors; amending s. 607.0831, F.S.; revising provisions relating to the liability of directors; amending s. 607.0832, F.S.; defining terms; revising provisions relating to directors’ conflicts of interest; amending s. 607.0833, F.S.; making a technical change; amending s. 607.0834, F.S.; revising provisions relating to liability for unlawful distributions; amending s. 607.08401, F.S.; authorizing the board of directors to appoint one or more individuals to act as officers of the corporation; specifying which records must be authenticated by an officer; creating s. 607.08411, F.S.; providing general standards for officers of the corporation; amending s. 607.0842, F.S.; revising provisions relating to the resignation and removal of officers; amending s. 607.0850, F.S.; defining terms; deleting provisions relating to the indemnification of officers, directors, employees, and agents; creating s. 607.0851, F.S.; relocating and revising provisions relating to the permissible indemnification of certain persons by a corporation; creating s. 607.0852, F.S.; relocating and revising provisions relating to the mandatory indemnification of certain persons by a corporation; creating s. 607.0853, F.S.; authorizing a corporation to advance funds to pay for or reimburse certain expenses; providing requirements for the authorization of advanced funds; creating s. 607.0854, F.S.; relocating and revising provisions related to court-ordered indemnification and advance for expenses; creating s. 607.0855, F.S.; relocating and revising provisions relating to the determination and authorization of indemnification; creating s. 607.0857, F.S.; relocating and revising provisions relating to a corporation purchasing and maintaining certain insurance; creating s. 607.0858, F.S.; relocating and revising provisions relating to indemnification by a corporation which is not specifically provided for by law; providing applicability; creating s. 607.0859, F.S.; relocating and revising provisions relating to overriding restrictions on indemnification; amending s. 607.0901, F.S.; revising defined terms; revising provisions related to affiliated transactions; revising applicability; amending s. 607.0902, F.S.; conforming a cross-reference; amending s. 607.1001, F.S.; making a technical change; amending s. 607.1002, F.S.; expanding the list of types of amendments a corporation’s board of directors may adopt without shareholder approval; making technical changes; amending s. 607.10025, F.S.; making technical changes; conforming a cross-reference; deleting a provision exempting corporations with less than a specified number of shareholders of record from applicability; amending s. 607.1003, F.S.; revising provisions relating to amendments to the articles of incorporation; amending s. 607.1004, F.S.; revising provisions relating to voting on amendments by voting groups; amending s. 607.1005, F.S.; requiring that a corporation have no board of directors for a majority of its incorporators to be authorized to adopt amendments to the corporation’s articles of incorporation; amending s. 607.1006, F.S.; revising provisions relating to articles of amendment; amending s. 607.1007, F.S.; revising provisions relating to restated articles of incorporation; amending s. 607.1008, F.S.; revising provisions relating to an amendment pursuant to reorganization; amending s. 607.1009, F.S.; specifying when new interest holder liability as a result of an amendment takes effect; amending s. 607.1020, F.S.; revising provisions relating to amendments of the bylaws by boards of directors or shareholders; amending s. 607.1021, F.S.; making a technical change; amending s. 607.1022, F.S.; revising provisions relating to bylaws that increase a quorum or voting requirement for directors; creating s. 607.1023, F.S.; authorizing a corporation to elect in its bylaws to be governed in the election of directors under certain circumstances; providing applicability; authorizing certain bylaws to be repealed by the board of directors or shareholders under certain circumstances; amending s. 607.1101, F.S.; revising provisions relating to the merger of certain corporations and eligible entities; amending s. 607.1102, F.S.; revising provisions relating to plans of share exchange; amending s. 607.1103, F.S.; revising provisions relating to actions on a

plan of merger or a plan of share exchange; creating s. 607.11035, F.S.; specifying when shareholder approval of a plan of merger or a plan of share exchange is not required; defining terms; amending s. 607.1104, F.S.; revising provisions relating to the mergers involving subsidiary corporations; amending s. 607.11045, F.S.; revising applicability; amending s. 607.1105, F.S.; revising provisions relating to articles of merger or share exchange; amending s. 607.1106, F.S.; revising provisions relating to the effectiveness of a merger or share exchange; amending s. 607.1107, F.S.; revising provisions relating to the abandonment of a merger or share exchange; deleting provisions relating to mergers or share exchanges with foreign corporations; repealing s. 607.1108, F.S., relating to merger of domestic corporation and other business entity; repealing s. 607.1109, F.S., relating to articles of merger; repealing s. 607.11101, F.S., relating to the effect of a merger of domestic corporation and other business entity; repealing s. 607.1112, F.S., relating to the conversion of a domestic corporation into another business entity; repealing s. 607.1113, F.S., relating to certificates of conversion; repealing s. 607.1114, F.S., relating to the effect of the conversion of a domestic corporation into another business entity; repealing s. 607.1115, F.S., relating to the conversion of another business entity into a domestic corporation; creating s. 607.11920, F.S.; authorizing a foreign corporation to become a domestic corporation under certain circumstances; authorizing a domestic corporation to become a foreign corporation under certain circumstances; requiring that a plan of domestication include certain information; authorizing a domestication to include certain provisions; authorizing a plan of domestication to be made dependent upon facts objectively ascertainable outside of the plan; providing applicability; creating s. 607.11921, F.S.; requiring a plan of domestication to be adopted in a certain manner; creating s. 607.11922, F.S.; requiring a domesticating corporation to sign articles of domestication under certain circumstances; requiring that the articles of domestication contain certain information; providing procedures and requirements relating to the filing of the articles of domestication and the effectiveness of the domestication; providing that certain domesticating corporations' certificates of authority are automatically canceled upon the domestication becoming effective; providing that a copy of the articles of domestication may be filed in certain official records; creating s. 607.11923, F.S.; providing for the amendment of a plan of domestication; providing for the abandonment of a plan of domestication; creating s. 607.11924, F.S.; specifying the effects of a domestication; specifying that a domestication does not constitute or cause the dissolution of the domesticating corporation; prohibiting certain property from being diverted as a result of a domestication unless certain requirements are met; providing applicability; creating ss. 607.11930 and 607.11931, F.S.; relocating and revising provisions relating to the conversion of corporations; creating s. 607.11932, F.S.; relocating and revising provisions relating to actions on plans of conversion; providing applicability; creating s. 607.11933, F.S.; relocating and revising provisions relating to articles of conversion and the effectiveness of such articles; creating s. 607.11934, F.S.; relocating and revising provisions relating to amendments to plans of conversion; creating s. 607.11935, F.S.; relocating and revising provisions relating to the effectiveness of a conversion; amending s. 607.1201, F.S.; revising provisions relating to the disposition of assets not requiring shareholder approval; amending s. 607.1202, F.S.; revising provisions relating to shareholder approval of certain dispositions; amending s. 607.1301, F.S.; defining, deleting, and revising terms; amending s. 607.1302, F.S.; revising provisions relating to appraisal rights of shareholders; amending s. 607.1303, F.S.; making technical changes; amending s. 607.1320, F.S.; revising provisions relating to notice of appraisal rights; amending s. 607.1321, F.S.; revising provisions relating to notice of intent to demand payment; amending s. 607.1322, F.S.; revising provisions relating to appraisal notice and form; amending s. 607.1323, F.S.; making technical changes; amending s. 607.1324, F.S.; specifying that a shareholder ceases to have certain rights upon payment of an agreed value; amending s. 607.1326, F.S.; making technical changes; amending s. 607.1330, F.S.; revising provisions relating to court action to determine the fair value of shares and accrued interest; amending ss. 607.1331, 607.1332, and 607.1333, F.S.; making technical changes; creating s. 607.1340, F.S.; relocating provisions relating to certain shareholders challenging certain actions; making technical changes; amending s. 607.1401, F.S.; revising provisions relating to incorporators or directors dissolving a corporation; amending s. 607.1402, F.S.; revising provisions relating to the dissolution of a corporation by the board of directors and the shareholders; amending s. 607.1403, F.S.; revising provisions relating to articles of dissolution; defining the terms "dissolved corporation" and "successor entity"; amending s. 607.1404, F.S.; revising provisions relating to revocation of dissolution; amending s. 607.1405, F.S.; revising provisions relating to the effect of dissolution; amending s. 607.1406, F.S.; revising

provisions relating to known claims against a dissolved corporation; defining the term "known claims"; deleting the term "successor entity"; amending s. 607.1407, F.S.; revising provisions relating to unknown claims against a dissolved corporation; creating s. 607.1408, F.S.; relocating provisions relating to claims against dissolved corporations; creating s. 607.1409, F.S.; authorizing certain dissolved corporations to file an application with the circuit court for a certain determination; providing guidelines for the proceedings; creating s. 607.1410, F.S.; providing duties for directors of dissolved corporations; amending s. 607.1420, F.S.; revising provisions relating to the administrative dissolution of a corporation; repealing s. 607.1421, F.S., relating to the procedure for and effect of administrative dissolution; amending s. 607.1422, F.S.; revising provisions relating to reinstatement following administrative dissolution; amending s. 607.1423, F.S.; revising provisions relating to judicial review of denials of reinstatement; amending s. 607.1430, F.S.; revising provisions relating to grounds for judicial dissolution; defining the term "shareholder"; amending s. 607.1431, F.S.; revising provisions relating to procedures for judicial dissolution; amending s. 607.1432, F.S.; revising provisions relating to receivership and custodianship; amending s. 607.1433, F.S.; revising provisions relating to judgment of dissolution; amending s. 607.1434, F.S.; revising provisions relating to alternative remedies to judicial dissolution; amending s. 607.1435, F.S.; revising provisions relating to court-appointed provisional directors; amending s. 607.1436, F.S.; revising provisions relating to elections to purchase instead of dissolution; amending s. 607.14401, F.S.; revising provisions relating to deposits associated with a dissolved corporation; amending s. 607.1501, F.S.; revising provisions relating to the authority of a foreign corporation to transact business in this state; creating s. 607.15015, F.S.; providing for applicability of certain laws for a foreign corporation; providing that a foreign corporation may not be denied a certificate of authority for certain reasons; specifying that a certificate of authority does not authorize a foreign corporation to take certain actions; amending s. 607.1502, F.S.; revising provisions relating to transacting business in this state without a certificate of authority; providing applicability; amending s. 607.1503, F.S.; revising provisions relating to applications for a certificate of authority; amending s. 607.1504, F.S.; revising provisions relating to amendments to certificates of authority; amending s. 607.1505, F.S.; revising provisions relating to the effect of a certificate of authority; amending s. 607.1506, F.S.; revising provisions relating to the corporate name of a foreign corporation; amending s. 607.1507, F.S.; revising provisions relating to the registered offices and registered agents of foreign corporations; providing a civil penalty; amending s. 607.1508, F.S.; revising provisions relating to changing the names of registered offices and registered agents of foreign corporations; amending s. 607.1509, F.S.; revising provisions relating to resignations of registered agents of foreign corporations; creating s. 607.15091, F.S.; revising provisions relating to name and address changes for registered agents of foreign corporations; creating s. 607.15092, F.S.; providing requirements for delivery of notice or other communication; amending s. 607.15101, F.S.; revising provisions relating to service of process, notice, or demand on a foreign corporation; amending s. 607.1520, F.S.; revising provisions relating to the withdrawal of a certificate of authority for a foreign corporation; requiring a foreign corporation to take certain actions to cancel its certificate of authority; creating s. 607.1521, F.S.; specifying that certain foreign corporations are deemed to have withdrawn their certificate of authority under certain circumstances; creating s. 607.1522, F.S.; requiring a foreign corporation to deliver a notice of withdrawal of a certificate of authority under certain circumstances; providing for effective service of process on such foreign corporations; creating s. 607.1523, F.S.; authorizing the Department of Legal Affairs to maintain certain actions and to enjoin a foreign corporation under certain circumstances; amending s. 607.1530, F.S.; revising provisions relating to revocation of a foreign corporation's certificate of authority; repealing s. 607.1531, F.S., relating to the procedure for and effect of revocation; amending s. 607.15315, F.S.; revising provisions relating to reinstatement of a foreign corporation's certificate of authority; amending s. 607.1532, F.S.; revising provisions relating to judicial review of a denial of reinstatement; amending s. 607.1601, F.S.; revising provisions relating to the maintenance of corporate records; amending s. 607.1602, F.S.; revising provisions relating to inspection of records by shareholders; revising the definition of the term "shareholder"; amending s. 607.1603, F.S.; revising provisions relating to the scope of shareholders' inspection rights; amending s. 607.1604, F.S.; revising provisions relating to court-ordered inspections; amending s. 607.1605, F.S.; revising provisions relating to directors' inspection rights; amending s. 607.1620, F.S.; revising provisions relating to financial statements for shareholders; repealing s. 607.1621, F.S., relating to other reports to shareholders; amending s. 607.1622, F.S.; re-

vising provisions relating to annual reports that are required to be filed with the Department of State; amending s. 607.1701, F.S.; making a technical change; revising applicability; amending s. 607.1702, F.S.; revising applicability; amending s. 607.1711, F.S.; making a technical change; repealing s. 607.1801, F.S., relating to domestication of foreign corporations; amending s. 607.1907, F.S.; revising provisions relating to savings provisions; creating s. 607.1908, F.S.; providing for severability; amending s. 607.504, F.S.; revising provisions relating to an election of social purpose corporation status; amending s. 607.604, F.S.; revising provisions relating to an election of benefit corporation status; conforming a cross-reference; amending s. 605.0102, F.S.; conforming a cross-reference; revising the definitions of the terms “private organic rules” and “public organic record”; amending s. 605.0105, F.S.; revising provisions relating to operating agreements; amending s. 605.0112, F.S.; revising provisions relating to names of limited liability companies; creating s. 605.01125, F.S.; authorizing a person to reserve the exclusive use of the name of a limited liability company; providing requirements for reserving the name; authorizing the department to revoke reservations under certain circumstances; amending s. 605.0113, F.S.; revising provisions relating to registered agents of limited liability companies; defining the term “authorized entity”; amending s. 605.0114, F.S.; revising provisions relating to changes of a registered agent or registered office; amending s. 605.0115, F.S.; requiring a registered agent to promptly mail a copy of a statement of resignation to a limited liability company’s or foreign limited liability company’s current mailing address; amending s. 605.0116, F.S.; making clarifying changes; amending s. 605.0117, F.S.; revising provisions relating to service of process, notice, and demand on limited liability companies and registered foreign limited liability companies; amending s. 605.0118, F.S.; conforming a provision to changes made by the act; amending s. 605.0207, F.S.; revising provisions relating to effective dates and times for records filed with the Department of State; amending s. 605.0209, F.S.; revising what a statement of correction must contain; amending s. 605.0210, F.S.; revising provisions relating to the department’s refusal to file a record; amending s. 605.0211, F.S.; revising provisions relating to certificates of status for foreign limited liability companies; amending s. 605.0215, F.S.; specifying that a copy of a document filed by the department must bear the signature of the Secretary of State and the seal of this state in order to be conclusive evidence that the original document is on file with the department; amending s. 605.04092, F.S.; defining terms; revising provisions relating to conflict of interest transactions; amending s. 605.0410, F.S.; conforming a cross-reference; amending s. 605.0702, F.S.; revising provisions relating to grounds for judicial dissolution of a limited liability company; amending s. 605.0706, F.S.; revising provisions relating to an election to purchase the entire interest of a petitioner instead of dissolving the limited liability company; amending s. 605.0715, F.S.; conforming a provision to changes made by the act; requiring a dissolved limited liability company to amend its articles of incorporation to change its name under certain circumstances; amending s. 605.0716, F.S.; revising provisions relating to judicial review of denial of reinstatement; amending ss. 605.0803 and 605.0903, F.S.; making clarifying changes; amending s. 605.0904, F.S.; revising provisions relating to a foreign limited liability company’s failure to have a certificate of authority; amending s. 605.0906, F.S.; requiring, rather than authorizing, certain foreign limited liability companies to use an alternate name to transact business in this state; amending s. 605.0907, F.S.; revising provisions relating to foreign limited liability companies’ amendments to certificates of authority; amending s. 605.0908, F.S.; making technical changes; creating s. 605.09091, F.S.; providing requirements relating to the judicial review of denial of reinstatement for foreign limited liability companies; amending ss. 605.0910 and 605.0911, F.S.; revising provisions relating to the withdrawal or cancellation of a foreign limited liability company’s certificate of authority; amending s. 605.0912, F.S.; revising provisions relating to a foreign limited liability company’s withdrawal on the dissolution, merger, or conversion to a nonfiling entity; amending ss. 605.1025 and 605.1035, F.S.; conforming cross-references; amending s. 605.1061, F.S.; making a technical change; amending s. 605.1063, F.S.; providing requirements for when an appraisal event is required to be approved by written consent of members; amending s. 605.1072, F.S.; revising provisions relating to other remedies for a member to challenge certain completed appraisal events; providing construction; amending s. 617.0302, F.S.; conforming provisions to changes made by the act; conforming a cross-reference; amending s. 617.0501, F.S.; revising provisions relating to registered offices and registered agents of corporations not for profit; defining the term “authorized entity”; creating s. 617.05015, F.S.; authorizing a person to reserve the exclusive use of the name of a corporation not for profit; providing requirements for such reservation; amending s. 617.0831, F.S.; conforming cross-references;

amending ss. 617.1102 and 617.1108, F.S.; conforming provisions to changes made by the act; conforming cross-references; amending s. 617.1507, F.S.; revising provisions relating to registered offices and registered agents of foreign corporations not for profit; defining the term “authorized entity”; amending s. 620.1108, F.S.; revising provisions relating to the names of certain limited partnerships; creating s. 620.11085, F.S.; authorizing a person to reserve the exclusive use of the name of a limited partnership; providing requirements for such reservation; amending ss. 620.2104, 620.2108, and 620.8918, F.S.; conforming cross-references; amending s. 621.12, F.S.; revising provisions relating to the names of certain corporations and limited liability companies; amending s. 865.09, F.S.; prohibiting certain fictitious names from containing “PA”; amending s. 662.150, F.S.; conforming a provision to changes made by the act; conforming cross-references; amending ss. 331.355, 339.12, 628.530, 631.0515, 658.44, 663.03, 663.403, and 694.16, F.S.; conforming cross-references; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Harrell—

CS for SB 900—A bill to be entitled An act relating to substance abuse services; amending s. 394.4572, F.S.; authorizing the Department of Children and Families and the Agency for Health Care Administration to grant exemptions from disqualification for certain service provider personnel; amending s. 397.311, F.S.; redefining the terms “clinical supervisor” and “recovery residence”; defining the terms “clinical services supervisor,” “clinical director,” and “peer specialist”; amending s. 397.321, F.S.; providing for the review of certain decisions by a department-recognized certifying entity; authorizing certain persons to request an administrative hearing within a specified timeframe and under certain circumstances; amending s. 397.4073, F.S.; requiring individuals screened on or after a specified date to undergo specified background screening; requiring the department to grant or deny a request for an exemption from qualification 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 exempt 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. 397.4075, F.S.; increasing the criminal penalty for certain unlawful activities relating to personnel; providing a criminal penalty for inaccurately disclosing certain facts in an application for licensure; creating s. 397.417, F.S.; providing legislative intent; authorizing an individual to seek certification as a peer specialist if he or she meets certain requirements; requiring the department to approve one or more third-party credentialing entities for specified purposes; requiring the credentialing entity to demonstrate compliance with certain standards in order to be approved by the department; requiring an individual providing department-funded recovery support services as a peer specialist to be certified; authorizing an individual who is not certified to provide recovery support services as a peer specialist under certain circumstances; prohibiting an individual who is not a certified peer specialist from advertising or providing recovery services unless the person is exempt; providing criminal penalties; authorizing the department, a behavioral health managing entity, or the Medicaid program to reimburse peer specialist services as a recovery service; encouraging Medicaid managed care plans to use peer specialists in providing recovery services; amending s. 397.487, F.S.; revising legislative findings relating to voluntary certification of recovery residences; revising background screening requirements for owners, directors, and chief financial officers of recovery residences; authorizing a certified recovery residence to immediately discharge or transfer residents under certain circumstances; specifying that a local governmental entity is not prohibited from requiring mandatory certification of recovery residences for certain purposes; requiring the Sober Homes Task Force within the Office of the State Attorney of the Fifteenth Judicial Circuit to submit a report to the Legislature containing certain recommendations; amending s. 397.4873, F.S.; expanding the exceptions to limitations on referrals by recovery residences to licensed service providers; amending s. 397.55, F.S.; revising the requirements for a service provider, operator of a recovery residence, or certain third parties to enter into certain contracts with marketing providers; amending s. 435.07,

F.S.; authorizing the exemption of certain persons from disqualification from employment; amending s. 553.80, F.S.; requiring that a single-family or two-family dwelling used as a recovery residence be deemed a single-family or two-family dwelling for purposes of the Florida Building Code; amending s. 633.206, F.S.; requiring the Department of Financial Services to establish uniform firesafety standards for recovery residences; exempting a single-family or two-family dwelling used as a recovery residence from the uniform firesafety standards; requiring that such dwellings be deemed a single-family or two-family dwelling for the purposes of the Life Safety Code and Florida Fire Prevention Code; amending ss. 212.055, 397.416, and 440.102, F.S.; conforming cross-references; providing an effective date.

By the Committee on Criminal Justice; and Senator Pizzo—

CS for SB 916—A bill to be entitled An act relating to technology crimes; amending s. 784.048, F.S.; redefining the term “cyberstalk” as the term relates to prohibited acts; reenacting and amending s. 815.06, F.S.; providing that a person commits an offense against users of certain electronic devices if he or she willfully, knowingly, and exceeding authorization performs specified acts; providing criminal penalties; reenacting ss. 790.065(2)(c), 794.056(1), 847.014(4), 901.41(5), 938.08, 938.085, 943.325(2)(g), 960.001(1)(b), 985.265(3)(b), and 1006.147(3)(e), all relating to the crime of stalking, to incorporate the amendment made to s. 784.048, F.S., in references thereto; reenacting ss. 775.30(1) and (2), 775.33(2), 782.04(5), and 934.07(3), F.S., all relating to a violation of s. 815.06, F.S., to incorporate the amendment made to s. 815.06, F.S., in references thereto; providing an effective date.

By the Committee on Criminal Justice; and Senator Bracy—

CS for SB 936—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 938—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 Infrastructure and Security; and Senator Perry—

CS for SB 974—A bill to be entitled An act relating to damaged, dismantled, derelict, or salvage motor vehicles; amending s. 319.30, F.S.; authorizing a certain notice sent by certified mail that a motor vehicle is available for pickup to be sent by another commercially available delivery service that provides proof of delivery; requiring the notice to state that the owner has a specified period during which to pick up the vehicle; authorizing an independent entity to apply for a certificate of destruction or a certificate of title if the vehicle is not claimed within a specified time after the delivery or attempted delivery of the notice; specifying requirements for an independent entity if the Department of Highway Safety and Motor Vehicles’ records do not contain the owner’s address; requiring an independent entity to maintain specified records for a minimum period; requiring an independent entity to provide proof of all lien satisfactions or proof of a release of all liens on a motor vehicle upon applying for a certificate of destruction or salvage certificate of title; requiring an independent entity to provide an affidavit with specified statements if such entity is unable to obtain a lien satisfaction or a release of all liens on the motor vehicle; providing that notice to lienholders and attempts to obtain a release from lienholders may be by certain written request; amending s. 320.03, F.S.; authorizing an entity that processes certain transactions or certificates for derelict or salvage motor vehicles to be an authorized electronic filing

system agent; deleting obsolete provisions; authorizing the department to adopt rules; providing effective dates.

By the Committee on Innovation, Industry, and Technology; and Senator Hutson—

CS for SB 1000—A bill to be entitled An act relating to communications services; amending s. 202.12, F.S.; reducing the rates of certain communications services taxes; amending s. 202.20, F.S.; conforming a cross-reference; amending s. 337.401, F.S.; revising legislative intent; specifying limitations and prohibitions on municipalities and counties relating to registrations and renewals of communications services providers; authorizing municipalities and counties to require certain information as part of a permit application; prohibiting municipalities and counties from requiring a payment of fees, costs, or charges for provider registration or renewal; prohibiting municipalities and counties from adopting or enforcing certain ordinances, regulations, or requirements; specifying limitations on municipal and county authority to regulate and manage municipal and county roads or rights-of-way; prohibiting certain municipalities and counties from electing to impose permit fees; providing retroactive applicability; authorizing certain municipalities and counties to continue to require and collect such fees; deleting obsolete provisions; specifying activities for which permit fees may not be imposed; deleting certain provisions relating to municipality, charter county, and noncharter county elections to impose, or not to impose, permit fees; requiring that enforcement of certain ordinances must be suspended until certain conditions are met; revising legislative intent relating to the imposition of certain fees, costs, and exactions on providers; specifying a condition for certain in-kind compensation; specifying prohibited acts by municipalities and counties in the use of their authority over the placement of facilities for certain purposes; authorizing municipalities and counties to require a right-of-way permit for certain purposes; providing requirements for processing certain permit applications; prohibiting municipalities and counties from certain actions relating to certain aerial or underground communications facilities; specifying limitations and requirements for certain municipal and county rules and regulations; revising definitions under the Advanced Wireless Infrastructure Deployment Act; prohibiting certain actions by an authority relating to certain utility poles; prohibiting authorities from requiring permit applicants to provide certain information, except under certain circumstances; adding prohibited acts by authorities relating to small wireless facilities, application requirements, public notification and public meetings, and the placement of certain facilities; revising applicability of authority rules and regulations governing the placement of utility poles in the public rights-of-way; providing construction relating to judicial review of certain application denials; adding grounds for an authority’s denial of a proposed collocation of a small wireless facility in the public rights-of-way; deleting an authority’s authorization to adopt ordinances for performance bonds and security funds; authorizing an authority to require a construction bond, subject to certain conditions; requiring authorities to accept certain financial instruments for certain financial obligations; authorizing providers to add authorities to certain financial instruments; prohibiting an authority from requiring a provider to indemnify the authority for certain liabilities; prohibiting an authority from requiring a permit, approval, fees, charges, costs, or exactions for certain activities; authorizing and limiting filings the authority may require relating to micro wireless facility equipment; providing an exception to a provision authorizing an authority to require a certain right-of-way permit; authorizing authorities to require wireless providers to comply with certain objective design standards adopted by ordinance; authorizing the authority to waive such design standards under certain circumstances; providing a requirement for the waiver; revising an authority’s authorization to apply certain ordinances to applications filed before a certain timeframe; prohibiting authorities from certain actions relating to registrations, applications, permits, and approvals in relation to small wireless facilities; deleting a requirement for wireless providers to comply with certain undergrounding requirements; authorizing a civil action for violations; authorizing actions a court may take; providing applicability; providing an effective date.

By the Committee on Infrastructure and Security; and Senators Lee and Rouson—

CS for SB 1052—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 re-

quirement; 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; conforming a provision to changes made by the act; 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 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 minimum liability coverage requirements for motor vehicle owners or operators; revising authorized methods for meeting such requirements; deleting a provision relating to an insurer’s duty to defend certain claims; revising the vehicles that are excluded from the definition of the term “motor vehicle”; 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 coverages that subject a policy to certain insurer reporting and notice requirements; conforming provisions to changes made by the act; amending s. 324.023, F.S.; conforming cross-references; amending s. 324.031, F.S.; revising the amount of a certificate of deposit required to elect a certain 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; amending ss. 324.051, 324.071, and 324.091, F.S.; making technical changes; amending s. 324.151, F.S.; conforming provisions to changes made by the act; making technical changes; 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 s. 324.161, F.S.; revising requirements for a certificate of deposit that is required if a person elects a certain method of proving financial responsibility; amending s. 324.171, F.S.; revising 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”; 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; 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 coverages that are deemed primary, except under certain circumstances, for the lessor of a motor vehicle for lease or rent; revising a notice that is required if the lessee’s coverage is to be primary; creating s. 627.7265, F.S.; specifying persons whom medical payments coverage must protect; requiring medical payments coverage to provide specified medical expense coverage and a specified death benefit; specifying coverage options an insurer must and may offer; providing that motor vehicle liability insurance policies are deemed to have medical payments coverage at a certain limit and with no deductible, unless rejected or modified by the policyholder by certain means; specifying requirements for certain forms approved by the Office of Insurance Regulation; requiring insurers to provide policyholders with a certain annual notice; providing construction relating to limits on certain other coverages; requiring insurers, upon receiving a certain notice of an accident, 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; providing that an insurer providing medical payments coverage benefits may not have a lien

on a certain recovery and may not have certain causes of action; amending s. 627.727, F.S.; conforming provisions to changes made by the act; amending s. 627.7275, F.S.; revising 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; conforming a provision to changes made by the act; amending s. 627.7415, F.S.; revising additional liability insurance requirements for commercial motor vehicles; amending s. 627.748, F.S.; revising insurance requirements for transportation network company drivers; conforming provisions to changes made by the act; 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 Financial Services 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 provisions to changes made by the act; creating s. 627.7278, F.S.; defining the term “minimum security requirements”; providing requirements, applicability, and construction relating to motor vehicle insurance policies as of a certain date; requiring insurers to allow certain insureds to make certain coverage changes, subject to certain conditions; requiring an insurer to provide, by a specified date, a specified notice to policyholders relating to requirements under the act; creating s. 324.0222, F.S.; providing that driver license or registration suspensions for failure to maintain required security which were in effect before a specified date remain in full force and effect; providing that such suspended licenses or registrations may be reinstated as provided in a specified section; providing an appropriation; providing effective dates.

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

CS for SB 1070—A bill to be entitled An act relating to continuing care contracts; amending s. 651.011, F.S.; adding and revising definitions; amending s. 651.012, F.S.; conforming a cross-reference; deleting an obsolete date; amending s. 651.013, F.S.; adding certain Florida Insurance Code provisions 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 requirements for providers and facilities relating to financing and refinancing transactions; amending s. 651.021, F.S.; conforming provisions to changes made by the act; creating s. 651.0215, F.S.; specifying conditions, requirements, procedures, and prohibitions relating to consolidated applications for provisional certificates of authority and for certificates of authority and to the office’s review of such applications; specifying conditions under which a provider is entitled to secure the release of certain escrowed funds; providing construction; amending s. 651.022, F.S.; revising and specifying requirements, procedures, and prohibitions relating to applications for provisional certificates of authority and to the office’s review of such applications; amending s. 651.023, F.S.; revising and specifying requirements, procedures, and prohibitions relating to applications for certificates of authority and to the office’s review of such applications; conforming provisions to changes made by the act; amending s. 651.024, F.S.; revising requirements for certain persons relating to provider acquisitions; specifying procedures for rebutting a presumption of control; providing standing to the office to petition a circuit court in certain proceedings; creating s. 651.0245, F.S.; specifying procedures, requirements, and a prohibition relating to an application for the simultaneous acquisition of a facility and issuance of a certificate of authority and to the office’s review of such application; specifying rulemaking requirements and authority of the Financial Services Commission; providing standing to the office to petition a circuit court in certain proceedings; specifying procedures for rebutting a presumption of control; creating s. 651.0246, F.S.; specifying requirements, conditions, procedures, and prohibitions relating to provider applications to commence construction or marketing for expansions of certificated facilities and to the office’s review of such applications; defining the term “existing units”; specifying escrow requirements for certain moneys; specifying conditions under which providers are entitled to secure release of such moneys; providing applicability and construction; amending s. 651.026, F.S.; revising requirements for annual reports filed by providers with the office; revising the commission’s rulemaking authority; requiring the office to annually publish a specified industry benchmarking report; amending s. 651.0261, F.S.; requiring providers to file quarterly unaudited financial statements; authorizing the office to waive such requirement under certain circumstances; providing an exception for filing a certain quarterly

statement; revising information that the office may require providers to file and the circumstances under which such information must be filed; revising the commission's rulemaking authority; amending s. 651.028, F.S.; revising requirements that the office may waive under certain circumstances; revising the entities that may qualify for such waiver; requiring such entities to provide certain information within a certain timeframe to the office under certain circumstances; amending s. 651.033, F.S.; revising applicability of escrow requirements; revising requirements for escrow accounts and agreements; revising the office's authority to allow a withdrawal of a specified percentage of the required minimum liquid reserve; revising applicability of requirements relating to the deposit of certain funds in escrow accounts; prohibiting an escrow agent, except under certain circumstances, from releasing or allowing the transfer of funds; creating s. 651.034, F.S.; specifying requirements for the office if a regulatory action level event occurs; specifying requirements for corrective action plans; authorizing the office to use members of the Continuing Care Advisory Council and to retain consultants for certain purposes; requiring affected providers to bear costs and expenses relating to such consultants; specifying requirements for, and authorized actions of, the office and the Department of Financial Services if an impairment occurs; providing construction; authorizing the office to exempt a provider from certain requirements for a certain timeframe; authorizing the commission to adopt rules; amending s. 651.035, F.S.; revising minimum liquid reserve requirements for providers; specifying requirements, limitations, and procedures for a provider's withdrawal of funds held in escrow and the office's review of certain requests for withdrawal; authorizing the office to order certain transfers under certain circumstances; requiring facilities to annually file with the office a minimum liquid reserve calculation; requiring increases in the minimum liquid reserve to be funded within a certain timeframe; requiring providers to fund shortfalls in minimum liquid reserves under certain circumstances within a certain timeframe; creating s. 651.043, F.S.; specifying requirements for certain management company contracts; specifying requirements, procedures, and authorized actions relating to changes in provider management and to the office's review of such changes; requiring that disapproved management be removed within a certain 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 provider records and assets; amending s. 651.055, F.S.; revising a required statement in continuing care contracts; amending s. 651.057, F.S.; conforming provisions to changes made by the act; amending s. 651.071, F.S.; specifying the priority of continuing care contracts and continuing care at-home contracts in receivership or liquidation proceedings against a provider; amending s. 651.091, F.S.; revising requirements for continuing care facilities relating to posting or providing notices; amending s. 651.095, F.S.; adding terms to a list of prohibited terms in certain advertisements; amending s. 651.105, F.S.; adding a certain Florida Insurance Code provision to the office's authority to examine certain providers and applicants; requiring providers to respond to the office's written correspondence and to provide certain information; providing standing to the office to petition certain circuit courts for certain relief; revising, and specifying limitations on, the office's examination authority; amending s. 651.106, F.S.; authorizing the office to deny applications on specified grounds; adding and revising grounds for suspension or revocation of provisional certificates of authority and certificates of authority; creating s. 651.1065, F.S.; prohibiting certain actions by certain persons of an impaired or insolvent continuing care facility; providing that bankruptcy courts or trustees have jurisdiction over certain matters; requiring the office to approve or disapprove the continued marketing of new contracts within a certain timeframe; providing a criminal penalty; amending s. 651.111, F.S.; defining the term "inspection"; revising procedures and requirements relating to requests for inspections to the office; amending s. 651.114, F.S.; revising and specifying requirements, procedures, and authorized actions relating to providers' corrective action plans; providing construction; revising and specifying requirements and procedures relating to delinquency proceedings against a provider; revising circumstances under which the office must provide a certain notice to trustees or lenders; creating s. 651.1141, F.S.; providing legislative findings; authorizing the office to issue certain immediate final orders under certain circumstances; amending s. 651.121, F.S.; revising the composition of the Continuing Care Advisory Council; amending s. 651.125, F.S.; revising a prohibition to include certain actions performed without a valid provisional certificate of authority; providing effective dates.

By the Committee on Judiciary; and Senators Brandes, Hutson, Hooper, and Pizzo—

CS for SB 1076—A bill to be entitled An act relating to clerks of the circuit court; amending s. 28.35, F.S.; providing that funds available for budgets of the clerks of the court include certain revenues from the previous year, budget amendments, and appropriated funds; revising the approval process for proposed budgets; expanding the duties of the Florida Clerks of Court Operations Corporation to include certifying certain variances, preparing and submitting budget requests to the Legislature, requesting certain amendments, requesting the Governor to order the transfer of certain moneys, and prescribing certain forms; adding certain costs to the list of court-related functions that clerks may fund; amending s. 28.36, F.S.; revising the requirements to which a proposed budget by the clerks of the court must conform; requiring the corporation to certify certain revenue needs to the Governor and the Legislature; revising when the corporation may approve increases or decreases to previously authorized budgets; amending s. 28.37, F.S.; requiring the Department of Revenue to deposit certain remitted funds in the Clerks of the Court Trust Fund rather than the General Revenue Fund; requiring the corporation to certify certain estimates for funds and certain unspent funds; requiring the department to review such certification of unspent funds; amending ss. 57.081, 57.082, 394.459, 394.463, 394.467, 394.917, 397.6814, and 790.401, F.S.; authorizing the clerks of the circuit court to submit certified requests for reimbursement to the corporation for certain waived costs or fees; requiring the corporation to certify the amounts of reimbursement to the department and request release authority for funds from the Clerks of the Court Trust Fund; amending ss. 741.30, 784.046, and 784.0485, F.S.; revising the reimbursement process for the clerks of the circuit court for petitions for protection against domestic violence, petitions for protection against repeat, sexual, or dating violence, and petitions for protection against stalking, respectively; requiring the corporation to certify the amounts of reimbursement to the department and request release authority for funds from the Clerks of the Court Trust Fund; providing an appropriation; providing an effective date.

By the Committee on Criminal Justice; and Senator Book—

CS for SB 1080—A bill to be entitled An act relating to hazing; amending s. 1006.63, F.S.; redefining the term "hazing"; expanding the crime of hazing, a third degree felony, to include when a person solicits others to commit or is actively involved in the planning of hazing; expanding the crime of hazing, a first degree misdemeanor, to include when a person solicits others to commit or is actively involved in the planning of hazing; providing that a person may not be prosecuted if certain conditions are met; reenacting s. 1001.64(8)(e), F.S., relating to Florida College System institution boards of trustees and related powers and duties, to incorporate the amendment made to s. 1006.63, F.S., in a reference thereto; providing an effective date.

By the Committee on Health Policy; and Senator Albritton—

CS for SB 1088—A bill to be entitled An act relating to nursing home facility staffing; amending s. 400.23, F.S.; revising direct care staffing requirements for nursing home facilities; requiring the Agency for Health Care Administration to include such requirements in rule; defining the term "direct care staff"; providing an effective date.

By the Committee on Criminal Justice; and Senator Simmons—

CS for SB 1134—A bill to be entitled An act relating to electronic monitoring devices; amending s. 843.23, F.S.; specifying the jurisdictions under which certain prohibited acts relating to electronic monitoring devices may be prosecuted; providing an effective date.

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

CS for SB 1184—A bill to be entitled An act relating to bank property of deceased accountholders; amending s. 655.059, F.S.; specifying that a financial institution is not prohibited from disclosing specified information to certain persons relating to deceased account holders; creating s. 655.795, F.S.; defining terms; authorizing a financial institution to pay to the authorized family member of a decedent depositor, without any court proceeding, order, or judgment authorizing the payment and not earlier than a specified time, the funds in the decedent's qualified accounts if the sum does not exceed a specified

amount; requiring the authorized family member to provide the financial institution a certified copy of the decedent's death certificate and a specified affidavit in order to receive the funds; providing an affidavit form the authorized family member may use; providing that the financial institution has no duty to make certain determinations; specifying a person does not have a right or cause of action against a financial institution for certain actions or for failing to take certain actions; providing liability for authorized family members; requiring a financial institution to maintain a copy or image of the affidavit for a specified time; authorizing the financial institution to provide copies of the affidavit to certain persons; authorizing a financial institution to release certain information bank accounts under certain circumstances; providing a criminal penalty; providing an effective date.

By the Committee on Education; and Senator Stargel—

CS for SB 1198—A bill to be entitled An act relating to school board fiscal transparency; amending s. 1002.33, F.S.; expanding provisions with which charter schools are required to comply; amending s. 1010.20, F.S.; revising requirements for school districts' reports to the Department of Education on certain costs; amending s. 1011.035, F.S.; revising the requirements for data and information that district school boards must post on their respective websites; amending s. 1011.051, F.S.; deleting a requirement that superintendents reduce certain expenditures under specified circumstances; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Montford—

CS for SB 1256—A bill to be entitled An act relating to the Apalachicola Bay Area of Critical State Concern; amending s. 375.041, F.S.; appropriating a sum annually for a specified timeframe from the Land Acquisition Trust Fund to a specified area of critical state concern for specified purposes; requiring such appropriations to be reduced by an amount equal to the debt service paid on bonds issued for specified purposes; amending s. 380.0555, F.S.; providing additional principles for guiding development within the Apalachicola Bay Area of Critical State Concern to include projects that protect and improve water quality; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Mayfield—

CS for SB 1278—A bill to be entitled An act relating to biosolids management; creating s. 403.0855, F.S.; providing legislative findings and intent; defining the term "biosolids"; requiring the Department of Environmental Protection to adopt rules for biosolids management which meet certain requirements; exempting the rulemaking from specified requirements; providing applicability; authorizing a county or municipality to enact or retain in effect certain ordinances, moratoriums, or regulations; providing that certain ordinances, moratoriums, or regulations remain in effect until they are repealed or expire; defining the term "biosolids"; 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 538—A bill to be entitled An act relating to nonadmitted insurance market reform; amending s. 626.916, F.S.; deleting a limitation on per-policy fees charged by surplus lines agents for exporting certified policies; requiring that such fees be itemized separately for the customer before purchase and enumerated in the policy; amending s. 626.931, F.S.; deleting a requirement for surplus lines agents to quarterly file a certain affidavit with the Florida Surplus Lines Service Office; amending s. 626.932, F.S.; conforming a provision to changes made by the act; amending ss. 626.935 and 629.401, F.S.; conforming provisions to changes made by the act; amending s. 627.715, F.S.; extending the expiration date of a provision authorizing surplus lines agents to export contracts or endorsements providing flood coverage to eligible surplus lines insurers without making a certain diligent effort to seek coverage from authorized insurers; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By the Committee on Innovation, Industry, and Technology; and Senator Hutson—

CS for SB 1000—A bill to be entitled An act relating to communications services; amending s. 202.12, F.S.; reducing the rates of certain communications services taxes; amending s. 202.20, F.S.; conforming a cross-reference; amending s. 337.401, F.S.; revising legislative intent; specifying limitations and prohibitions on municipalities and counties relating to registrations and renewals of communications services providers; authorizing municipalities and counties to require certain information as part of a permit application; prohibiting municipalities and counties from requiring a payment of fees, costs, or charges for provider registration or renewal; prohibiting municipalities and counties from adopting or enforcing certain ordinances, regulations, or requirements; specifying limitations on municipal and county authority to regulate and manage municipal and county roads or rights-of-way; prohibiting certain municipalities and counties from electing to impose permit fees; providing retroactive applicability; authorizing certain municipalities and counties to continue to require and collect such fees; deleting obsolete provisions; specifying activities for which permit fees may not be imposed; deleting certain provisions relating to municipality, charter county, and noncharter county elections to impose, or not to impose, permit fees; requiring that enforcement of certain ordinances must be suspended until certain conditions are met; revising legislative intent relating to the imposition of certain fees, costs, and exactions on providers; specifying a condition for certain in-kind compensation; specifying prohibited acts by municipalities and counties in the use of their authority over the placement of facilities for certain purposes; authorizing municipalities and counties to require a right-of-way permit for certain purposes; providing requirements for processing certain permit applications; prohibiting municipalities and counties from certain actions relating to certain aerial or underground communications facilities; specifying limitations and requirements for certain municipal and county rules and regulations; revising definitions under the Advanced Wireless Infrastructure Deployment Act; prohibiting certain actions by an authority relating to certain utility poles; prohibiting authorities from requiring permit applicants to provide certain information, except under certain circumstances; adding prohibited acts by authorities relating to small wireless facilities, application requirements, public notification and public meetings, and the placement of certain facilities; revising applicability of authority rules and regulations governing the placement of utility poles in the public rights-of-way; providing construction relating to judicial review of certain application denials; adding grounds for an authority's denial of a proposed collocation of a small wireless facility in the public rights-of-way; deleting an authority's authorization to adopt ordinances for performance bonds and security funds; authorizing an authority to require a construction bond, subject to certain conditions; requiring authorities to accept certain financial instruments for certain financial obligations; authorizing providers to add authorities to certain financial instruments; prohibiting an authority from requiring a provider to indemnify the authority for certain liabilities; prohibiting an authority from requiring a permit, approval, fees, charges, costs, or exactions for certain activities; authorizing and limiting filings the authority may require relating to micro wireless facility equipment; providing an exception to a provision authorizing an authority to require a certain right-of-way permit; authorizing authorities to require wireless providers to comply with certain objective design standards adopted by ordinance; authorizing the authority to waive such design standards under certain circumstances; providing a requirement for the waiver; revising an authority's authorization to apply certain ordinances to applications filed before a certain timeframe; prohibiting authorities from certain actions relating to registrations, applications, permits, and approvals in relation to small wireless facilities; deleting a requirement for wireless providers to comply with certain underground requirements; authorizing a civil action for violations; authorizing actions a court may take; providing applicability; providing an effective date.

—was referred to the Committees on Community Affairs; 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:

Office and Appointment

Governing Board of the South Florida Water Management District

Appointees:	Goss, Chauncey P., II, Sanibel	03/01/2023
	Meads, Cheryl Anne, Tavernier	03/01/2021
	Roman, Charlette I., Marco Island	03/01/2021
	Steinle, John "Jay" P., West Palm Beach	03/01/2023
	Thurlow-Lippisch, Mary Jacqueline "Jacqui", Sewall's Point	03/01/2022
	Wagner, Scott Andrew, Miami Beach	03/01/2023

For Term Ending

Referred to the Committees on Environment and Natural Resources; and Ethics and Elections.

CORRECTION AND APPROVAL OF JOURNAL

The Journals of March 7 and March 13 were corrected and approved.

CO-INTRODUCERS

Senators Braynon—SB 1284; Broxson—SB 298, SB 442, SB 572; Cruz—SB 442; Diaz—SB 702, CS for SM 804; Farmer—SB 1538; Flores—CS for SB 526, SB 1284; Gainer—SB 1112; Gruters—SB 298, CS for SB 426, SB 492; Hooper—SB 1552; Mayfield—SB 666; Perry—SB 1454; Thurston—CS for SB 624

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 2:14 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Thursday, March 21 or upon call of the President.



Journal of the Senate

Number 5—Regular Session

Thursday, March 21, 2019

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CALL TO ORDER

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

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

PRAYER

The following prayer was offered by Reverend Karen Reed, Martin Memorial African Methodist Episcopal Church, Miami:

As you begin your work day, let us take a moment to quiet ourselves, seeking direction for the operations of the day. To our creator and the source of our being, we give thanks for granting your people a new day of your grace and mercy. Thank you for the renewal of their physical estate to return and fulfill their daily obligations.

Mighty God, we are seeking your divine wisdom and direction for the work that is set for today. Order the steps of our leaders. Grace your leaders with understanding of the voiceless. Open their ears, hearts, and minds to hear the cries of the wilderness—families impacted by mental illnesses and parents whose children have been robbed of life due to gun violence. Open their ears, hearts, and minds to hear the cries of the at-risk students struggling and fighting for a fair chance to meet the educational standards. Open their ears, hearts, and minds to hear the cries of those who are not able to afford health care for themselves and their families. Open their ears, hearts, and minds to hear the cries to preserve the precious resources that help create a healthy environment. Grace your leaders with compassion that will bring healing to humanity and to this land. Fill this room today with your presence of peace that a unified sound will resonate in the State of Florida as one

voice. Fill this room today with unity that throughout the State of Florida—men, women, boys, and girls will know there is liberty and justice for all.

God, I pray for our leaders that, as they take on the spirit of servants, they will never forget the real cost of leadership sacrificed for all and they never lose sight nor passion that brought them here. God, as they serve the State of Florida, we pray for their families who continue to support the passion and willingness to serve the people. They, too, have sacrificed for the greater good. Grant peace and blessings upon our leaders and their families.

We end this prayer today in the words of Mother Teresa, “Yesterday is gone. Tomorrow has not yet come. We have only today. Let us begin.” Amen.

PLEDGE

Senate Pages, Brooke Bryant of Hernando; Isiah Johnson III of Tampa; Kathelyn Rodriguez of Hialeah; and Evon Thompson of Orlando, 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. Jeffrey Block of Miami, sponsored by Senator Taddeo, as the doctor of the day. Dr. Block specializes in anesthesiology.

BILLS ON THIRD READING

CS for SB 82—A bill to be entitled An act relating to vegetable gardens; creating s. 604.71, F.S.; providing legislative intent; 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; defining the term “vegetable garden”; providing an effective date.

—was read the third time by title.

On motion by Senator Bradley, **CS for SB 82** was passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Flores	Pizzo
Albritton	Gainer	Rader
Baxley	Gibson	Rodriguez
Bean	Gruters	Rouson
Benacquisto	Harrell	Simmons
Book	Hooper	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Torres
Cruz	Passidomo	Wright
Diaz	Perry	

Nays—5

Berman	Farmer	Thurston
Bracy	Powell	

CS for SB 184—A bill to be entitled An act relating to aging programs; transferring the powers, duties, and functions of the Department of Elderly Affairs relating to hospices, assisted living facilities, adult family-care homes, and adult day care centers to the Agency for Health Care Administration; amending s. 20.41, F.S.; requiring the department to provide certain documents and information to the agency upon request; amending s. 20.42, F.S.; establishing that the agency is the lead agency responsible for the regulation of hospices, assisted living facilities, adult day care centers, and adult family-care homes; amending ss. 400.605, 400.60501, 400.6095, 400.610, 429.02, 429.17, 429.23, 429.24, 429.255, 429.256, 429.27, 429.275, 429.31, 429.34, 429.41, 429.42, 429.52, 429.54, 429.63, 429.67, 429.71, 429.73, 429.75, 429.81, 429.929, and 765.110, F.S.; conforming provisions to changes made by the act; providing an effective date.

—as amended March 14, was read the third time by title.

On motion by Senator Book, **CS for SB 184**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

CS for CS for SB 188—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 develop strategies to maximize federal-state partnerships that provide incentives for physicians to practice in medically underserved or rural areas; authorizing the department to adopt certain rules; amending s. 456.013, F.S.; revising health care practitioner licensure application requirements; amending s. 458.3312, F.S.; removing a provision prohibiting a physician from representing himself or herself 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. 459.0055, F.S.; revising licensure requirements for a person seeking licensure or certification as an osteopathic physician; repealing s. 460.4166, F.S., relating to registered chiropractic assistants; amending s. 464.019, F.S.; extending through 2025 the Florida Center for Nursing's responsibility to study and issue an annual report on the implementation of nursing education programs; amending s. 464.202, F.S.; requiring the Board of Nursing to adopt rules that include disciplinary procedures and standards of practice 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. 466.006, F.S.; revising certain requirements for examinations to be completed by applicants seeking dental licensure; amending s. 466.00673, F.S.; extending the repeal date of provisions relating to health access dental licenses; amending s. 466.007, F.S.; revising requirements for examinations of dental hygienists; amending s. 466.017, F.S.; providing adverse incident reporting requirements; providing for disciplinary action by the Board of Dentistry; defining the term "adverse incident"; authorizing the board to adopt rules; amending s. 466.031, F.S.; making technical changes; authorizing an employee or an independent contractor of a dental laboratory acting as an agent of that dental laboratory to engage in onsite consultation with a licensed dentist during a dental procedure; amending s. 466.036, F.S.; revising inspection frequency of dental laboratories during a specified period; amending s. 468.701, F.S.; revising the definition of the term "athletic trainer" for the purpose of relocating an existing requirement; amend-

ing s. 468.707, F.S.; revising athletic trainer licensure requirements; amending s. 468.711, F.S.; requiring certain licensees to maintain certification in good standing without lapse to renew their athletic trainer license; amending s. 468.713, F.S.; requiring that an athletic trainer work within a specified scope of practice; relocating an existing requirement; amending s. 468.723, F.S.; requiring the direct supervision of an athletic training student to be in accordance with rules adopted by the Board of Athletic Training; amending s. 468.803, F.S.; revising orthotic, prosthetic, and pedorthic licensure, registration, and examination requirements; amending s. 480.033, F.S.; revising the definition of the term "apprentice"; 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 for licensure as a massage therapist; amending s. 480.046, F.S.; revising instances under which disciplinary action may be taken against massage establishments; prohibiting certain massage establishments from applying for relicensure; providing an exception; amending s. 490.003, F.S.; revising the definition of the terms "doctoral-level psychological education" and "doctoral degree in psychology"; amending s. 490.005, F.S.; revising requirements for licensure by examination of psychologists and school psychologists; amending s. 490.006, F.S.; revising requirements for licensure by endorsement of psychologists and school psychologists; amending s. 491.0045, F.S.; providing an exemption for registration requirements for clinical social worker interns, marriage and family therapist interns, and mental health counselor interns under certain circumstances; amending s. 491.005, F.S.; revising requirements for the licensure by examination of marriage and family therapists; revising examination requirements for the licensure by examination of mental health counselors; amending s. 491.006, F.S.; revising requirements for licensure by endorsement or certification for specified 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, under certain circumstances, the department to enter an order denying licensure or imposing penalties against an applicant for licensure under certain circumstances; amending ss. 491.0046 and 945.42, F.S.; conforming cross-references; providing an effective date.

—was read the third time by title.

On motion by Senator Harrell, **CS for CS for SB 188** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Diaz	Pizzo
Albritton	Farmer	Powell
Baxley	Gainer	Rader
Bean	Gibson	Rodriguez
Benacquisto	Gruters	Rouson
Berman	Harrell	Simmons
Book	Hooper	Simpson
Bracy	Hutson	Stargel
Bradley	Lee	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright

Nays—None

Vote after roll call:

Yea—Flores

CS for SB 7012—A bill to be entitled An act relating to vaping; implementing s. 20, Art. X of the State Constitution, as amended by Amendment 9 (2018); renaming part II of ch. 386, F.S.; expanding its application to include vaping in indoor areas; amending s. 386.202, F.S.; revising legislative intent; amending s. 386.203, F.S.; defining and redefining terms; amending s. 386.204, F.S.; prohibiting vaping in an enclosed indoor workplace, except as otherwise provided; amending s.

386.2045, F.S.; providing exceptions to the prohibition against vaping and smoking in an enclosed indoor workplace; amending s. 386.205, F.S.; revising requirements for customs smoking rooms; amending s. 386.206, F.S.; requiring the proprietor or other person in charge of an enclosed indoor workplace to develop and implement a policy regarding specified smoking and vaping prohibitions; authorizing the proprietor or other person to post signs to indicate that smoking and vaping are prohibited; requiring specified signs to be posted in airport terminals and in enclosed indoor workplaces under certain circumstances; amending s. 386.207, F.S.; making technical changes; reenacting s. 386.208, F.S., relating to penalties; amending s. 386.209, F.S.; clarifying that the preemption to the state of the regulation of smoking does not preclude the adoption of an ordinance on the use of vapor-generating devices; amending s. 386.211, F.S.; revising requirements for public announcements in mass transportation terminals; amending s. 386.212, F.S.; prohibiting vaping near school property; providing civil penalties; amending s. 386.2125, F.S.; authorizing the Department of Business and Professional Regulation, in consultation with the State Fire Marshal, to adopt certain rules; providing requirements for assessing a vaping cessation program for approval; amending s. 561.695, F.S.; conforming provisions to changes made by the act to allow a vendor that operates a stand-alone bar to authorize tobacco smoking and vaping in the licensed premises; providing requirements, enforcement, and penalties for stand-alone bars that authorize vaping; providing an effective date.

—was read the third time by title.

On motion by Senator Simpson, **CS for SB 7012** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

SPECIAL ORDER CALENDAR

On motion by Senator Gibson—

SB 64—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, **SB 64** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bradley—

SJR 74—A joint resolution proposing an amendment to Section 2 of Article XI of the State Constitution to require that any proposals to revise the State Constitution, or any part thereof, filed by the Constitution Revision Commission be limited to a single subject.

—was read the second time by title.

Pursuant to Rule 4.19, **SJR 74** was placed on the calendar of Bills on Third Reading.

On motion by Senator Perry—

CS for SB 142—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 create a building permit and inspection utilization report containing certain information and to post such report on their websites by a specified date; providing reporting requirements; providing an effective date.

—was read the second time by title.

Senator Perry moved the following amendment which was adopted:

Amendment 1 (255262)—Delete lines 122-125 and insert:

f. Number of audits conducted by the local government of private provider building inspections.

g. Number of personnel dedicated by the local government to

Pursuant to Rule 4.19, **CS for SB 142**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Lee—

SB 186—A bill to be entitled An act relating to public records; transferring, renumbering, and amending s. 406.136, F.S.; defining the term “killing of a victim of mass violence”; expanding an existing exemption from public records requirements for a photograph or a video or audio recording held by an agency which depicts or records the killing of a law enforcement officer to include a photograph or a video or audio recording held by an agency which depicts or records the killing of a victim of mass violence; providing criminal penalties; providing retroactive applicability; providing for future legislative review and repeal of the exemption; conforming provisions to changes made by the act; providing a statement of public necessity; providing a directive to the Division of Law Revision; providing an effective date.

—was read the second time by title.

Senator Lee moved the following amendment which was adopted:

Amendment 1 (772026) (with title amendment)—Delete lines 35-50 and insert:

b. “Killing of a victim of mass violence” means acts or events that cause the death of a person, not including the perpetrator, who is killed in an incident in which three or more people, not including the perpetrator, are killed by an intentional act of violence by another person. The term includes acts or events that show a person being killed in such incident or show the body of a person killed in such incident. The term does not include such acts or events if the person who causes the death is a public official or public employee who is acting within the scope of his or her duties or under color of office.

2.(2) A photograph or video or audio recording that depicts or records the killing of a law enforcement officer who was acting in accordance with his or her official duties or the killing of a victim of mass violence is confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution, except that a surviving spouse of the decedent may view and copy any such photograph or video recording or listen to or copy any such audio recording. If there is no surviving spouse, ~~then~~ the surviving parents shall have access to such records. If there is no surviving spouse or parent, ~~the then an~~ adult children ~~child~~ shall have access to such records. *Nothing in this paragraph precludes a surviving spouse, parent, or adult child of the victim from sharing or publicly releasing such photograph or video or audio recording.*

And the title is amended as follows:

Delete line 11 and insert: victim of mass violence; clarifying that a surviving spouse, parent, or adult child of the victim is not precluded from publicly releasing such photograph or video or audio recording; providing criminal penalties;

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 Hooper—

CS for CS for CS for SB 248—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; expanding exemptions from public records requirements for agency personnel information by defining the term “home addresses” for purposes of public records exemptions for personal identifying and location information of certain agency personnel and their family members; exempting personal identifying and location information of active or former civilian personnel employed by a law enforcement agency, and of spouses and children of such personnel, from public records requirements; authorizing certain persons to request the release of exempt information in a specified manner; requiring a custodial agency to release such information upon receipt of such a request; providing for retroactive application; providing for legislative review and repeal of the exemptions; providing statements 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 248** was placed on the calendar of Bills on Third Reading.

On motion by Senator Harrell—

SB 7002—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 381.82, F.S., relating to an exemption from the public records and meeting requirements for applications provided to the Alzheimer’s Disease Research Grant Advisory Board within the Department of Health and the review of such applications; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7002** was placed on the calendar of Bills on Third Reading.

On motion by Senator Harrell—

SB 7004—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 the public records requirements for personal identifying and location information and photographs of certain Department of Health personnel; removing the scheduled repeal of the exemption; 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.

On motion by Senator Hooper—

CS for SB 7014—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.; revising definitions and defining the terms “abuse,” “fraud,” and “waste”; 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. 11.47, F.S.; specifying that any person who willfully fails or refuses to provide access to an employee, officer, or agent of an entity under audit is subject to a penalty; 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 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. 218.31, F.S.; revising the definition of the term “financial audit”; amending s. 218.32, F.S.; authorizing the Department of Financial Services to request additional information from a local governmental entity in preparation of an annual report; 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. 218.391, F.S.; revising membership, and restrictions thereof, for an auditor selection committee; prescribing requirements and procedures for selecting an auditor if certain conditions exist; amending s. 373.536, F.S.; deleting obsolete language; requiring water management districts to maintain certain budget documents on the districts’ websites for specified periods; 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; creating ss. 1012.8551 and 1012.915, F.S.; specifying applicable standards as to employee background screening and investigations of Florida College System and State University System personnel, respectively; amending s. 218.503, F.S.; conforming provisions and cross-references to changes made by the act; 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 SB 7014** was placed on the calendar of Bills on Third Reading.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Powell, by two-thirds vote, **SB 840** was withdrawn from the committees of reference and further consideration.

On motion by Senator Pizzo, by two-thirds vote, **SB 1122** and **SB 606** were withdrawn from the committees of reference and further consideration.

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, March 27, 2019:

- The deadline for filing amendments to any bill on the agenda is 1:30 p.m., Monday, March 25, 2019.
- The deadline for filing adhering amendments and substitute amendments to any bill on the agenda is 1:30 p.m., Tuesday, March 26, 2019.
- All amendments to the General Appropriations Bill must be balanced as explained.

On motion by Senator Benacquisto, by two-thirds vote, all bills passed this day 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, March 21, 2019: SB 64, SJR 74, CS for SB 142, SB 186, CS for CS for CS for SB 248, SB 7002, SB 7004, CS for SB 7014.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Kathleen Passidomo, Majority Leader
Audrey Gibson, Minority Leader

The Committee on Finance and Tax recommends the following pass: SB 144

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

The Committee on Agriculture recommends the following pass: SB 880

The Committee on Environment and Natural Resources recommends the following pass: SB 1552

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 1766

The Committee on Health Policy recommends the following pass: SB 1658

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 Education recommends the following pass: SB 194; SB 1366; SB 1444

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 1300

The Committee on Environment and Natural Resources recommends the following pass: SB 1100

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 Commerce and Tourism recommends the following pass: SB 1162

The bill was referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Innovation, Industry, and Technology recommends the following pass: SB 1252

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

The Committee on Judiciary recommends the following pass: SB 1154; SB 1338

The bills were 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 1422

The bill was referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Innovation, Industry, and Technology recommends the following pass: SB 604; SB 1152

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

The Committee on Community Affairs recommends the following pass: SB 1244; SB 1490

The bills were referred to the Committee on Finance and Tax under the original reference.

The Committee on Banking and Insurance recommends the following pass: SB 358

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 1346

The Committee on Ethics and Elections recommends the following pass: SB 342

The Committee on Innovation, Industry, and Technology recommends the following pass: SB 742

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 572

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

The Committee on Agriculture recommends the following pass: SB 1368

The Committee on Ethics and Elections recommends the following pass: SB 230

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

The Committee on Banking and Insurance recommends the following pass: SB 1024

The bill was referred to the Committee on Innovation, Industry, and Technology under the original reference.

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 818

The Committee on Ethics and Elections recommends the following pass: SJR 232

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 754

The Committee on Community Affairs recommends the following pass: CS for SB 380

The Committee on Education recommends the following pass: CS for SB 292

The Committee on Health Policy recommends the following pass: SB 1614

The Committee on Innovation, Industry, and Technology recommends the following pass: SB 648

The Committee on Judiciary recommends the following pass: SB 116; SB 440

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 64; SB 178

The bills were placed on the Calendar.

The Committee on Finance and Tax recommends a committee substitute for the following: SB 176

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

The Committee on Agriculture recommends a committee substitute for the following: SB 1804

The Committee on Environment and Natural Resources recommends a committee substitute for the following: SB 1758

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.

The Committee on Criminal Justice recommends committee substitutes for the following: SB 1030; SB 1074

The bills with committee substitute attached were referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Education recommends committee substitutes for the following: SB 464; SB 1308; SB 1316

The bills with committee substitute attached were referred to the Appropriations Subcommittee on Education under the original reference.

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

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Infrastructure and Security recommends a committee substitute for the following: SB 898

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 Infrastructure and Security recommends a committee substitute for the following: SB 844

The Committee on Judiciary recommends a committee substitute for the following: SB 1174

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 a committee substitute for the following: SB 908

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1708

The Committee on Judiciary recommends a committee substitute for the following: SB 1140

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 Agriculture recommends a committee substitute for the following: SB 1738

The Committee on Infrastructure and Security recommends a committee substitute for the following: SB 1002

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 Commerce and Tourism recommends committee substitutes for the following: SB 1066; SB 1412

The Committee on Community Affairs recommends a committee substitute for the following: SB 710

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Finance and Tax under the original reference.

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 1652

The Committee on Ethics and Elections recommends a committee substitute for the following: SB 1428

The Committee on Innovation, Industry, and Technology recommends a committee substitute for the following: SB 196

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 committee substitutes for the following: SB 1180; SB 1520

The bills with committee substitute attached were referred to the Committee on Health Policy under the original reference.

The Committee on Community Affairs recommends committee substitutes for the following: SB 1004; SB 1730

The Committee on Judiciary recommends a committee substitute for the following: SB 826

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Infrastructure and Security under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: SB 1800

The Committee on Education recommends a committee substitute for the following: SB 770

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Innovation, Industry, and Technology under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 862

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 890

The Committee on Criminal Justice recommends committee substitutes for the following: SB 920; SB 1334

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 Community Affairs recommends a committee substitute for the following: SB 724

The Committee on Education recommends a committee substitute for the following: CS for SB 318

The Committee on Finance and Tax recommends a committee substitute for the following: SB 336

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 670; SB 980; SB 7046

The Committee on Innovation, Industry, and Technology recommends a committee substitute for the following: SB 1124

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 122

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 Agriculture, Environment, and General Government recommends the following pass: CS for SB 496; CS for SB 532; SB 7062

The Appropriations Subcommittee on Criminal and Civil Justice recommends the following pass: SB 782; SB 910

The Appropriations Subcommittee on Education recommends the following pass: SB 120; SB 190

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

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends a committee substitute for the following: CS for SB 100

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

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: Satter, Jonathan R.	Pleasure of Governor
Secretary of State	
Appointee: Lee, Laurel M.	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

Senate Resolutions 1812-1818—Not introduced.

By Senator Hooper—

SR 1820—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 Environment and Natural Resources; Military and Veterans Affairs and Space; and Rules.

Senate Bills 7000-7070—Previously introduced.

By the Committee on Appropriations—

SB 7072—A bill to be entitled An act relating to the justice system; 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 designating 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 specified facilities to allow a justice to establish an official headquarters; amending s. 26.031, F.S.; increasing the number of circuit judges in certain judicial circuits; creating s. 43.51, F.S.; requiring the Office of the State Courts Administrator to provide an annual report containing certain information to the Legislature; defining the term “problem-solving court”; amending s. 394.47891, F.S.; requiring the chief judge of each judicial circuit to establish a Military Veterans and Servicemembers Court Program; amending s. 812.014, F.S.; increasing the threshold amount for certain theft offenses; amending s. 812.015, F.S.; revising the circumstances under which an offense of retail theft constitutes a felony of the second or third degree; authorizing the aggregation of retail thefts that occur in more than one judicial circuit within a 90-day period into one total value and requiring prosecution of such thefts by the Office of the Statewide Prosecutor in accordance with s. 16.56, F.S.; amending s. 812.019, F.S.; prohibiting specified acts involving merchandise or a stored-value card obtained from a fraudulent return; amending s. 921.0022, F.S.; revising the ranking of offenses on

the offense severity ranking chart of the Criminal Punishment Code; reenacting ss. 95.18(10), 373.6055(3)(c), 400.9935(3), 409.910(17)(g), 489.126(4), 550.6305(10), 627.743(2), 634.319(2), 634.421(2), 636.238(3), 642.038(2), 705.102(4), 718.111(1)(d), 812.14(4), (7), and (8), 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, intertrack wagering, payment of third-party claims, diversion or appropriation of certain funds received by sales representatives, diversion or appropriation of certain funds received by sales representatives, penalties for certain violations, diversion or appropriation of certain funds received by sales representatives, reporting lost or abandoned property, condominium associations, trespass and larceny with relation to utility fixtures and theft of utility services, and fingerprinting and photographing of certain children, respectively, to incorporate the amendment made to s. 812.014, F.S., in references thereto; reenacting ss. 538.09(5)(f) and 538.23(2), F.S., relating to registration with the Department of Revenue and violations and penalties for secondary metals recyclers, respectively, to incorporate the amendment made to s. 812.015, F.S., in references thereto; reenacting s. 1012.315(1)(bb), F.S., relating to disqualification from employment, to incorporate the amendments made to s. 812.019, F.S.; reenacting s. 812.0155(1) and (2), F.S., relating to suspension of driver licenses, to incorporate the amendments made to ss. 812.014 and 812.015, F.S., in references thereto; reenacting s. 893.138(3), F.S., relating to pain-management clinics, to incorporate the amendments made to s. 812.014, F.S., in references thereto; providing effective dates.

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

SB 7074—Previously introduced.

By the Committee on Education—

SB 7076—A bill to be entitled An act relating to state university building designations; amending s. 1001.706, F.S.; requiring the Board of Governors to adopt regulations regarding the naming or renaming of state university facilities; specifying elements that must be addressed in the naming or renaming process; providing applicability; repealing chapter 73-370, Laws of Florida, relating to the designation of a Florida State University facility; rescinding designation of a building located at Florida State University, at the recommendation of the university; providing legislative intent; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Health Policy—

SB 7078—A bill to be entitled An act relating to health care; amending s. 394.4615, F.S.; requiring a service provider to furnish and provide access to clinical records within a specified timeframe after receiving a request for such records; providing a conditional requirement that such records be furnished in the manner chosen by the requester; authorizing the service provider to charge a reasonable cost associated with reproducing such records; providing for a special service charge under specified conditions; amending s. 395.3025, F.S.; requiring a licensed facility to furnish and provide access to patient records within a specified timeframe after receiving a request for such records; providing a conditional requirement that such records be furnished in the manner chosen by the requester; authorizing the licensed facility to charge a reasonable cost associated with reproducing such records; providing for a special service charge under specified conditions; revising provisions relating to the appropriate disclosure of patient records without consent; amending s. 397.501, F.S.; requiring a service provider to furnish and provide access to records within a specified timeframe after receiving a request from an individual or an individual's legal representative; defining the term "legal representative"; providing a conditional requirement that such records be furnished in the manner chosen by the requester; authorizing the service provider to charge a reasonable cost associated with reproducing such records; providing for a special service charge under specified conditions; amending s. 400.145, F.S.; requiring a nursing home facility to furnish and provide access to records within a specified timeframe after re-

ceiving a request; providing a conditional requirement that such records be furnished in the manner chosen by the requester; authorizing the nursing home facility to charge a reasonable cost associated with reproducing such records; providing for a special service charge under specified conditions; amending s. 456.057, F.S.; requiring certain licensed health care practitioners to furnish and provide access to copies of reports and records within a specified timeframe after receiving a request from a patient or a patient's legal representative; authorizing such licensed health care practitioners to impose reasonable terms necessary to preserve such reports and records; defining the term "legal representative"; authorizing such licensed health care practitioners to charge a reasonable cost associated with reproducing such reports and records; providing for a special service charge under specified conditions; amending s. 395.1012, F.S.; requiring a licensed hospital to provide specified information and data relating to patient safety and quality measures to a patient under certain circumstances or to any person upon request; creating s. 395.1052, F.S.; requiring a hospital to notify a patient's primary care provider within a specified timeframe after the patient's admission; requiring a hospital to inform a patient, upon admission, of the option to request consultation between the hospital's treating physician and the patient's primary care provider or specialist provider; requiring a hospital to notify a patient's primary care provider of the patient's discharge and provide specified information and records to the primary care provider within a specified timeframe after discharge; amending s. 395.301, F.S.; requiring a licensed facility, upon placing a patient on observation status, to immediately notify the patient of such status using a specified form; requiring that such notification be documented in the patient's medical records and discharge papers; amending s. 624.27, F.S.; expanding the scope of direct primary care agreements, which are renamed "direct health care agreements"; conforming provisions to changes made by the act; creating s. 627.42393, F.S.; prohibiting certain health insurers from employing step-therapy protocols under certain circumstances; defining the term "health coverage plan"; amending s. 641.31, F.S.; prohibiting certain health maintenance organizations from employing step-therapy protocols under certain circumstances; defining the term "health coverage plan"; amending s. 409.973, F.S.; prohibiting Medicaid managed care plans from employing step-therapy protocols under certain circumstances; creating s. 627.4303, F.S.; defining the term "health insurer"; prohibiting limitations on price transparency with patients in contracts between health insurers and health care providers; prohibiting a health insurer from requiring an insured to make a certain payment for a covered service under certain circumstances; creating s. 456.4501, F.S.; implementing the Interstate Medical Licensure Compact in this state; providing for an interstate medical licensure process; providing requirements for multistate practice and telemedicine practice; providing effective dates.

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

By the Committee on Health Policy—

SB 7080—A bill to be entitled An act relating to public records and meetings; creating s. 456.4502; providing an exemption from public records requirements for certain information held by the Department of Health, the Board of Medicine, or the Board of Osteopathic Medicine pursuant to the Interstate Medical Licensure Compact; providing an exemption from public meeting requirements for certain meetings of the Interstate Medical Licensure Commission; providing an exemption from public records requirements for recordings, minutes, and records generated during the closed portions of such meetings; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

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

By the Committee on Criminal Justice—

SB 7082—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; adding to Schedule V of the controlled substances list certain drug products in their finished dosage formulations which are approved by the United States Food and Drug Administration; reenacting ss. 817.563(2), 831.31, 893.07(5)(b), and 893.13(1)(a), (2)(a), (5)(c), and (6)(d), F.S., relating to controlled sub-

stances named or described in s. 893.03, F.S.; the sale, manufacture, delivery, or possession, with intent to sell, manufacture, or deliver, of counterfeit controlled substances; required reporting of certain theft or significant loss of controlled substances; and prohibited acts and penalties relating to controlled substances, respectively, to incorporate the amendment made to s. 893.03, F.S., in references thereto; providing an effective date.

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

By the Committee on Commerce and Tourism—

SB 7084—A bill to be entitled An act relating to public records and public meetings; amending s. 570.233, F.S.; specifying that certain information held by a law enforcement agency that is obtained by the Consumer Fraud, Identity Theft, and Skimmer Working Group, which is exempt or confidential and exempt from public records requirements, retains its protected status; providing an exemption from public meetings requirements for portions of working group meetings at which such exempt or confidential and exempt information 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 Governmental Oversight and Accountability; and Rules.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Judiciary; and Banking and Insurance; and Senators Broxson, Hooper, and Simmons—

CS for CS for SB 122—A bill to be entitled An act relating to agreements between service providers and consumers; creating s. 501.172, F.S.; defining terms; specifying limitations and authorized provisions relating to a service provider's right to payment under certain agreements with consumers under urgent or emergency circumstances; specifying requirements, limitations, and prohibited provisions for agreements containing a post-loss assignment of benefits; providing that a prevailing party under certain policies and coverages has the right to attorney fees and costs; providing that a court need not determine that there is a prevailing party; providing factors a court must consider in determining who is the prevailing party, under certain circumstances; providing construction relating to waiver of claims and limitations on recovery; authorizing a court to order an assignee to pay attorney fees and costs under certain circumstances; requiring the court to stay proceedings under certain circumstances; providing applicability; amending ss. 626.9373 and 627.428, F.S.; providing that attorney fees under certain provisions of the Florida Insurance Code may not be awarded to an assignee of post-loss benefits who is a service provider; providing applicability; providing an effective date.

By the Committee on Judiciary; and Senator Rouson—

CS for SB 826—A bill to be entitled An act relating to towing-storage operator liens; amending s. 713.78, F.S.; requiring certain lien notices be sent through a third-party notification service; deleting a provision authorizing the award of attorney fees to the prevailing party in court proceedings determining the respective rights of owners or lienholders of vehicles or vessels and towing-storage operators; revising requirements for the inspection and release of vehicles or vessels and personal property in such vehicles or vessels; defining the term "third-party notification service"; requiring third-party notification services to apply to the Department of Highway Safety and Motor Vehicles for approval; authorizing the department to approve an application if certain conditions are met; requiring approved third-party notification services to provide the department with proof that it has maintained the performance bond; requiring approved third-party notification services to submit a specified annual audit to the department; authorizing the department to deny, suspend, or revoke its approval under certain circumstances; requiring a third-party notification service to maintain certain records for a specified period and allow for the inspection and copying of such records by the department; authorizing towing-storage operators to send notices on their own behalf if there are no approved third-party notification services; providing an effective date.

By the Committee on Infrastructure and Security; and Senator Berman—

CS for SB 844—A bill to be entitled An act relating to the At-Risk Adult Alert Plan; amending s. 937.0201, F.S.; redefining the term "missing endangered person" to include a missing adult who meets the criteria for activation of the At-Risk Adult Alert Plan of the Department of Law Enforcement; creating s. 937.0205, F.S.; providing legislative findings and intent; requiring the Department of Law Enforcement, in cooperation with the Department of Transportation, the Department of Highway Safety and Motor Vehicles, the Department of the Lottery, and local law enforcement agencies, to establish and implement the At-Risk Adult Alert Plan; providing plan requirements; authorizing local law enforcement agencies to broadcast to subscribers of notifications, to the media, and on lottery terminals about certain missing adults; specifying which local law enforcement agency may broadcast such information; authorizing the local law enforcement agency to request that a case be opened with the Department of Law Enforcement's Missing Endangered Persons Information Clearinghouse; requiring the clearinghouse to coordinate with the Department of Transportation and the Department of Highway Safety and Motor Vehicles for the activation of dynamic message signs on state highways and the immediate broadcast of certain critical information under certain circumstances; specifying that an agency responsible for posting an At-Risk Adult Alert on dynamic message signs does not violate the act if other emergency information must be posted instead; requiring the At-Risk Adult Alert Plan to include certain procedures; specifying additional requirements for the plan; authorizing the Department of Law Enforcement to adopt rules; amending s. 937.021, F.S.; providing that the Department of Law Enforcement, as the At-Risk Adult Alert coordinator, and certain agencies, employees, individuals, and entities are immune from civil liability for damages for performing certain actions in good faith; providing that the presumption of good faith is not overcome under certain circumstances; providing construction; amending s. 937.022, F.S.; authorizing only the law enforcement agency having jurisdiction over a case to make a request to the clearinghouse for the activation of a state At-Risk Adult Alert involving a missing adult under certain circumstances; amending s. 429.918, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

CS for SB 862—A bill to be entitled An act relating to lessor liability under special mobile equipment leases; creating s. 768.092, F.S.; defining terms; providing that a lessor of special mobile equipment that causes injury, death, or damage is not liable for certain acts of the lessee or lessee's agent if the lease agreement requires documented proof of specified insurance coverage; providing that a lessee's failure to obtain or maintain the required coverage does not impose liability on the lessor; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Baxley—

CS for SB 890—A bill to be entitled An act relating to drug-free workplaces; amending s. 112.0455, F.S.; requiring licensed drug-testing facilities to perform prescreening tests on urine specimens to determine their validity; specifying requirements for such prescreening tests; requiring such facilities to only use certain screening tests; authorizing such facilities to rely on the screening tests to determine if certain confirmation testing is required; providing that urine specimens may not be sent to an out-of-state facility unless the facility complies with certain requirements; authorizing the Agency for Health Care Administration to adopt rules; conforming cross-references; amending s. 440.102, F.S.; revising definitions; revising required information in a written policy statement provided to employees and job applicants before drug testing; revising the frequency of required followup drug testing; revising procedures for specimen collection, testing, and preservation; revising persons who may take or collect specimens for a drug test; revising requirements and procedures for retesting specimens; deleting and revising confidentiality requirements for employers relating to certain information; revising circumstances under which an employer may take certain actions relating to an employee or job applicant on the sole basis of certain positive test results; revising standards for chain-of-custody procedures; revising requirements and authorized actions relating to confirmation testing; requiring licensed drug-testing facilities to perform prescreening tests on urine specimens to determine their validity; specifying requirements for such prescreening tests; requiring such facilities to only use certain screening tests; authorizing such facilities to rely on the screening tests to determine if certain confirmation testing is required; providing that urine specimens may not be sent to an out-of-state facility unless the facility complies with certain requirements; authorizing the agency to adopt

rules; conforming provisions to changes made by the act; conforming cross-references; amending s. 443.101, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Infrastructure and Security; and Senator Diaz—

CS for SB 898—A bill to be entitled An act relating to transportation; amending s. 20.23, F.S.; conforming provisions to changes made by the act; amending s. 112.3144, F.S.; deleting an obsolete provision; requiring members of certain authorities to comply with certain financial disclosure requirements; amending s. 212.055, F.S.; revising the required uses of proceeds from charter county and regional transportation system surtaxes; requiring certain counties to use surtax proceeds for purposes related to fixed guideway rapid transit systems, bus systems, and development of dedicated facilities for autonomous vehicles; authorizing the use of surtax proceeds for the purchase of rights-of-way under certain circumstances; authorizing the use of surtax proceeds for refinancing existing or issuing new bonds; authorizing a percentage of surtax proceeds to be distributed to certain municipalities to be used for certain purposes; prohibiting the use of such proceeds for certain purposes; amending s. 215.68, F.S.; conforming provisions to changes made by the act; reviving, reenacting, and amending s. 319.141, F.S.; requiring the Department of Highway Safety and Motor Vehicles to oversee a program, rather than a pilot program, to evaluate alternatives to certain rebuilt inspection services; deleting obsolete provisions; amending s. 334.175, F.S.; requiring the Department of Transportation to approve design plans for all transportation projects relating to department-owned rights-of-way under certain circumstances; amending s. 337.025, F.S.; authorizing the department to establish a program for transportation projects that demonstrate certain innovative techniques for measuring resiliency and structural integrity and controlling time and cost increases; amending s. 338.165, F.S.; conforming provisions to changes made by the act; amending s. 338.166, F.S.; limiting the toll rate for high-occupancy toll lanes or express lanes in certain counties; amending s. 338.231, F.S.; requiring the department to commit all net toll collections attributable to users of turnpike facilities in certain counties to projects and bond finance commitments in each respective county; creating s. 338.271, F.S.; requiring the department to assume the assets and liabilities of the former Miami-Dade County Expressway Authority; requiring the department to continue tolls on certain facilities until bond obligations are fully discharged; prohibiting certain toll increases on former authority facilities; requiring specified fees to be deposited in a specified trust fund to be used for specified purposes; providing for the use of excess revenues; prohibiting facilities of the former authority from becoming facilities of the Florida Turnpike Enterprise; providing that such facilities are not subject to the Florida Turnpike Enterprise Law; amending s. 343.1003, F.S.; revising a cross-reference; repealing part I of chapter 348, F.S., relating to the creation and operation of the Florida Expressway Authority Act; transferring the assets and liabilities of the Miami-Dade County Expressway Authority to the department; providing terms of the transfer; providing that the department succeeds to all powers of the authority; providing that revenues collected on the expressway system are department revenues; requiring the department, in consultation with the Division of Bond Finance, to review certain documents of the authority; providing terms and conditions of the transfer; providing requirements for the use of cost savings and unencumbered cash balances; requiring the department to display certain signs; requiring an annual report to the Miami-Dade County Board of County Commissioners and the Miami-Dade County Transportation Planning Organization; creating ss. 348.635 and 348.7605, F.S.; providing a legislative declaration; authorizing the Tampa-Hillsborough County Expressway Authority and the Central Florida Expressway Authority, respectively, to enter into public-private partnership agreements; authorizing solicitation or receipt of certain proposals; providing rulemaking authority; providing approval requirements; requiring certain costs to be borne by the private entity; providing notice requirements for requests for proposals; providing for ranking and negotiation of proposals; requiring the authorities to regulate tolls on certain facilities; requiring compliance with specified laws, rules, and conditions; providing for development, construction, operation, and maintenance of transportation projects by the authorities or private entities; providing construction; repealing part V of ch. 348, F.S., relating to the Osceola County Expressway Authority Law; providing effective dates.

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

CS for SB 908—A bill to be entitled An act relating to firesafety systems; amending s. 553.792, F.S.; requiring that a uniform fire alarm permit application, along with certain other information, be used and submitted to the local enforcement agency for any project requiring a

fire alarm permit; providing that such application may be submitted by certain means; providing a signature requirement; specifying information required in, and a form for, such applications; providing applicability of certain building permit application procedures; authorizing contractors, under certain circumstances, to begin repairs of fire alarm system upon filing the uniform fire alarm permit application; amending s. 633.216, F.S.; conforming a cross-reference; amending s. 633.312, F.S.; authorizing local authorities having jurisdiction to accept uniform summary inspection reports of certain fire hydrants and fire protection systems by certain means; requiring the State Fire Marshal to adopt rules implementing a uniform summary inspection report and certain submission procedures; providing requirements for such uniform report and procedures; providing that such procedures may not require a contractor to submit certain information; amending s. 718.112, F.S.; requiring that condominium association bylaws provide requirements for the association's reasonable compliance with the Florida Fire Prevention Code; defining the term "reasonable compliance"; providing specifying authorized means of compliance for certain residential condominiums; deleting a requirement for association bylaws to contain a certain certificate of compliance provision; deleting an exemption from a requirement to retrofit certain condominium property with a fire sprinkler system; deleting procedures for such exemption; extending the date before which a local authority having jurisdiction may not require completion of retrofitting with a fire sprinkler system; specifying the date before which a local authority having jurisdiction may not require completion of installation of an engineered life safety system; requiring a residential condominium association that is not in compliance with certain requirements to perform certain duties by specified dates; providing a penalty; requiring the Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation to collect such penalty payments and remit them to the Firefighter Assistance Grant Program within the Division of State Fire Marshal of the Department of Financial Services; deleting an obsolete provision; deleting requirements for condominium associations to report certain information to the Division of Florida Condominiums, Timeshares, and Mobile Homes and for the division to report certain information to the Division of State Fire Marshal; providing an effective date.

By the Committee on Criminal Justice; and Senator Pizzo—

CS for SB 920—A bill to be entitled An act relating to the DNA database; amending s. 943.325, F.S.; revising legislative findings relating to the use of the DNA database; providing an effective date.

By the Committee on Infrastructure and Security; and Senator Hutson—

CS for SB 1002—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; revising the collection of information to include the names of insurance companies of the motor vehicles involved in the crash, rather than the names of insurance companies for all respective parties; specifying that certain persons are not considered passengers for the purpose of making crash reports; requiring a member of the railroad train crew to furnish specified information; providing an effective date.

By the Committee on Criminal Justice; and Senator Bracy—

CS for SB 1030—A bill to be entitled An act relating to mitigating circumstances in sentencing; amending s. 921.0026, F.S.; revising the mitigating circumstances under which a departure from the lowest permissible sentence is reasonably justified; authorizing mitigation of the lowest permissible sentence when a defendant requires specialized treatment for a certain substance addiction and is amenable to treatment; making technical changes; reenacting ss. 775.08435(1)(c), 921.002(3), and 921.00265(1), F.S., relating to the prohibition on withholding adjudication in felony cases, the Criminal Punishment Code, and recommended and departure sentences, respectively, to incorporate the amendment made to s. 921.0026, F.S., in references thereto; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Baxley and Diaz—

CS for SB 1066—A bill to be entitled An act relating to sales tax absorption; amending s. 212.07, F.S.; deleting prohibitions against a dealer advertising or holding out to the public that he or she will absorb all or part of the sales and use tax or will relieve the purchaser of all or part of the tax; authorizing dealers, subject to specified conditions, to advertise or hold out to the public that they will absorb all or part of the tax or refund any part thereof to the purchaser; providing that such dealers are solely responsible and liable for the tax; revising a criminal penalty; amending s. 212.15, F.S.; providing a criminal penalty for the failure to remit absorbed sales taxes with certain intent; providing an effective date.

By the Committee on Criminal Justice; and Senator Brandes—

CS for SB 1074—A bill to be entitled An act relating to sentencing; creating s. 948.0121, F.S.; defining terms; creating a conditional sentence for substance use and mental health offenders in accordance with s. 948.012, F.S.; authorizing a court to sentence an offender to a conditional sentence; specifying requirements an offender must meet to be eligible to receive a conditional sentence; requiring that an eligible offender be a nonviolent offender; defining the term “nonviolent offender”; providing minimum sentencing requirements for a conditional sentence; providing an exception to the court’s order of a conditional sentence; authorizing the sentencing court to have the Department of Corrections provide a presentence investigation report in accordance with s. 921.231, F.S., to provide the court with certain information to determine the type of probation most appropriate for the offender; requiring the department to perform specified duties; authorizing the department to enter into certain contracts; requiring the department to provide written notification to specified parties upon the offender’s admission into an in-prison treatment program; providing that the department may find that an offender is not eligible to participate in an in-prison treatment program under certain circumstances; requiring written notification from the department to certain parties if an offender is terminated from or prevented from entering an in-prison treatment program; requiring that an offender be transitioned to probation upon the completion of his or her in-prison treatment program; 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 certain violations may result in revocation of probation by the court and imposition of any sentence authorized by law; 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 certain rules; providing an effective date.

By the Committee on Judiciary; and Senator Hutson—

CS for SB 1140—A bill to be entitled An act relating to attorney fees and costs; creating s. 57.112, F.S.; defining the term “attorney fees and costs”; providing for award of attorney fees and costs and damages in civil actions challenging local ordinances as being preempted by the State Constitution or state law; prohibiting an award of attorney fees and costs under certain circumstances; providing construction; providing applicability; providing retroactive application; providing an effective date.

By the Committee on Judiciary; and Senator Bean—

CS for SB 1174—A bill to be entitled An act relating to custody of minor children by extended family; amending s. 751.01, F.S.; revising the purposes of ch. 751, F.S.; amending s. 751.03, F.S.; providing that a petition for concurrent custody may include certain requests; amending s. 751.05, F.S.; providing requirements for orders granting concurrent or temporary custody; requiring the court to establish any conditions for the transition of custody of the child to the parent which are in the child’s best interest under certain circumstances; requiring the court to consider specified factors; authorizing the court to require parties to comply with conditions agreed to be the parties in the order granting concurrent custody or demonstrate that failure to comply does not endanger the welfare of the child; providing an effective date.

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

CS for SB 1180—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.

By the Committee on Criminal Justice; and Senators Brandes and Bracy—

CS for SB 1334—A bill to be entitled An act relating to criminal justice; creating s. 562.112, F.S.; prohibiting the arrest, charge, prosecution, or penalization 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-related overdose; providing requirements for that person; prohibiting the arrest, charge, or prosecution of or imposition of penalties on, under specified provisions, a person who experiences, or has a good faith belief that he or she is experiencing, an alcohol-related overdose; prohibiting the protection from arrest, charge, prosecution, or the imposition of penalties for certain offenses from being grounds for suppression of evidence in other criminal prosecutions; amending s. 812.014, F.S.; increasing threshold amounts for certain theft offenses; revising the list of items the theft of which constitutes theft of the third degree; providing that the value of taken property is based on fair market value at the time of the taking; requiring the Office of Program Policy Analysis and Government Accountability (OPPAGA) to conduct a study of the threshold amounts every 5 years; providing the scope of the study; requiring OPPAGA to include options, if appropriate; requiring OPPAGA to consult with the Office of Economic and Demographic Research and other interested entities; requiring OPPAGA to submit a report to the Governor and the Legislature by a specified date at certain intervals; amending s. 812.015, F.S.; defining the term “value”; increasing threshold amounts for a certain theft offense; revising the circumstances under which an offense of retail theft constitutes a felony of the second degree; requiring OPPAGA to conduct a study of the threshold amounts every 5 years; providing the scope of the study; requiring OPPAGA to include options, if appropriate; requiring OPPAGA to consult with the Office of Economic and Demographic Research and other interested entities; requiring OPPAGA to submit a report to the Governor and the Legislature by a specified date at certain intervals; amending s. 893.13, F.S.; 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; reducing the distance applicable to certain controlled substance offenses committed within certain drug-free zones; amending s. 893.135, F.S.; defining the term “dosage unit”; providing applicability; prohibiting the sale, purchase, delivery, bringing into this state, or actual or constructive possession of specified amounts of dosage units of certain controlled substances; providing criminal penalties; creating the offense of “trafficking in pharmaceuticals”; 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; amending s. 893.21, F.S.; prohibiting the arrest, charge, prosecution, or penalization under specified provisions of a person acting in good faith who seeks medical assistance for an individual experiencing, or believed to be experiencing, a drug-related overdose; prohibiting the arrest, charge, prosecution, or penalization under specified provisions of a person who experiences, or has a good faith belief that he or she is experiencing, 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 an individual experiencing, or believed to be experiencing, a drug-related overdose; prohibiting the protection from arrest, charge, prosecution, or the imposition of penalties for certain offenses from being grounds for suppression of evidence in other criminal prosecutions; creating s. 907.042, F.S.; providing legislative findings; authorizing each county to establish a supervised bond program with the concurrence of the chief

judge of the judicial circuit, the county's chief correctional officer, the state attorney, and the public defender; providing an exception for a county that has already established and implemented a supervised bond program that uses a risk assessment instrument; providing minimum program requirements; requiring each county that establishes a supervised bond program to have the risk assessment instrument validated by the Department of Corrections; requiring each county that establishes a supervised bond program to submit an annual report by a certain date to OPPAGA; requiring OPPAGA to compile such reports and include such information in a specified report sent to the Legislature; authorizing the department to adopt rules; creating s. 907.0421, F.S.; providing legislative findings; authorizing the chief judge of each circuit, with the concurrence of the county's chief correctional officer, the state attorney, and the public defender, to enter an administrative order for the use of a risk assessment instrument in pretrial release determinations; requiring the risk assessment instrument results to be used as supplemental factors for the court's evaluation of appropriate pretrial release conditions; requiring the court to impose the least restrictive conditions necessary to reasonably ensure the defendant's appearance at subsequent hearings; providing that a court retains sole discretion to determine the appropriateness of pretrial release and any necessary pretrial release conditions; requiring a circuit that uses a risk assessment instrument to have the instrument validated by the department; authorizing the circuit to implement the risk assessment instrument immediately after validation and completion of training of all local staff who will administer the risk assessment instrument; requiring each circuit that enters an administrative order to use risk assessment instruments in pretrial release determinations to submit an annual report by a certain date to OPPAGA; requiring OPPAGA to compile the reports and include such information in a specified report sent to the Legislature; authorizing the department to adopt rules; amending s. 945.091, F.S.; authorizing the department to extend the limits of the place 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 probation officer to arrest such an inmate without a warrant in accordance with specified authority; requiring a law enforcement officer to report alleged violations to a supervising probation office or to the department's emergency action center 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 a certain percent of the sentence imposed; prohibiting such inmates from being counted in the population of the prison system and their approved community-based housing location from being counted in the capacity figures for the prison system; amending s. 947.005, F.S.; defining the term "conditional medical release"; amending s. 947.149, F.S.; defining the term "inmate with a debilitating illness"; redefining the term "terminally ill inmate"; expanding eligibility for conditional medical release to include inmates with debilitating illnesses; amending s. 893.03, F.S.; conforming a cross-reference; amending s. 921.0022, F.S.; conforming provisions to changes made by the act; conforming a cross-reference; reenacting ss. 95.18(10), 400.9935(3), 409.910(17)(g), 489.126(4), 550.6305(10), 627.743(2), 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), 932.701(2)(a), 943.051(3)(b), 985.11(1)(b), and 985.557(1)(a) and (2)(c), F.S., relating to adverse possession without color of title; clinic responsibilities; responsibility for payments on behalf of Medicaid-eligible persons when other parties are liable; moneys received by contractors; intertrack wagering; payment of third-party claims; diversion or appropriation of certain funds received by sales representatives; diversion or appropriation of certain funds received by sales representatives; penalties for certain violations; diversion or appropriation of certain funds received by 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; the definition of the term "contraband article"; fingerprinting of certain minors; fingerprinting and photographing of certain children; and discretionary and mandatory criteria for the direct filing of an information, respectively, to incorporate the amendment

made to s. 812.014, F.S., in references thereto; reenacting s. 538.09(5), F.S., relating to the registration of a secondhand dealer, to incorporate the amendment made to s. 812.015, F.S., in a reference thereto; reenacting ss. 538.23(2) and 812.0155(2), F.S., relating to secondary metals recycler violations and penalties and suspension of driver license following an adjudication of guilt for theft, respectively, to incorporate the amendments made to ss. 812.014 and 812.015, F.S., in references thereto; reenacting ss. 397.4073(6), 414.095(1), 772.12(2), 775.087(2)(a) and (3)(a), 782.04(1)(a), (3), and (4), 810.02(3), 812.014(2)(c), 893.13(8)(d), 893.1351(1) and (2), 900.05(3)(e), 903.133, 907.041(4)(c), and 921.0024(1)(b), F.S., relating to background checks of service provider personnel; the determination of eligibility for temporary cash assistance; the Drug Dealer Liability Act; felony reclassification of the possession or use of a weapon in an aggravated battery; murder; burglary; theft; prohibited acts that relate to the prescription of controlled substances; ownership, lease, rental, or possession for trafficking in or manufacturing controlled substances; criminal justice data collection; the prohibition of bail on appeal for certain felony convictions; pretrial detention and release; the scoresheet worksheet key for computation in the Criminal Punishment Code, respectively, to incorporate the amendment made to s. 893.135, F.S., in references thereto; reenacting ss. 944.516(2), 945.092, and 946.503(2), F.S., relating to money or other property received for personal use or benefit of inmate, deposit, disposition of unclaimed trust funds; limits on work-release and minimum security custody for persons who have committed the crime of escape; and definitions to be used with respect to correctional work programs, respectively, to incorporate the amendment made to s. 945.091, F.S., in references thereto; reenacting ss. 316.1935(6), 775.084(4)(k), 784.07(3), 790.235(1), 794.0115(7), 893.135(1)(b), (c), and (g) and (3), 944.605(7)(b), 944.70(1)(b), 947.13(1)(h), and 947.141(1), (2), and (7), F.S., all relating to eligibility for conditional medical release under s. 947.149, F.S., to incorporate the amendment made to s. 947.149, F.S., in references thereto; reenacting s. 373.6055(3)(c), relating to criminal history checks of certain water management district employees and others, to incorporate the amendments made to ss. 812.014 and 893.135, in references thereto; reenacting ss. 775.087(2)(a) and (b) and (3)(a) and (b) and 921.0024(1)(b) and (2), relating to felony reclassification of aggravated battery with possession or use of a weapon and the Criminal Punishment Code worksheet key computations, respectively, to incorporate the amendments made to ss. 893.135 and 947.149, F.S., in references thereto; providing effective dates.

By the Committee on Commerce and Tourism; and Senator Gruters—

CS for SB 1412—A bill to be entitled An act relating to a sales tax holiday for disaster preparedness supplies; providing exemptions from the sales and use tax for specified disaster preparedness supplies during a specified timeframe; providing applicability for certain exemptions; authorizing the Department of Revenue to adopt emergency rules; specifying locations where the exemptions do not apply; providing an appropriation; providing an effective date.

By the Committee on Health Policy; and Senators Book and Powell—

CS for SB 1460—A bill to be entitled An act relating to stroke centers; amending s. 395.3038, F.S.; revising the criteria for hospitals to be included on the state list of stroke centers by the Agency for Health Care Administration; removing provisions requiring the agency to adopt rules establishing the criteria for such list; amending s. 395.30381, F.S.; revising provisions relating to the statewide stroke registry to conform to changes made by the act; amending s. 395.3039, F.S.; revising provisions prohibiting the advertisement of a hospital as a state-listed stroke center, unless certain conditions are met, to conform to changes made by the act; amending s. 395.3041, F.S.; requiring the medical director of each licensed emergency medical services provider to develop and implement protocols for the assessment, treatment, transport, and rerouting of suspected stroke patients to certain stroke centers; requiring that such protocols include specified plans for the triage and transport of suspected stroke patients; providing an effective date.

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

CS for SB 1520—A bill to be entitled An act relating to direct health care agreements; amending s. 624.27, F.S.; expanding the scope of di-

rect primary care agreements that are exempt from the Florida Insurance Code and renaming them direct health care agreements; adding health care providers who may market, sell, or offer to sell such agreements; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Gruters—

CS for SB 1652—A bill to be entitled An act relating to the Consumer Fraud, Identity Theft, and Skimmer Working Group; creating s. 570.233, F.S.; creating the Consumer Fraud, Identity Theft, and Skimmer Working Group adjunct to the Department of Agriculture and Consumer Services according to specified provisions; specifying the purpose and membership of the working group; providing meeting requirements; requiring the working group to submit a specified plan to the Governor and the Legislature by a specified date; providing an effective date.

By the Committee on Commerce and Tourism; and Senators Rouson and Hutson—

CS for SB 1708—A bill to be entitled An act relating to tourist development councils; amending s. 125.0104, F.S.; conforming provisions to changes made by the act; authorizing certain counties to adopt a resolution that establishes and appoints members of more than one tourist development council upon a certain finding; requiring that such counties organize their tourist development councils in accordance with specified requirements upon the adoption of such resolution; conforming a provision to changes made by the act; providing an effective date.

By the Committee on Agriculture; and Senator Gruters—

CS for SB 1738—A bill to be entitled An act relating to animal welfare; amending s. 474.2165, F.S.; authorizing a veterinarian to report suspected patient criminal violations to certain officers and agents without notice to or authorization from a client under specified circumstances; providing an exception; prohibiting the report from including written medical records except under certain circumstances; amending s. 828.12, F.S.; prohibiting a person from restraining a dog outside and unattended during a manmade disaster or a natural disaster; providing a criminal penalty; providing a fine; defining terms; creating s. 828.261, F.S.; authorizing a contract for the sale of a horse to include a covenant for the continuing care of the horse; providing requirements for such a covenant; authorizing the Department of Agriculture and Consumer Services to adopt rules that meet certain requirements; providing an effective date.

By the Committee on Agriculture; and Senator Albritton—

CS for SB 1804—A bill to be entitled An act relating to emergency loans for agricultural producers; transferring, renumbering, and amending s. 570.82, F.S.; renaming the Agricultural Economic Development Program for disaster loans as the Agricultural Economic Development and Disaster Loans Program; transferring administration of the program from the Department of Agriculture and Consumer Services to the Division of Emergency Management within the Executive Office of the Governor; revising authorized uses of loan funds; revising eligibility requirements for loans; increasing the total loan limit and deleting the minimum limit; revising loan requirements; requiring borrowers to pay closing costs; specifying a limit on such costs and providing that such costs may be paid directly or be financed; specifying loan limits for certain crops; requiring the division to work with borrowers in evaluating the need to extend loan terms under certain circumstances; specifying the minimum and maximum allowable extension term; redefining the terms “losses” and “essential physical property” and defining the term “direct input costs”; revising eligible crops; defining the terms “commercial fishing” and “industrial crops”; deleting requirements for farm plans and participation in certain training programs; revising loan application requirements; providing that farm assets may be used as collateral; revising requirements for loan repayment; authorizing remedies for the division relating to loan defaults; specifying requirements for the division in administering the program; deleting a provision requiring the department to establish a certain grant program; amending s. 201.25, F.S.; conforming a provision to changes made by the act; providing an effective date.

**REFERENCE CHANGES
PURSUANT TO RULE 4.7(2)**

By the Committee on Commerce and Tourism; and Senator Baxley—

CS for SB 890—A bill to be entitled An act relating to drug-free workplaces; amending s. 112.0455, F.S.; requiring licensed drug-testing facilities to perform prescreening tests on urine specimens to determine their validity; specifying requirements for such prescreening tests; requiring such facilities to only use certain screening tests; authorizing such facilities to rely on the screening tests to determine if certain confirmation testing is required; providing that urine specimens may not be sent to an out-of-state facility unless the facility complies with certain requirements; authorizing the Agency for Health Care Administration to adopt rules; conforming cross-references; amending s. 440.102, F.S.; revising definitions; revising required information in a written policy statement provided to employees and job applicants before drug testing; revising the frequency of required followup drug testing; revising procedures for specimen collection, testing, and preservation; revising persons who may take or collect specimens for a drug test; revising requirements and procedures for retesting specimens; deleting and revising confidentiality requirements for employers relating to certain information; revising circumstances under which an employer may take certain actions relating to an employee or job applicant on the sole basis of certain positive test results; revising standards for chain-of-custody procedures; revising requirements and authorized actions relating to confirmation testing; requiring licensed drug-testing facilities to perform prescreening tests on urine specimens to determine their validity; specifying requirements for such prescreening tests; requiring such facilities to only use certain screening tests; authorizing such facilities to rely on the screening tests to determine if certain confirmation testing is required; providing that urine specimens may not be sent to an out-of-state facility unless the facility complies with certain requirements; authorizing the agency to adopt rules; conforming provisions to changes made by the act; conforming cross-references; amending s. 443.101, F.S.; conforming a cross-reference; providing an effective date.

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

**MESSAGES FROM THE GOVERNOR AND
OTHER EXECUTIVE COMMUNICATIONS**

The Governor advised that he had filed with the Secretary of State **CS for CS for SB 182** which he approved on March 18, 2019.

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>For Term Ending</i>
<i>Office and Appointment</i>	
Greater Orlando Aviation Authority	
Appointee: Martinez, Rafael E., Orlando	04/16/2020

Referred to the Committee on Ethics and Elections.

	<i>For Term Ending</i>
<i>Office and Appointment</i>	
Governing Board of the South Florida Water Management District	
Appointee: Martinez, Carlos “Charlie” E., Miami	03/01/2020

Referred to the Committees on Environment and Natural Resources; and Ethics and Elections.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 14 was corrected and approved.

CO-INTRODUCERS

Senators Baxley—SB 724, SB 1428, SB 1454; Berman—CS for SB 426; Book—CS for SB 536; Bracy—CS for SB 332, CS for SB 714, SB 1334; Broxson—CS for SB 426, CS for SB 626, CS for SB 796; Cruz—SB 1156; Diaz—SB 414, SB 442; Farmer—CS for SB 526, SB 1284; Gainer—SB 1196; Gruters—SB 1490; Harrell—SB 1758; Hutson—SB 1708; Mayfield—SB 442, SJR 886, SB 1222; Perry—CS for SB 332, SB 648; Pizzo—CS for SM 804, SB 1766; Powell—SB 430; Simmons—SB 1758; Stewart—SJR 74, SB 186, CS for SB 426, SB 648; Taddeo—CS for SB 426

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 11:17 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Wednesday, March 27 or upon call of the President.

SENATE PAGES

March 18-22, 2019

Nikita Bandrupalli, Thonotosassa; Daizey Beatty, Ponte Vedra; Bridget Beebe, Inverness; Rosali Bosch, Hialeah; Brooke Bryant, Hernando; Jordyn Fu, Orlando; Morgan Gerber, Palm Beach Gardens; Jaden Hamid, Fleming Island; Jordan Haywood, Tampa; Isiah Johnson III, Tampa; Brandon Lee, Brandon; Johnathan Richardson, Middleburg; Kathelyn Rodriguez, Hialeah; Carter Shipman, Tallahassee; Evon Thompson, Orlando; Hayden Stern, Tampa; Riley Greenstein, Tallahassee



Journal of the Senate

Number 6—Regular Session

Tuesday, March 26, 2019

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REPORTS OF COMMITTEES

The Committee on Children, Families, and Elder Affairs recommends the following pass: CS for SB 844; CS for SB 1070

The Committee on Infrastructure and Security recommends the following pass: CS for SB 536

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 1102

The bill was 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 1144

The Committee on Health Policy recommends the following pass: SB 1436; SB 1526

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 Children, Families, and Elder Affairs recommends the following pass: SB 1466

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

The Committee on Judiciary recommends the following pass: SB 1188

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 1694

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

The Committee on Judiciary recommends the following pass: SB 1238; SB 1656

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

The Committee on Criminal Justice recommends the following pass: SB 1612

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

The Committee on Health Policy recommends the following pass: SB 1618

The bill was referred to the Committee on Innovation, Industry, and Technology under the original reference.

The Committee on Commerce and Tourism recommends the following pass: SB 990

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

The Committee on Banking and Insurance recommends the following pass: SB 1210

The Committee on Commerce and Tourism recommends the following pass: SB 1422; SR 1438; SR 1808

The Committee on Criminal Justice recommends the following pass: CS for SB 1002

The Committee on Infrastructure and Security recommends the following pass: SB 7048

The Committee on Judiciary recommends the following pass: CS for SB 1134; SB 1136

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: SB 310; SJR 690; SB 7010; SB 7036; SB 7052

The bills were placed on the Calendar.

The Committee on Infrastructure and Security recommends a committee substitute for the following: CS for SB 796

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

The Committee on Education recommends a committee substitute for the following: SB 934

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Education under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1218

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Infrastructure and Security recommends committee substitutes for the following: SB 932; SB 1044; SB 1148

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 Health Policy recommends a committee substitute for the following: SB 1650

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

The Committee on Judiciary recommends a committee substitute for the following: SB 1200

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

The Committee on Commerce and Tourism recommends committee substitutes for the following: SB 1414; SB 1416

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

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 Judiciary recommends a committee substitute for the following: SB 762

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 610

The bill with committee substitute attached was referred to the Committee on Innovation, Industry, and Technology under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1214

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1186

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: CS for CS for SB 76

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

The Committee on Rules recommends committee substitutes for the following: CS for SB 96; CS for CS for SB 462; CS for SB 494

The bills with committee substitute attached were placed on the Calendar.

The Committee on Commerce and Tourism recommends the following not pass: SB 1692

The bill was laid on the table.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Agriculture, Environment, and General Government recommends a committee substitute for the following: CS for SB 626

The Appropriations Subcommittee on Education recommends a committee substitute for the following: SB 7070

The Appropriations Subcommittee on Health and Human Services recommends a committee substitute for the following: SB 860

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends a committee substitute for the following: SB 7068

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 Children, Families, and Elder Affairs recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

For Term Ending

Secretary of Children and Families

Appointee: Poppell, Patterson Chad

Pleasure of Governor

The Committee on Commerce and Tourism recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

For Term Ending

Executive Director, Department of Economic Opportunity

Appointee: Lawson, Kenneth E.

Pleasure of Governor

The Committee on Military and Veterans Affairs and Space recommends that the Senate confirm the following appointments made by the Governor and Cabinet:

Office and Appointment

For Term Ending

Executive Director of Department of Veterans' Affairs

Appointee: Burgess, Daniel W., Jr.

Pleasure of Governor

The appointments were referred to the Committee on Ethics and Elections under the original reference.

The Committee on Criminal Justice recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Secretary of Corrections	
Appointee: Inch, Mark S.	Pleasure of Governor

The appointment was referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Rules; and Criminal Justice; and Senators Bean, Hutson, Book, Wright, and Perry—

CS for CS for SB 96—A bill to be entitled An act relating to police, fire, and search and rescue dogs and police horses; amending s. 843.19, F.S.; revising the defined terms “police dog” to “police canine,” “fire dog” to “fire canine,” and “SAR dog” to “SAR canine”; expanding the definitions of the terms “police canine” and “SAR canine” to include any canine that is owned, or the service of which is employed, by a correctional agency; increasing the penalty for intentionally and knowingly causing great bodily harm, permanent disability, or death to, or using a deadly weapon upon, police canines or horses, fire canines, or SAR canines; amending s. 767.16, F.S.; revising the term “dog” to “canine” to conform to changes made by the act; amending s. 921.0022, F.S.; conforming a provision to changes made by the act; providing an effective date.

By the Committee on Finance and Tax; and Senator Berman—

CS for SB 176—A bill to be entitled An act relating to a sales tax exemption; amending s. 212.08, F.S.; exempting from the sales and use tax specified items that assist in independent living; providing applicability; providing an effective date.

By the Committee on Innovation, Industry, and Technology; and Senator Powell—

CS for SB 196—A bill to be entitled An act relating to Office of Public Counsel; amending s. 350.061, F.S.; providing term limits for the Public Counsel; requiring the Committee on Public Counsel Oversight to receive applications, conduct interviews, and appoint a Public Counsel by a specified date every 4 years; providing for the filling of vacancies; providing an effective date.

By the Committees on Education; and Children, Families, and Elder Affairs; and Senator Montford—

CS for CS for SB 318—A bill to be entitled An act relating to public records; amending s. 39.202, F.S.; prohibiting the release of any identifying information with respect to any person reporting child abuse, abandonment, or neglect, except under certain circumstances; making conforming changes; providing a statement of public necessity; providing an effective date.

By the Committee on Finance and Tax; and Senator Brandes—

CS for SB 336—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.

By the Committees on Rules; Community Affairs; and Judiciary; and Senator Powell—

CS for CS for CS for SB 462—A bill to be entitled An act relating to judicial process; amending s. 48.23, F.S.; providing that a person who acquires for value a lien on property during the course of specified legal actions takes such lien free of claims in certain circumstances; revising provisions relating to time requirements for intervention in certain proceedings; specifying the effect of a valid, recorded notice of lis pendens in certain circumstances involving a judicial sale; providing applicability; 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 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. 316.29545, F.S.; exempting certified process servers from certain window sun-screening restrictions; providing an effective date.

By the Committee on Education; and Senator Flores—

CS for SB 464—A bill to be entitled An act relating to prepaid college plans; amending s. 1009.98, F.S.; authorizing the transfer of fees associated with dormitory residency to approved qualified nonprofit organizations under certain circumstances; prohibiting transferred fees from exceeding a specified amount; defining the term “qualified nonprofit organization”; providing an effective date.

By the Committees on Rules; and Governmental Oversight and Accountability; and Senators Hooper and Broxson—

CS for CS for SB 494—A bill to be entitled An act relating to the Firefighters’ Bill of Rights; amending s. 112.81, F.S.; revising definitions; amending s. 112.82, F.S.; requiring that witnesses be interviewed and certain information be provided to a firefighter subjected to interrogation before the interrogation is conducted; authorizing a firefighter to provide a voluntary statement at any time after being informed of a certain right; prohibiting a firefighter from being threatened with certain disciplinary action during the course of an interrogation; requiring that a copy of the interrogation be provided to a firefighter within a specified timeframe, upon request; creating s. 112.825, F.S.; requiring that a firefighter be notified and provided certain information before certain disciplinary actions are taken; requiring that a firefighter be given the opportunity to address certain findings; requiring that certain information be kept confidential and exempt in accordance with existing law; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Rader—

CS for SB 670—A bill to be entitled An act relating to the Assisted and Independent Living Task Force; creating the task force to evaluate proposals that incentivize building contractors and developers to create space for assisted living facilities and independent living communities within mixed-use developments; establishing the task force adjunct to the Agency for Persons with Disabilities; providing for duties, membership, and meetings of the task force; requiring the task force to submit a written stage one report and a final report to the Governor and the Legislature by a specified date; providing for termination of the task force; providing an effective date.

By the Committee on Community Affairs; and Senator Baxley—

CS for SB 710—A bill to be entitled An act relating to the administrative review of property taxes; amending s. 194.011, F.S.; providing that, in certain counties, a petition to the value adjustment board may be filed late for good cause; defining the term “good cause”; requiring that late filed petitions be filed within a specified timeframe; amending

s. 194.032, F.S.; revising the definition of the term “good cause” to exclude certain circumstances in certain counties; authorizing clerks of county governing bodies of such counties, within a certain timeframe, to request property appraisers and petitioners to identify certain dates of unavailability for hearing; providing an effective date.

By the Committee on Community Affairs; and Senators Hooper and Baxley—

CS for SB 724—A bill to be entitled An act relating to residential swimming pool safety; providing a short title; amending s. 468.8323, F.S.; requiring a home inspector to include certain information relating to swimming pools in his or her report; amending s. 515.27, F.S.; requiring that new residential swimming pools meet an additional requirement in order to pass final inspection and receive a certificate of completion; prohibiting a property owner from transferring ownership of a parcel that includes a swimming pool unless certain requirements are met; providing civil penalties rather than criminal penalties; amending s. 515.31, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Education; and Senators Hutson and Perry—

CS for SB 770—A bill to be entitled An act relating to education; amending s. 446.011, F.S.; updating terminology; amending s. 446.032, F.S.; requiring the Department of Education to provide assistance to certain entities in notifying specified persons of apprenticeship and preapprenticeship opportunities; amending s. 446.052, F.S.; updating terminology; amending s. 1001.43, F.S.; requiring district school boards to declare an annual “College and Career Decision Day” for specified purposes; amending s. 1003.4156, F.S.; requiring students to take a career and education planning course for promotion to high school; providing requirements for such course; requiring each student who takes the course to receive an academic and career plan; providing requirements for such plan; amending s. 1003.4282, F.S.; authorizing a credit in computer science to meet specified graduation requirements under certain circumstances; requiring a student who earns a credit through a career education course to pass specified assessments; providing that, as of a specified school year, certain students are eligible for an alternative pathway to a standard high school diploma through the Career and Technical Education (CTE) pathway option; providing requirements for the CTE pathway option; requiring that each principal or his or her designee, who must be designated as an academic advisor, inform parents and students of the CTE pathway option and establish certain processes relating to the pathway; requiring district school boards to incorporate certain information in the student progression plan; providing that charter schools that exclusively offer the CTE pathway option are exempt from specified application requirements; authorizing adjunct educators to administer courses in the CTE pathway option; amending s. 1008.34, F.S.; revising school grade components to specify that dual enrollment courses include career clock-hour dual enrollment courses; amending s. 1008.44, F.S.; increasing the number of CAPE Digital Tool certificates relating to specified subjects which may be included on the CAPE Industry Certification Funding List; creating s. 1009.551, F.S.; creating the Florida Pathways to Career Opportunities Grant Program within the department; providing the purpose of the program; providing legislative intent; providing requirements for the program; providing requirements for grant applications for the program; requiring the Commissioner of Education to establish an application process for the program; providing that proposals for grants be funded competitively; authorizing school districts, charter schools, and Florida College System institutions to apply for grants under the program; providing for eligibility requirements; providing that priority for grants be given to proposals that meet specified criteria; requiring the commissioner to annually report certain information to the Governor and the Legislature by a specified date; requiring the State Board of Education to adopt rules; amending s. 1012.57, F.S.; deleting a requirement that the adjunct teaching certificate be used only for part-time teaching positions; authorizing school districts to issue adjunct teaching certificates for part-time and full-time teaching positions; providing limitations on adjunct teaching certificates for full-time positions; requiring school districts to post certification criteria on their websites; requiring school districts to annually

report issued certificates to the Department of Education; providing an effective date.

By the Committees on Infrastructure and Security; and Innovation, Industry, and Technology; and Senators Gruters, Bracy, Montford, and Brosson—

CS for CS for SB 796—A bill to be entitled An act relating to public utility storm protection plans; creating s. 366.96, F.S.; providing legislative findings; defining terms; requiring public utilities to individually submit to the Public Service Commission, for review and approval, a transmission and distribution storm protection plan; requiring utilities to update their respective plans on a specified basis; requiring the commission to approve or modify submitted plans within a specified timeframe, taking into consideration specified factors; requiring the commission to conduct an annual proceeding to allow utilities to justify and recover certain costs through a storm protection cost recovery clause; providing that a party may challenge the prudence of certain costs; providing that utilities may not include certain costs in their base rates; providing for the allocation of such costs; authorizing utilities to recover depreciation on certain capital costs through the recovery clause; requiring the commission to adopt rules; providing an effective date.

By the Committee on Infrastructure and Security; and Senator Brandes—

CS for SB 932—A bill to be entitled An act relating to autonomous vehicles; creating s. 316.0899, F.S.; authorizing the Department of Transportation, in consultation with the Department of Highway Safety and Motor Vehicles, to conduct pilot or demonstration programs to explore the efficient implementation of innovative transportation technologies; requiring the Department of Transportation to submit a certain annual report to the Governor and the Legislature; amending s. 338.2216, F.S.; authorizing the Florida Turnpike Enterprise to enter into one or more agreements to fund, construct, and operate facilities for the advancement of autonomous and connected innovative transportation technologies for certain purposes; amending s. 316.003, F.S.; revising and providing definitions; amending ss. 316.062, 316.063, 316.065, and 316.1975, F.S.; providing applicability; amending s. 316.303, F.S.; exempting a vehicle being operated with the automated driving system engaged from a prohibition on the active display of television or video; amending s. 316.305, F.S.; exempting a motor vehicle operator who is operating an autonomous vehicle from a prohibition on the use of wireless communications devices; 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 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 with the automated driving system engaged; providing construction; authorizing the Florida Turnpike Enterprise to fund, construct, and operate certain test facilities and undertake certain research and development projects; providing requirements for operation of on-demand autonomous vehicle networks; authorizing an autonomous vehicle or fully autonomous vehicle equipped with a teleoperation system to operate without a human operator physically present in the vehicle when the teleoperation system is engaged; providing requirements for such vehicles; providing construction; providing legislative intent; prohibiting a local government from imposing any tax, fee, for-hire vehicle requirement, or other requirement on automated driving systems or autonomous vehicles or on a person who operates an autonomous vehicle; amending s. 319.145, F.S.; revising requirements for autonomous vehicles registered in this state; creating s. 322.015, F.S.; providing applicability; amending ss. 339.175, 339.64, 339.83, and 627.0653, F.S.; conforming provisions to changes made by the act; amending s. 655.960, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Education; and Senator Diaz—

CS for SB 934—A bill to be entitled An act relating to high-performing charter schools; amending s. 1002.331, F.S.; revising require-

ments for a high-performing charter school; revising the facility capacity measurement used when a high-performing charter school increases its student enrollment; revising the number of charter schools that a high-performing charter school may establish in any year from two to one; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Harrell—

CS for SB 980—A bill to be entitled An act relating to public records; amending s. 119.0714, F.S.; providing an exemption from public records requirements for any information that can be used to identify a petitioner or respondent in a petition for certain protective injunctions, and any related affidavit, notice of hearing, and temporary injunction, until the respondent has been personally served; providing a statement of public necessity; providing an effective date.

By the Committee on Community Affairs; and Senator Rodriguez—

CS for SB 1004—A bill to be entitled An act relating to regional planning council meetings; amending s. 120.525, F.S.; providing requirements for establishing a quorum for meetings of certain 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.

By the Committee on Infrastructure and Security; and Senator Albritton—

CS for SB 1044—A bill to be entitled An act relating to the Department of Transportation; amending s. 20.23, F.S.; deleting the requirement that the Governor appoint the Secretary of Transportation from among three persons nominated by the Florida Transportation Commission; providing additional qualifications for the secretary; creating s. 334.179, F.S.; prohibiting local governments from adopting standards or specifications that are contrary to the department standards or specifications for permissible use of aggregates that have been certified for use; defining the term “certified for use”; amending s. 337.025, F.S.; authorizing the department to establish a program for transportation projects that demonstrate certain innovative techniques for measuring resiliency and structural integrity and controlling time and cost increases; amending s. 337.14, F.S.; requiring that any contractor, instead of any person, desiring to bid for the performance of certain construction contracts first be certified by the department as qualified; conforming provisions to changes made by the act; requiring a contractor desiring to bid on certain contracts to have satisfactorily completed certain projects; amending s. 337.185, F.S.; increasing the maximum amounts per contract of certain contractual claims that must be arbitrated by the State Arbitration Board under certain circumstances; providing an effective date.

By the Committee on Innovation, Industry, and Technology; and Senator Harrell—

CS for SB 1124—A bill to be entitled An act relating to dispensing medicinal drugs; amending s. 465.019, F.S.; authorizing individuals licensed to prescribe medicinal drugs to dispense a 48-hour supply, rather than a 24-hour supply, of such drugs to any patient, including a discharged patient, under certain circumstances; authorizing such individuals to dispense a 72-hour supply if a state of emergency has been declared in the area; authorizing such individuals to provide prescriptions for an additional supply of such drugs; providing an effective date.

By the Committee on Infrastructure and Security; and Senator Perry—

CS for SB 1148—A bill to be entitled An act relating to vehicles for rent or lease; amending s. 212.0606, F.S.; defining the term “rental of a

motor vehicle”; requiring a member of a certain car-sharing service who uses a motor vehicle for less than a specified period of time pursuant to an agreement with the car-sharing service to pay a specified surcharge per usage; deleting a definition; requiring that a certain peer-to-peer car-sharing program or motor vehicle rental company pay a specified surcharge per usage; defining the term “dealer”; amending s. 320.01, F.S.; defining terms; amending s. 320.0605, F.S.; authorizing an electronic copy of certain rental or lease documentation to be in the possession of the vehicle operator or carried in the vehicle and to be exhibited upon demand of any authorized law enforcement officer or any agent of the Department of Highway Safety and Motor Vehicles; providing that the act of presenting a certain electronic device to the officer or agent does not constitute consent for the officer or agent to access any information on the device other than the displayed rental or lease documentation; providing for assumption of liability for any resulting damage to the device; revising requirements for rental or lease documentation; amending s. 322.38, F.S.; prohibiting a person from renting a motor vehicle to another person unless he or she has verified that the renter’s driver license is unexpired; requiring that a person renting a motor vehicle to another person keep a record of the place where the renter’s license was issued; providing that, under certain circumstances, specified requirements are deemed met when a renter is required at certain times to verify that he or she is duly licensed and that the license is unexpired; creating s. 331.17, F.S.; requiring a motor vehicle rental company, car-sharing service, or a peer-to-peer car-sharing program to enter an agreement with certain publicly owned airports for certain purposes; providing an effective date.

By the Committee on Education; and Senator Perry—

CS for SB 1308—A bill to be entitled An act relating to pathways to college and career success; creating s. 1004.991, F.S.; requiring the Commissioner of Education to conduct an annual review of career and technical education offerings in the K-12 education system, career centers, and the Florida College System; providing requirements for the annual review; requiring the commissioner to annually provide a report summarizing the annual review to the Governor and the Legislature; providing requirements for the report; requiring the State Board of Education to adopt rules; amending s. 1007.23, F.S.; requiring the statewide articulation agreement to provide for a reverse transfer agreement; providing requirements for the reverse transfer agreement; amending s. 1007.25, F.S.; requiring state universities to annually notify their students of a specified provision of law; amending s. 1009.26, F.S.; authorizing state universities or Florida College System institutions to waive tuition and fees for students who meet specified requirements; providing an effective date.

By the Committee on Education; and Senator Brandes—

CS for SB 1316—A bill to be entitled An act relating to civic education; providing a short title; amending s. 1003.4282, F.S.; revising the requirements for a standard high school diploma to include a specified course; providing requirements for such course; creating s. 1003.4321, F.S.; establishing the Florida Seal of Civic Engagement Program; providing the purpose of the program; requiring the State Board of Education to establish criteria for awarding the seal; providing requirements for such criteria; providing duties of the Commissioner of Education and school districts; prohibiting a school district or the Department of Education from charging a fee for the seal; requiring the state board to adopt rules; amending s. 1003.497, F.S.; providing that a nonpartisan civic literacy project may be included in service-learning programs, activities, or policies; creating s. 1003.4971, F.S.; authorizing certain students to complete a nonpartisan civic literacy project; requiring the state board to develop the minimum criteria for such project and a process to confirm completion; providing requirements for such criteria and for nonpartisan civic literacy projects; prohibiting a student from receiving remuneration for specified purposes; authorizing the hours devoted to such project to be used for specified purposes; authorizing a school to integrate a nonpartisan civic literacy project into a service-learning program or activity; requiring the state board to adopt rules; amending s. 1007.25, F.S.; providing that earning the Seal of Civic Engagement demonstrates competency in civic literacy for speci-

fied purposes; providing membership requirements for a specified faculty committee; amending s. 1008.34, F.S.; revising school grade components to include students who complete a specified course with a grade of “B” or higher; providing an effective date.

By the Committee on Ethics and Elections; and Senators Perry and Baxley—

CS for SB 1428—A bill to be entitled An act relating to the disposition of surplus funds by candidates; amending s. 106.141, F.S.; prohibiting a candidate, or the candidate’s spouse, parent, child, or sibling, from serving as a principal of a charitable organization that receives surplus funds or from receiving a direct financial benefit from such organization in exchange for the donation of surplus funds; providing an effective date.

By the Committee on Environment and Natural Resources; and Senators Mayfield, Simmons, Harrell, Pizzo, and Farmer—

CS for SB 1758—A bill to be entitled An act relating to water quality improvements; providing a short title; requiring the Department of Environmental Protection, in coordination with the Department of Health, to develop a report to be submitted to the Legislature by a specified date on the impacts of transferring the onsite sewage program of the Department of Health to the Department of Environmental Protection by a type two transfer; providing an exception; amending s. 373.807, F.S.; revising the requirements for a basin management action plan for an Outstanding Florida Spring; prohibiting a local government from approving building permits within the plan area under certain circumstances; providing penalties; requiring certain agricultural operations that fail to adopt a basin management action plan or alternative restoration plan within a specified timeframe to sign a notice of intent to implement certain practices, measures, or monitoring; amending s. 373.811, F.S.; conforming a cross-reference; amending s. 403.031, F.S.; defining terms; creating s. 403.0616, F.S.; requiring the department, subject to appropriation, to establish a real-time water quality monitoring program; encouraging the formation of public-private partnerships; amending s. 403.067, F.S.; requiring certain agricultural operations that fail to adopt a basin management action plan or alternative restoration plan within a specified timeframe to sign a notice of intent to implement certain practices, measures, or monitoring; revising requirements for a basin management action plan; requiring each local government to develop a wastewater treatment plan that meets certain requirements; prohibiting a local government that does not meet certain requirements relating to wastewater treatment plant project plans or onsite sewage treatment and disposal system remediation plans from approving any building permits within a specified timeframe; prohibiting the Department of Health from approving any new onsite sewage treatment and disposal system within such an area for a specified timeframe; providing penalties; defining the term “onsite sewage treatment and disposal system”; requiring a local government, in cooperation with specified entities, to develop an onsite sewage treatment and disposal system remediation plan as part of the basin management action plan under certain circumstances; providing requirements for such plan; providing requirements for a restoration plan for certain water bodies; creating s. 403.0673, F.S.; establishing a wastewater grant program within the Department of Environmental Protection; authorizing the department to distribute appropriated funds for certain projects; providing requirements for the distribution; requiring the department to coordinate with each water management district to identify grant recipients; requiring an annual report to the Governor and the Legislature by a specified date; creating s. 403.0771, F.S.; requiring a wastewater treatment plant to notify customers of unlawful discharges of raw or partially treated sewage into any waterway or aquifer within a specified timeframe; prohibiting a local government that owns such a plant from approving any building permits within a specified timeframe; prohibiting the Department of Health from approving any new onsite sewage treatment and disposal system within such an area for a specified timeframe; providing penalties; requiring the department to maintain a publicly accessible website that contains certain information relating to wastewater treatment facilities; amending s. 403.086, F.S.; prohibiting facilities for

sanitary sewage disposal from disposing of any waste in the Indian River Lagoon without first providing advanced waste treatment; amending s. 403.9337, F.S.; providing penalties for a local government that fails to adopt, enact, and implement a specified ordinance by a specified date; requiring the Department of Environmental Protection to revise the basin management action plan for the Indian River Lagoon and other specified basin management action plans by a specified date; authorizing the department to grant an extension to a local government upon a showing of good cause; providing a declaration of important state interest; providing effective dates.

By the Committee on Community Affairs; and Senator Gibson—

CS for SB 1800—A bill to be entitled An act relating to the Florida Building Code; amending s. 553.73, F.S.; authorizing the Florida Building Commission to adopt certain triennial amendments; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Criminal Justice—

CS for SB 7046—A bill to be entitled An act relating to critical infrastructure facilities and staff; amending s. 330.41, F.S.; redefining the term “critical infrastructure facility”; reenacting and amending s. 943.13, F.S.; requiring any person employed as a full-time, a part-time, or an auxiliary correctional officer be at least 18 years of age; reenacting ss. 943.131(1)(a) and (c) and (4), 943.133(1) and (6), 943.137(1), 943.139(2), 943.1395(1), (2), and (3), 943.14(7), 943.17(4), 943.253, 944.105(7), 944.714(2), 945.035(3), 948.01(1)(a), 951.063, and 985.644(3)(b), F.S., all relating to employment qualifications or requirements for certain officers, to incorporate the amendment made to s. 943.13, F.S., in references thereto; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Infrastructure and Security; and Senator Perry—

CS for SB 1148—A bill to be entitled An act relating to vehicles for rent or lease; amending s. 212.0606, F.S.; defining the term “rental of a motor vehicle”; requiring a member of a certain car-sharing service who uses a motor vehicle for less than a specified period of time pursuant to an agreement with the car-sharing service to pay a specified surcharge per usage; deleting a definition; requiring that a certain peer-to-peer car-sharing program or motor vehicle rental company pay a specified surcharge per usage; defining the term “dealer”; amending s. 320.01, F.S.; defining terms; amending s. 320.0605, F.S.; authorizing an electronic copy of certain rental or lease documentation to be in the possession of the vehicle operator or carried in the vehicle and to be exhibited upon demand of any authorized law enforcement officer or any agent of the Department of Highway Safety and Motor Vehicles; providing that the act of presenting a certain electronic device to the officer or agent does not constitute consent for the officer or agent to access any information on the device other than the displayed rental or lease documentation; providing for assumption of liability for any resulting damage to the device; revising requirements for rental or lease documentation; amending s. 322.38, F.S.; prohibiting a person from renting a motor vehicle to another person unless he or she has verified that the renter’s driver license is unexpired; requiring that a person renting a motor vehicle to another person keep a record of the place where the renter’s license was issued; providing that, under certain circumstances, specified requirements are deemed met when a renter is required at certain times to verify that he or she is duly licensed and that the license is unexpired; creating s. 331.17, F.S.; requiring a motor vehicle rental company, car-sharing service, or a peer-to-peer car-sharing program to enter an agreement with certain publicly owned airports for certain purposes; providing an effective date.

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

By the Committee on Environment and Natural Resources; and Senators Mayfield, Simmons, and Harrell—

CS for SB 1758—A bill to be entitled An act relating to water quality improvements; providing a short title; requiring the Department of Environmental Protection, in coordination with the Department of Health, to develop a report to be submitted to the Legislature by a specified date on the impacts of transferring the onsite sewage program of the Department of Health to the Department of Environmental Protection by a type two transfer; providing an exception; amending s. 373.807, F.S.; revising the requirements for a basin management action plan for an Outstanding Florida Spring; prohibiting a local government from approving building permits within the plan area under certain circumstances; providing penalties; requiring certain agricultural operations that fail to adopt a basin management action plan or alternative restoration plan within a specified timeframe to sign a notice of intent to implement certain practices, measures, or monitoring; amending s. 373.811, F.S.; conforming a cross-reference; amending s. 403.031, F.S.; defining terms; creating s. 403.0616, F.S.; requiring the department, subject to appropriation, to establish a real-time water quality monitoring program; encouraging the formation of public-private partnerships; amending s. 403.067, F.S.; requiring certain agricultural operations that fail to adopt a basin management action plan or alternative restoration plan within a specified timeframe to sign a notice of intent to implement certain practices, measures, or monitoring; revising requirements for a basin management action plan; requiring each local government to develop a wastewater treatment plan that meets certain requirements; prohibiting a local government that does not meet certain requirements relating to wastewater treatment plant project plans or onsite sewage treatment and disposal system remediation plans from approving any building permits within a specified timeframe; prohibiting the Department of Health from approving any new onsite sewage treatment and disposal system within such an area for a specified timeframe; providing penalties; defining the term “onsite sewage treatment and disposal system”; requiring a local government, in cooperation with specified entities, to develop an onsite sewage treatment and disposal system remediation plan as part of the basin management action plan under certain circumstances; providing requirements for such plan; providing requirements for a restoration plan for certain water bodies; creating s. 403.0673, F.S.; establishing a wastewater grant program within the Department of Environmental Protection; authorizing the department to distribute appropriated funds for certain projects; providing requirements for the distribution; requiring the department to coordinate with each water management district to identify grant recipients; requiring an annual report to the Governor and the Legislature by a specified date; creating s. 403.0771, F.S.; requiring a wastewater treatment plant to notify customers of unlawful discharges of raw or partially treated sewage into any waterway or aquifer within a specified timeframe; prohibiting a local government that owns such a plant from approving any building permits within a specified timeframe; prohibiting the Department of Health from approving any new onsite sewage treatment and disposal system within such an area for a specified timeframe; providing penalties; requiring the department to maintain a publicly accessible website that contains certain information relating to wastewater treatment facilities; amending s. 403.086, F.S.; prohibiting facilities for sanitary sewage disposal from disposing of any waste in the Indian River Lagoon without first providing advanced waste treatment; amending s. 403.9337, F.S.; providing penalties for a local government that fails to adopt, enact, and implement a specified ordinance by a specified date; requiring the Department of Environmental Protection to revise the basin management action plan for the Indian River Lagoon and other specified basin management action plans by a specified date; authorizing the department to grant an extension to a local government upon a showing of good cause; providing a declaration of important state interest; providing effective dates.

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

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

EXECUTIVE BUSINESS

The following Executive Order was filed with the Secretary:

SUSPENSION REPORTS

EXECUTIVE ORDER NUMBER 19-83
(Executive Order of Suspension)

WHEREAS, Article IV, Section 7(a) of Florida Constitution provides that the Governor may suspend from office any county officer for commission of a felony; and

WHEREAS, Kyle Martin Hudson is presently serving as Clerk of Court and Comptroller for Holmes County, Florida, having been elected in November 2012, and reelected in November 2016; and

WHEREAS, on March 19, 2019, Kyle Hudson was arrested for felony charges of organized scheme to defraud, in violation of section 817.034(4)(a)3, Florida Statutes, official misconduct, in violation of section 838.022(1)(a) and seven counts of money laundering in violation of section 896.101(3)(a) and (5)(a); and

WHEREAS, violation of sections 817.034(4)(a)3, 838.022(1)(a) and 896.101(3)(a) and (5)(a), Florida Statutes, constitute a felony of the third degree; and

WHEREAS, it is in the best interests of the residents of the Holmes County, and the citizens of the State of Florida, that Kyle Martin Hudson be immediately suspended from the public office, which he now holds, upon the grounds set forth in this executive order.

NOW, THEREFORE, I, RON DESANTIS, Governor of Florida, pursuant to Article IV, Section 7(a), find as follows:

- A. Kyle Martin Hudson is, and at all times material hereto was, Clerk of Court and Comptroller for Holmes County, Florida.
- B. The office of Clerk of Court and Comptroller, Holmes County, Florida, is within the purview of the suspension powers of the Governor, pursuant to Article IV, Section 7(a).
- C. The attached Arrest Warrant allege that Kyle Martin Hudson has committed felony acts in violation of the Laws of Florida. This suspension is predicated upon the attached Arrest Warrant which are 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. Kyle Martin Hudson is suspended from the public office, which he now holds, to wit: Clerk of Court and Comptroller for Holmes County, Florida.

Section 2. Kyle Martin Hudson 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 Capital, Tallahassee, Florida, this 20th day of March, 2019.

Ron DeSantis
GOVERNOR

ATTEST:
Laurel M. Lee
SECRETARY OF STATE

[Referred to the Senate Special Master.]

Mr. Kyle M. Hudson
1274 Cypress Trace
Westville, Florida 32464
VIA CERTIFIED MAIL

March 22, 2019

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

RE: Executive Order of Suspension, Executive Order 19-83

Dear Mr. Hudson:

The Florida Senate has received Executive Order 19-83 in which the Governor has suspended you from office as Clerk of Court and Comptroller for Holmes County, Florida. Pursuant to Article IV, s7(b) of the Florida Constitution, the Florida Senate may remove you from office or reinstate you.

You have a right to a hearing conducted in accordance with Part V, Chapter 112, Florida Statutes and Senate Rule 12. However, Senate Rule 12.9(2) requires all inquiry, investigation, or hearings be held in abeyance and not considered by the Senate until the pending charges are dismissed or until final determination of the criminal charges is rendered, including the exhaustion of all appellate remedies. Given the pending criminal charges against you, the Senate's consideration of your suspension is held in abeyance pursuant to Senate Rules 12.9(2).

At the conclusion of the pending criminal matter, should you wish to have a hearing, it is your responsibility to submit your written request to the Office of the Senate Secretary. Senate Special Counsel Christie Letarte has been appointed as the special master in this matter should a hearing be necessary. Until the criminal matter is resolved, please direct any questions to the Secretary of the Senate at the contact information below. It is your responsibility to make sure the Senate has your correct contact information.

If you choose to submit your written resignation to the Governor's Office, please provide a copy of the resignation to the Office of the Senate Secretary. The Secretary will record your decision to resign in the official records of the Senate and this matter will be closed.

To learn more about the Senate's process, or to access applicable statutes and rules, please visit the Senate website, www.flsenate.gov, and navigate to the Executive Suspensions webpage, <http://www.flsenate.gov/Session/ExecutiveSuspensions>.

If you have any questions concerning this notice, please contact the undersigned.

Debbie Brown
Secretary

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 95 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Agriculture & Natural Resources Subcommittee and Representative(s) Jacobs, Bush, McGhee, Raschein—

CS for CS for HB 95—A bill to be entitled An act relating to the C-51 reservoir project; amending s. 373.4598, F.S.; revising the portions of the C-51 reservoir project for which the South Florida Water Management District may negotiate; revising water storage and use requirements specified for the project if state funds are appropriated for the project; specifying that Phase II of the project may be funded by appropriation, in addition to other sources; authorizing the 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.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 127, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee and Representative(s) Williamson, Cortes, J., Grieco, Hill, Overdorf—

CS for HB 127—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 create building permit and inspection utilization reports and post the 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; Innovation, Industry, and Technology; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has adopted CS/CS/HM 205 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Stark, Avila, Aloupis, Caruso, Cortes, J., Davis, DiCeglie, DuBose, Duran, Fernández, Geller, Gregory, Grieco, Jenne, Mercado, Perez, Plasencia, Polo, Polsky, Rodrigues, R., Sabatini, Smith, C., Valdes, Watson, C.—

CS for CS for HM 205—A memorial to the Congress of the United States, requesting Congress to urge the government of the Bolivarian Republic of Venezuela to allow the delivery of humanitarian assistance, to continue and intensify financial sanctions against the regime of Nicolás Maduro, and to instruct appropriate Federal agencies to hold the regime of Nicolás Maduro accountable for violations of law and abuses of internationally recognized human rights.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7003 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Oversight, Transparency & Public Management Subcommittee and Representative(s) Pigman—

HB 7003—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 381.82, F.S., which provides an exemption from public records and meeting requirements for applications provided to the Alzheimer's Disease Research Grant Advisory Board within the Department of Health and the review of such applications; removing the scheduled repeal of the exemption; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7009 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Oversight, Transparency & Public Management Subcommittee and Representative(s) Good—

HB 7009—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 record requirements for certain personal identifying and location information of specified personnel of the Department of Health, and the spouses and children thereof; removing the scheduled repeal of the exemption; providing an effective date.

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

CO-INTRODUCERS

Senators Albritton—SB 66; Baxley—SB 1238; Book—SB 1170; Bracy—SB 430, SB 902; Broxson—SB 1466; Farmer—CS for SB 314; Gainer—SB 1766; Gibson—SB 430; Harrell—SB 1144; Hutson—SB 616, SB 902, SB 1238; Pizzo—SB 572; Stewart—CS for CS for SB 122; Taddeo—SB 572; Torres—SB 84

SENATE PAGES

March 25-29, 2019

Parker Bevis, Tallahassee; Kelly Ann Cosentino, Miami; Leighanna Goldman, Saint Johns; Katherine Gramling, Tampa; Ameion Hamlet, Tallahassee; Hanna Hollingsworth, Live Oak; Val Lawrence, Wellington; Ari Lev, Live Oak; Colleen McLendon, Live Oak; Emily Odza, Coral Springs; Kevin Radcliffe, Miami; William Ragans III, Tallahassee; Chloe Walker, Live Oak; Shelby Willis, Tallahassee



Journal of the Senate

Number 7—Regular Session

Wednesday, March 27, 2019

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CALL TO ORDER

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

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

PRAYER

The following prayer was offered by Monsignor Thomas J. Skindeliski, St. Vincent Ferrer Catholic Church, Delray Beach:

Blessed are you, Lord God of the universe. You have made us in your image and likeness with great love and care. You are wonderful and are the consolation of many hearts. We thank you for the many blessings and gifts you constantly pour forth on us in this great State of Florida.

Today, we call upon you once again as we begin this legislative session. We seek your aid in using our collective wisdom as we deliberate the issues that truly affect the lives of our people. Grant us your wisdom to use prudently the talents with which you have blessed us. Open our minds to better understand the needs of those who have chosen us to serve them. Teach us how to craft laws that will better the lives of millions of people who are counting on our efforts to serve them well.

Let justice and peace be foremost in our minds as we endeavor to legislate in ways that will benefit all our people. Direct our efforts to preserve the life and liberty of all we represent, including the most vulnerable members of our society, especially the very young and the very old.

Help us to be respectful in our attitudes toward each other, to be diligent in our work, courteous in our speech, and humbly aware of your

presence when we debate those issues that affect our people. Encourage us in our struggle to be examples of integrity, honesty, and trust. Guard our minds and hearts from the power of the evildoer, especially when he tempts us to stray from your God-given direction.

Watch over and protect us and our families from all harm, especially when we are apart. As we pray for ourselves and our families, we ask you to look after the men and women of our state who are serving abroad in our armed forces. Return them safely to their loved ones as soon as possible. Grant us a sense of serious purpose in our work, so that we may not take our responsibilities and duties lightly; but teach us how to balance that with a sense of humor, so that we may not take ourselves too seriously.

Finally, gracious God, show us how to look upon the poor with compassion and mercy and to justly share with them the abundance of your blessings, especially in their time of need. May all of our actions reflect your goodness to us, and may we, in turn, reflect it toward those who have need of that goodness. All of this we ask of you, mighty God, who guides and governs all of us. Amen.

PLEDGE

Senate Pages, Parker Bevis of Tallahassee; Leighanna Goldman of Saint Johns; Katherine Gramling of Tampa; and Ameion Hamlet 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. Richard Tempel of Winter Garden, sponsored by Senator Bracy, as the doctor of the day. Dr. Tempel specializes in emergency medicine.

ADOPTION OF RESOLUTIONS

At the request of Senator Perry—

By Senator Perry—

SR 340—A resolution recognizing April 2019 as “Landscape Architecture Month” in Florida.

WHEREAS, landscape architecture encompasses the analysis, design, planning, management, and stewardship of the natural and built environment, and

WHEREAS, Floridians benefit from the licensed practice of landscape architecture, which assures the design of healthy, equitable, safe, and resilient public and private outdoor spaces, and

WHEREAS, landscape architects are responsible for protecting the public health by creating accessible spaces, such as public plazas, parks, schools, residential common areas, playgrounds, and trails that lead to active lifestyles and healthy communities, and

WHEREAS, landscape architects are also responsible for promoting public safety by applying land design skills, technical knowledge, and conservation techniques that ensure the safety of individuals and communities, and for protecting the public welfare by purposefully designing public and private spaces that provide economic, social, and environmental benefits for people of all ages and abilities to enjoy, and

WHEREAS, there are more than 1,200 landscape architects in Florida who are licensed by the Florida Board of Landscape Architecture through the Department of Business and Professional Regulation and have met the education, examination, and experience requirements imposed by the board, and

WHEREAS, science, technology, engineering, and mathematics (STEM) knowledge is at the core of the professional practice of landscape architecture and informs landscape architects as innovators, educators, researchers, and leaders who can solve the most pressing challenges facing Florida's communities, and

WHEREAS, landscape architects promote security and safety through transportation design and planning of multi-use transportation corridors that accommodate all users, including pedestrians, bicyclists, motorists, and people who use public transportation, including people with disabilities, while also protecting sidewalks, public plazas, and other vulnerable outdoor areas from potential attackers and security threats, and

WHEREAS, landscape architects are leaders in creating resilient and green infrastructure designs that address erosion and sediment control, stormwater management, and strategies to mitigate the effects of sea level rise and flood waters, thus allowing communities to better withstand and respond to severe weather events and lessening the need for state and local funds and resources in disaster-recovery efforts, and

WHEREAS, landscape architects are leaders in creating sustainable landscapes, helping to reduce water demand and energy consumption, conserve and restore natural resources, preserve wildlife habitats, improve air quality, and regulate climate, and

WHEREAS, landscape architects believe in and prioritize the fair treatment and meaningful involvement of all people regardless of race, national origin, education level, or income with regard to the development and implementation of public designs and plans, and

WHEREAS, Florida's economy benefits from licensed landscape architects through the creation of inviting and safe spaces for the public, residents, and tourists alike, while simultaneously protecting the environment and associated ecological systems, and

WHEREAS, the University of Florida and Florida International University have accredited landscape architecture programs, preparing students to be the next generation of leaders and innovators in landscape architecture in Florida, NOW, THEREFORE,

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

That April 2019 is recognized as "Landscape Architecture Month" in Florida.

—was introduced, read, and adopted by publication.

At the request of Senator Benacquisto—

By Senator Benacquisto—

SR 1336—A resolution to recognize the lifetime achievements of legendary tennis coach Nicholas J. "Nick" Bollettieri.

WHEREAS, Nicholas J. "Nick" Bollettieri, president emeritus of IMG Academy in Bradenton, is one of the most influential people in the world of tennis, and

WHEREAS, in 1978, Nick Bollettieri created the academy model of training and founded the Nick Bollettieri Tennis Academy (NBTA) in Florida, which was the first full-time tennis boarding school to combine intense training on the court with a custom-designed academic curriculum, and

WHEREAS, NBTA successfully blended technical and strategic on-court tennis training with specialized physical and mental conditioning, an approach that not only builds athletes on the court, but also prepares them for a successful life off the court, and

WHEREAS, Nick Bollettieri used this method to coach 10 No. 1 players who are household names in the sport — Agassi, Becker, Courier, Hingis, Jankovic, Rios, Seles, Sharapova, and Venus and

Serena Williams, as well as a multitude of other world-class players who include Nishikori, Haas, Kournikova, and Arias, and

WHEREAS, in 1987, Nick Bollettieri joined forces with IMG to turn NBTA into a multi-sport training facility known as IMG Academy, which spans 500 acres and trains more than 13,000 athletes from more than 75 countries annually, and

WHEREAS, IMG Academy is an economic force in Florida, bringing families to this great state, building businesses, and growing communities in and around Manatee County, and

WHEREAS, now, at age 87, Nick Bollettieri still gets up at 5 a.m. every day for a schedule of teaching, coaching, and overseeing the progress of numerous professional players, elite juniors, and academy groups, in addition to his traveling and public speaking, and

WHEREAS, honored with many tennis awards and accolades, Nick Bollettieri brings a passion, energy, and commitment to all he pursues, and he makes a special point to support programs for youth and charitable foundations that provide opportunities for less fortunate children, and

WHEREAS, through his work and his many accomplishments, Nick Bollettieri has proven that personal resilience, hard work, and a positive attitude form a winning foundation not only in tennis, but in life, NOW, THEREFORE,

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

That legendary tennis coach Nicholas J. "Nick" Bollettieri is recognized for his lifetime achievements.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to Nicholas J. "Nick" Bollettieri as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

SPECIAL GUESTS

Senator Benacquisto recognized legendary tennis coach Nicholas J. "Nick" Bollettieri, who was present in the gallery.

BILLS ON THIRD READING

SB 64—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 Gibson, **SB 64** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

SJR 74—A joint resolution proposing an amendment to Section 2 of Article XI of the State Constitution to require that any proposals to

revise the State Constitution, or any part thereof, filed by the Constitution Revision Commission be limited to a single subject.

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

That the following amendment to Section 2 of Article XI of the State Constitution is agreed to and shall be submitted to the electors of this state for approval or rejection at the next general election or at an earlier special election specifically authorized by law for that purpose:

ARTICLE XI
AMENDMENTS

SECTION 2. Revision commission.—

(a) Within thirty days before the convening of the 2037 ~~2017~~ regular session of the legislature, and each twentieth year thereafter, there shall be established a constitution revision commission composed of the following thirty-seven members:

- (1) the attorney general of the state;
- (2) fifteen members selected by the governor;
- (3) nine members selected by the speaker of the house of representatives and nine members selected by the president of the senate; and
- (4) three members selected by the chief justice of the supreme court of Florida with the advice of the justices.

(b) The governor shall designate one member of the commission as its chair. Vacancies in the membership of the commission shall be filled in the same manner as the original appointments.

(c) Each constitution revision commission shall convene at the call of its chair, adopt its rules of procedure, examine the constitution of the state, hold public hearings, and, not later than one hundred eighty days prior to the next general election, file with the custodian of state records its proposal, if any, of a revision of this constitution or any part thereof of it.

(d) Any proposal of a revision of this constitution, or any part thereof, filed by the constitution revision commission with the custodian of state records must embrace but one subject and matter directly connected therewith.

BE IT FURTHER RESOLVED that the following statement be placed on the ballot:

CONSTITUTIONAL AMENDMENT

ARTICLE XI, SECTION 2

ESTABLISHING SINGLE-SUBJECT LIMITATION FOR CONSTITUTION REVISION COMMISSION PROPOSALS.—Proposing an amendment to the State Constitution to require that any proposal of a revision to the State Constitution, or any part thereof, filed by the Constitution Revision Commission with the custodian of state records for placement on the ballot be limited to a single subject and matter directly connected to such subject.

—was read the third time by title.

On motion by Senator Bradley, **SJR 74** was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Bradley	Gainer
Albritton	Brandes	Gibson
Baxley	Braynon	Gruters
Bean	Broxson	Harrell
Benacquisto	Cruz	Hooper
Berman	Diaz	Hutson
Book	Farmer	Lee
Bracy	Flores	Mayfield

Montford	Rodriguez	Taddeo
Passidomo	Rouson	Thurston
Perry	Simmons	Torres
Pizzo	Simpson	Wright
Powell	Stargel	
Rader	Stewart	

Nays—None

INTRODUCTION OF FORMER SENATORS

The President recognized former Senators Nancy Detert, Sarasota County Commissioner; Charlie Justice, Pinellas County Commissioner; Alan Hays, Lake County Supervisor of Elections; and Lee Constantine, Seminole County Commissioner, who were present in the chamber.

CS for SB 142—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 create a building permit and inspection utilization report containing certain information and to post such report on their websites by a specified date; providing reporting requirements; providing an effective date.

—as amended March 21, was read the third time by title.

Pending further consideration of **CS for SB 142**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 127** was withdrawn from the Committees on Community Affairs; Innovation, Industry, and Technology; and Rules.

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

CS for HB 127—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 create building permit and inspection utilization reports and post the reports on their websites by a specified date; providing requirements for such governing bodies; providing reporting requirements; providing an effective date.

—a companion measure, was substituted for **CS for SB 142**, as amended, and read the second time by title.

On motion by Senator Perry, by two-thirds vote, **CS for HB 127** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

SB 186—A bill to be entitled An act relating to public records; transferring, renumbering, and amending s. 406.136, F.S.; defining the term “killing of a victim of mass violence”; expanding an existing exemption from public records requirements for a photograph or a video or audio recording held by an agency which depicts or records the killing of a law enforcement officer to include a photograph or a video or audio recording held by an agency which depicts or records the killing of a victim of mass violence; clarifying that a surviving spouse, parent, or adult child of the victim is not precluded from publicly releasing such photograph or video or audio recording; providing criminal penalties; providing retroactive applicability; providing for future legislative review and repeal of the exemption; conforming provisions to changes made by the act; providing a statement of public necessity; providing a directive to the Division of Law Revision; providing an effective date.

—as amended March 21, 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:

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

Amendment 1 (563584)—Delete lines 38-47 and insert:

b. “Killing of a victim of mass violence” means events that depict either a victim being killed or the body of a victim killed in an incident in which three or more persons, not including the perpetrator, are killed by the perpetrator of an intentional act of violence. For purposes of this definition, the term “perpetrator” does not include a public official or a public employee acting within the scope of his or her duties or under color of office at the time of the killing.

On motion by Senator Lee, SB 186, as amended, was passed by the required constitutional two-thirds vote of the members present and voting, ordered engrossed, and certified to the House. The vote on passage was:

Yeas—40

Table with 3 columns: Mr. President, Farmer, Powell, Albritton, Flores, Rader, Baxley, Gainer, Rodriguez, Bean, Gibson, Rouson, Benacquisto, Gruters, Simmons, Berman, Harrell, Simpson, Book, Hooper, Stargel, Bracy, Hutson, Stewart, Bradley, Lee, Taddeo, Brandes, Mayfield, Thurston, Braynon, Montford, Torres, Broxson, Passidomo, Wright, Cruz, Perry, Diaz, Pizzo

Nays—None

SPECIAL GUESTS

The President recognized his mother, Betty Galvano, who was present in the gallery.

CS for CS for CS for SB 248—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; expanding exemptions from public records requirements for agency personnel information by defining the term “home addresses” for purposes of public records exemptions for personal identifying and location information of certain agency personnel and their family members; exempting personal identifying and location information of active or former civilian personnel employed by a law enforcement agency, and of spouses and children of such personnel, from public records requirements; authorizing certain persons to request the release of exempt information in a specified manner; requiring a custodial agency to release such information upon receipt of such a request; providing for retroactive application; provid-

ing for legislative review and repeal of the exemptions; providing statements of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Hooper, CS for CS for CS for SB 248 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—39

Table with 3 columns: Mr. President, Farmer, Pizzo, Albritton, Flores, Powell, Baxley, Gainer, Rader, Bean, Gibson, Rodriguez, Benacquisto, Gruters, Rouson, Book, Harrell, Simmons, Bracy, Hooper, Simpson, Bradley, Hutson, Stargel, Brandes, Lee, Stewart, Braynon, Mayfield, Taddeo, Broxson, Montford, Thurston, Cruz, Passidomo, Torres, Diaz, Perry, Wright

Nays—1

Berman

SB 7002—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 381.82, F.S., relating to an exemption from the public records and meeting requirements for applications provided to the Alzheimer’s Disease Research Grant Advisory Board within the Department of Health and the review of such applications; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title.

Pending further consideration of SB 7002, pursuant to Rule 3.11(3), there being no objection, HB 7003 was withdrawn from the Committees on Health Policy; Governmental Oversight and Accountability; and Rules.

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

HB 7003—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 381.82, F.S., which provides an exemption from public records and meeting requirements for applications provided to the Alzheimer’s Disease Research Grant Advisory Board within the Department of Health and the review of such applications; 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.

On motion by Senator Harrell, by two-thirds vote, HB 7003 was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Table with 3 columns: Mr. President, Broxson, Lee, Albritton, Cruz, Mayfield, Baxley, Diaz, Montford, Bean, Farmer, Passidomo, Benacquisto, Flores, Pizzo, Berman, Gainer, Powell, Book, Gibson, Rader, Bracy, Gruters, Rodriguez, Bradley, Harrell, Rouson, Brandes, Hooper, Simmons, Braynon, Hutson

Simpson	Taddeo	Wright
Stargel	Thurston	
Stewart	Torres	

Nays—None

SB 7004—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 the public records requirements for personal identifying and location information and photographs of certain Department of Health personnel; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title.

Pending further consideration of **SB 7004**, pursuant to Rule 3.11(3), there being no objection, **HB 7009** was withdrawn from the Committees on Health Policy; Governmental Oversight and Accountability; and Rules.

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

HB 7009—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 record requirements for certain personal identifying and location information of specified personnel of the Department of Health, and the spouses and children thereof; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **SB 7004** and read the second time by title.

On motion by Senator Harrell, by two-thirds vote, **HB 7009** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

CS for SB 7014—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.; revising definitions and defining the terms "abuse," "fraud," and "waste"; 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. 11.47, F.S.; specifying that any person who willfully fails or refuses to provide access to an employee, officer, or agent of an entity under audit is subject to a penalty; 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 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. 218.31, F.S.; revising the definition of the term "financial audit"; amending s. 218.32, F.S.; authorizing the Department of Financial Services to request additional information from a local governmental entity in preparation of an annual report; 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. 218.391, F.S.; revising membership, and restrictions thereof, for an auditor selection committee; prescribing requirements and procedures for selecting an auditor if certain conditions exist; amending s. 373.536, F.S.; deleting obsolete language; requiring water management districts to maintain certain budget documents on the districts' websites for specified periods; 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; creating ss. 1012.8551 and 1012.915, F.S.; specifying applicable standards as to employee background screening and investigations of Florida College System and State University System personnel, respectively; amending s. 218.503, F.S.; conforming provisions and cross-references to changes made by the act; providing a declaration of important state interest; providing an effective date.

—was read the third time by title.

On motion by Senator Hooper, **CS for SB 7014** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

SPECIAL ORDER CALENDAR

On motion by Senator Bean—

CS for CS for SB 96—A bill to be entitled An act relating to police, fire, and search and rescue dogs and police horses; amending s. 843.19, F.S.; revising the defined terms "police dog" to "police canine," "fire dog" to "fire canine," and "SAR dog" to "SAR canine"; expanding the definitions of the terms "police canine" and "SAR canine" to include any canine that is owned, or the service of which is employed, by a correctional agency; increasing the penalty for intentionally and knowingly causing

great bodily harm, permanent disability, or death to, or using a deadly weapon upon, police canines or horses, fire canines, or SAR canines; amending s. 767.16, F.S.; revising the term “dog” to “canine” to conform to changes made by the act; amending s. 921.0022, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 96** was placed on the calendar of Bills on Third Reading.

On motion by Senator Book—

CS for SB 160—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; prohibiting a person from knowingly having in his or her possession, custody, or control an obscene, child-like sex doll without the intent to commit certain actions; 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, 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 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.

On motion by Senator Perry—

SB 310—A bill to be entitled An act relating to off-highway vehicles; amending ss. 261.03 and 317.0003, F.S.; redefining the terms “ATV” and “ROV” to increase the authorized width and dry weight of such vehicles; amending s. 316.2074, F.S.; redefining the term “all-terrain vehicle” to increase the authorized width and dry weight of the vehicle; reenacting s. 316.2123(1), F.S., relating to the operation of an ATV on certain roadways; reenacting s. 316.21265(1), F.S., relating to the use of certain vehicles by law enforcement agencies; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 310** was placed on the calendar of Bills on Third Reading.

SPECIAL GUESTS

Senator Perry recognized his wife, Amy, who was present in the gallery. They recently celebrated their twenty-fifth wedding anniversary.

On motion by Senator Powell—

CS for CS for CS for SB 462—A bill to be entitled An act relating to judicial process; amending s. 48.23, F.S.; providing that a person who acquires for value a lien on property during the course of specified legal actions takes such lien free of claims in certain circumstances; revising provisions relating to time requirements for intervention in certain proceedings; specifying the effect of a valid, recorded notice of lis pendens in certain circumstances involving a judicial sale; providing applicability; 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.; re-

vising 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 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. 316.29545, F.S.; exempting certified process servers from certain window sun-screening restrictions; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for SB 462** was placed on the calendar of Bills on Third Reading.

On motion by Senator Lee—

SB 7034—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 316.0777, F.S., which provides a public records exemption for certain images and data obtained through the use of an automated license plate recognition system and for personal identifying information of an individual in data generated from such images; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7034** was placed on the calendar of Bills on Third Reading.

On motion by Senator Lee—

SB 7036—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 338.155, F.S., which provides an exemption from public records requirements for personal identifying information held by the Department of Transportation, a county, a municipality, or an expressway authority for certain purposes; deleting the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7036** was placed on the calendar of Bills on Third Reading.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Albritton, by unanimous consent, **CS for SB 1088** was withdrawn from the committees of reference and further consideration.

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, April 3, 2019:

- The deadline for filing main amendments to **SB 2500** and **SB 2502** was set for 1:30 p.m., Monday, April 1, 2019.
- The deadline for filing adhering amendments and substitute amendments to **SB 2500** and **SB 2502** was set for 1:30 p.m., Tuesday, April 2, 2019.
- All amendments to the General Appropriations Bill must be balanced as explained.

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, March 27, 2019: CS for CS for SB 96, CS for SB 160, SB 310, CS for CS for CS for SB 462, SB 7034, SB 7036.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Kathleen Passidomo, Majority Leader
Audrey Gibson, Minority Leader

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 524

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

The Committee on Community Affairs recommends the following pass: SB 658

The Committee on Environment and Natural Resources recommends the following pass: SB 1502

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 1570

The bills contained in the foregoing reports were referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.

The Committee on Education recommends the following pass: SB 1132; SB 1456; SB 1472

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

The Committee on Infrastructure and Security recommends the following pass: SB 476

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

The Committee on Infrastructure and Security recommends the following pass: SB 1440

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

The Committee on Innovation, Industry, and Technology recommends the following pass: SB 7064

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

The Committee on Community Affairs recommends the following pass: SB 1616

The Committee on Ethics and Elections recommends the following pass: SB 582

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 1494

The bill was referred to the Committee on Infrastructure and Security under the original reference.

The Committee on Education recommends the following pass: SB 1120

The Special Master on Claim Bills submitted a report for: SB 38; SB 200

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 1462

The Committee on Environment and Natural Resources recommends the following pass: SB 436

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 24; CS for SB 42; CS for SB 196; SB 702

The Committee on Innovation, Industry, and Technology recommends the following pass: SB 902; SB 1128

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

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: CS for CS for SB 452; SB 7040; SB 7042

The Committee on Military and Veterans Affairs and Space recommends a committee substitute for the following: SB 442

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 Education recommends committee substitutes for the following: SB 296; SB 1470

The Committee on Innovation, Industry, and Technology recommends a committee substitute for the following: SB 1118

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Education under the original reference.

The Committee on Health Policy recommends a committee substitute for the following: SB 1528

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1690

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1476

The Committee on Environment and Natural Resources recommends committee substitutes for the following: SB 816; SB 1500

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 Banking and Insurance recommends a committee substitute for the following: SB 874

The Committee on Community Affairs recommends a committee substitute for the following: SB 564

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Finance and Tax under the original reference.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 418

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 1792

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

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1704

The bill with committee substitute attached was referred to the Committee on Innovation, Industry, and Technology under the original reference.

The Committee on Banking and Insurance recommends committee substitutes for the following: SB 772; SB 1034

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

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: CS for SB 450

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 Innovation, Industry, and Technology recommends that the Senate confirm the following appointment made by the Governor:

Office and Appointment

Secretary of the Department of the Lottery

Appointee: Poppell, James "Jim" W.

For Term Ending

Pleasure of Governor

The appointment was referred to the Committee on Ethics and Elections under the original reference.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By the Committee on Criminal Justice—

SB 7086—A bill to be entitled An act relating to voting rights restoration; amending ss. 97.052, 97.053, and 98.045, F.S.; revising terminology regarding voting rights restoration to conform to the State Constitution; amending s. 98.075, F.S.; revising terminology regarding voting rights restoration to conform to the State Constitution; requiring the supervisor of elections of the county in which an ineligible voter is

registered to notify the voter of instructions for seeking restoration of voting rights pursuant to s. 4, Art. VI of the State Constitution, in addition to restoration of civil rights pursuant to s. 8, Art. IV of the State Constitution; creating s. 98.0751, F.S.; requiring the voting disqualification of certain felons to be removed and voting rights restored pursuant to s. 4, Art. VI of the State Constitution; providing that the voting disqualification arising from specified felony offenses is not removed unless a person's civil rights are restored through the clemency process pursuant to s. 8, Art. IV of the State Constitution; providing definitions; amending s. 940.061, F.S.; requiring the Department of Corrections to inform inmates and offenders of voting rights restoration pursuant to s. 4, Art. VI of the State Constitution, in addition to executive clemency and civil rights restoration; amending s. 944.292, F.S.; conforming a provision regarding the suspension of civil rights; amending s. 944.705, F.S.; requiring the Department of Corrections to include notification of all outstanding terms of sentence in an inmate's release documents; providing an exception to the notification requirement for inmates who are released to any type of supervision monitored by the department; creating s. 948.041, F.S.; requiring the department, upon the termination of an offender's term of probation or community control, to provide written notification to the offender of all outstanding terms of sentence; amending s. 951.29, F.S.; requiring each county detention facility to provide information on the restoration of voting rights pursuant to s. 4, Art. VI of the State Constitution to certain prisoners; requiring each county detention facility to provide written notification to certain prisoners of all outstanding terms of sentence upon release; creating the Restoration of Voting Rights Work Group within the Department of State; specifying membership of the work group; establishing the manner of appointments and the terms of membership; prescribing the duties of the work group; requiring the work group to submit a report to the Legislature by a specified date; providing for staffing; authorizing reimbursement for per diem and travel expenses; providing for expiration of the work group; providing an effective date.

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

By the Committee on Agriculture—

SB 7088—A bill to be entitled An act relating to fees; amending s. 581.217, F.S.; requiring applicants seeking to participate or renew registration in the state hemp program to submit with their application a fee to be specified by rule of the Department of Agriculture and Consumer Services; limiting the amount of the fee; authorizing the department to waive registration fees by rule; requiring fee proceeds to be deposited in a specified trust fund for the administration of the state hemp program; providing a contingent effective date.

—was referred to the Committee on Appropriations.

COMMITTEE SUBSTITUTES

FIRST READING

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

CS for SB 418—A bill to be entitled An act relating to essential health benefits under health plans; defining the terms "EHB-benchmark plan" and "office"; requiring the Office of Insurance Regulation to conduct a study evaluating this state's current benchmark plan for essential health benefits under the federal Patient Protection and Affordable Care Act (PPACA) and options for changing the benchmark plan for future plan years; requiring the office, in conducting the study, to consider plans and certain benefits used by other states and compare costs with those of this state; requiring the office to solicit and consider proposed health plans from health insurers and health maintenance organizations in developing recommendations; requiring the office, by a certain date, to provide a report with certain recommendations and a certain analysis to the Governor and the Legislature; providing that health plans created by health insurers and health maintenance organizations may be submitted to the office for certain purposes; creating s. 627.443, F.S.; defining the terms "EHB-benchmark plan" and "PPACA"; authorizing health insurers and health maintenance organizations to create new health insurance policies and health maintenance contracts meeting certain criteria for essential health benefits under PPACA; providing that such criteria may be met by certain means; providing construction; providing that such policies and contracts created by

health insurers and health maintenance organizations may be submitted to the office for certain purposes; providing an effective date.

By the Committee on Community Affairs; and Senator Lee—

CS for SB 1730—A bill to be entitled An act relating to community development and housing; amending s. 125.01055, F.S.; prohibiting a county from adopting or imposing a requirement in any form relating to affordable housing which has specified effects; providing construction; amending s. 125.022, F.S.; requiring that a county review the application for completeness and issue a certain letter within a specified period after receiving an application for approval of a development permit or development order; providing procedures for addressing deficiencies in, and for approving or denying, the application; conforming provisions to changes made by the act; defining the term “development order”; amending s. 163.3180, F.S.; requiring a local government to credit certain contributions, constructions, expansions, or payments toward any other impact fee or exaction imposed by local ordinance for public educational facilities; providing requirements for the basis of the credit; amending s. 163.31801, F.S.; adding minimum conditions that certain impact fees must satisfy; requiring that, under certain circumstances, a holder of certain impact fee or mobility fee credits receive the full value of the credits as of the date they were first established based on the impact fee or mobility fee rate that was in effect on such date; providing that the government, in certain actions, has the burden of proving by a preponderance of the evidence that the imposition or amount of impact fees or required dollar-for-dollar credits for the payment of impact fees meets certain requirements; prohibiting the court from using a deferential standard for the benefit of the government; providing applicability; authorizing a county, municipality, or special district to provide an exception or waiver for an impact fee for the development or con-

struction of housing that is affordable; providing that if a county, municipality, or special district provides such an exception or waiver, it is not required to use any revenues to offset the impact; amending s. 166.033, F.S.; requiring that a municipality review the application for completeness and issue a certain letter within a specified period after receiving an application for approval of a development permit or development order; providing procedures for addressing deficiencies in, and for approving or denying, the application; conforming provisions to changes made by the act; defining the term “development order”; amending s. 166.04151, F.S.; prohibiting a municipality from adopting or imposing a requirement in any form relating to affordable housing which has specified effects; providing construction; amending s. 494.001, F.S.; revising the definition of the term “mortgage loan”; providing an effective date.

CORRECTION AND APPROVAL OF JOURNAL

The Journals of March 21 and March 26 were corrected and approved.

CO-INTRODUCERS

Senators Braynon—CS for SB 526; Diaz—SB 7070; Hooper—CS for SB 526; Perry—CS for SB 526; Rouson—CS for SB 670

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 11:16 a.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 1:30 p.m., Thursday, March 28 or upon call of the President.



Journal of the Senate

Number 8—Regular Session

Tuesday, April 2, 2019

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REPORTS OF COMMITTEES

The Committee on Banking and Insurance recommends the following pass: CS for SB 1052

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 358

The Committee on Health Policy recommends the following pass: SB 572

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 1630

The bill was referred to the Appropriations Subcommittee on Criminal and Civil Justice under the original reference.

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 1306

The bill was referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Health Policy recommends the following pass: SB 1280

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 1208

The Committee on Environment and Natural Resources recommends the following pass: SB 1172

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: CS for SB 1174; SB 1338

The Committee on Governmental Oversight and Accountability recommends the following pass: SB 342; CS for SB 600; SB 742; SB 746; CS for SB 838; CS for SB 1428; SB 1612

The Committee on Health Policy recommends the following pass: CS for SB 418; CS for SB 1520

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 72; SB 144; CS for CS for SB 234; SB 320; CS for SB 532; SB 596; SB 7016; SB 7022

The bills were placed on the Calendar.

The Committee on Education recommends a committee substitute for the following: CS for SB 1080

The Committee on Infrastructure and Security recommends a committee substitute for the following: SB 7030

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 Agriculture recommends a committee substitute for the following: SB 1646

The Committee on Environment and Natural Resources recommends a committee substitute for the following: SB 1022

The bills with committee substitute attached contained in the foregoing reports were referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.

The Committee on Education recommends a committee substitute for the following: SB 1284

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Education under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 634

The Committee on Health Policy recommends committee substitutes for the following: SB 884; SB 1518; SB 1712

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 Community Affairs recommends a committee substitute for the following: SB 1054

The Committee on Infrastructure and Security recommends committee substitutes for the following: SB 542; SB 676

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 892

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 Military and Veterans Affairs and Space recommends a committee substitute for the following: SB 1222

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 1420

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

The Committee on Criminal Justice recommends a committee substitute for the following: SB 668

The Committee on Environment and Natural Resources recommends a committee substitute for the following: SB 1666

The Committee on Innovation, Industry, and Technology 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 Community Affairs under the original reference.

The Committee on Judiciary recommends a committee substitute for the following: SB 760

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

The Committee on Community Affairs recommends committee substitutes for the following: CS for SB 1000; SB 1040

The bills with committee substitute attached were referred to the Committee on Finance and Tax under the original reference.

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1418

The Committee on Education recommends a committee substitute for the following: SB 1224

The Committee on Judiciary recommends committee substitutes for the following: SB 38; SB 200

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 Environment and Natural Resources recommends a committee substitute for the following: SB 628

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

The Committee on Community Affairs recommends a committee substitute for the following: SB 428

The Committee on Health Policy recommends a committee substitute for the following: SB 630

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 Agriculture recommends a committee substitute for the following: SB 1020

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1252

The Committee on Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1154

The Committee on Criminal Justice recommends a committee substitute for the following: SB 1656

The Committee on Education recommends a committee substitute for the following: SB 354

The Committee on Infrastructure and Security recommends a committee substitute for the following: CS for SB 766

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: CS for SB 252; CS for SB 366; SB 592; SB 7024

The bills with committee substitute attached were placed on the Calendar.

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Children, Families, and Elder Affairs recommends that the Senate confirm the following appointments made by the Governor:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Director, Agency for Persons with Disabilities	
Appointee: Palmer, Barbara Jo	Pleasure of Governor
Secretary of Elderly Affairs	
Appointee: Prudom, Richard	Pleasure of Governor

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: Jones, Peter D.	12/12/2020

The Committee on Innovation, Industry, and Technology 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: Brown, Julie I.	01/01/2023
Clark, Gary F.	01/01/2023

The appointments were referred to the Committee on Ethics and Elections 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, 2019, and ending June 30, 2020, and supplemental appropriations for the period ending June 30, 2019, 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 2019-2020 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. 1001.292, F.S.; deleting a provision providing for the carrying forward of undisbursed funds allocated for the Schools of Hope Revolving Loan Program; amending s. 1002.333, F.S.; deleting the authorization for a traditional public school to receive funds from the Schools of Hope Program; deleting a requirement for the State Board of Education to provide awards and annually report certain information; deleting a provision providing for the carrying forward of undisbursed funds allocated for the Schools of Hope Program; providing for the expiration and reversion of specified statutory text; creating part VII of ch. 1003, F.S., consisting of s. 1003.64, F.S., entitled “Public School Innovation”; providing legislative intent; creating the Community School Grant Program within the Department of Education; providing the purpose of the program; defining terms; specifying criteria for a community school; requiring community schools to designate a community school program director; providing duties of community school program directors; establishing the Center for Community Schools within the University of Central Florida; requiring that the center be headed by a director, and providing duties thereof; prescribing reporting requirements as to community school program directors, the center director, and the Commissioner of Education, respectively; amending s. 1008.33, F.S.; modifying components of a district-managed turnaround plan; providing for the expiration and reversion of specified statutory text; amending s. 1009.215, F.S.; revising the academic terms in which certain students are eligible to receive Bright Futures Scholarships; providing that such students may receive scholarships for the fall term for specified coursework under certain circumstances; providing for the expiration and reversion of specified statutory text; amending s. 1011.62, F.S.; modifying the manner by which the virtual education contribution is calculated; removing a requirement that the total allocation for the federally connected student supplement be prorated under certain circumstances; revising the distribution formula for a certain portion of the safe schools allocation; deleting obsolete language; extending for 1 fiscal year provisions governing the funding compression allocation; creating the Florida Best and Brightest Teacher and Principal Allocation; specifying the purpose of the allocation; specifying the manner by which funding is provided for the allocation; prescribing award amounts; creating the turnaround school supplemental services

allocation; specifying the purpose of the allocation; specifying types of services that may be funded from the allocation; requiring a school district to develop and submit a plan to its school board before distribution of the allocation; prescribing minimum requirements of the school district’s plan; requiring each school district to annually submit approved plans to the Commissioner of Education by a specified date; specifying the basis for each school district’s funding allocation; providing for a school’s continued eligibility for funding; providing for the expiration and reversion of specified statutory text; amending s. 1011.80, F.S.; removing a limitation on the maximum amount of funding that may be appropriated for performance funding relating to funds for the operation of workforce education programs; amending s. 1011.81, F.S.; removing a limitation on the maximum amount of funding that may be appropriated for performance funding relating to industry certifications for Florida College System institutions; providing for the expiration and reversion of specified statutory text; amending s. 1012.731, F.S.; renaming the Florida Best and Brightest Teacher Scholarship Program as the Florida Best and Brightest Teacher Program; revising legislative intent relating to the program; deleting authority for the Department of Education to administer the program; specifying the funding source for the program; providing for recruitment, retention, and bonus awards; providing eligibility requirements; deleting a requirement for school districts to submit certain information to the department; deleting a requirement for the department to disburse scholarship funds to certain school districts; deleting a requirement that school districts award specified scholarships; deleting a definition; amending s. 1012.732, F.S.; renaming the Florida Best and Brightest Principal Scholarship Program as the Florida Best and Brightest Principal Program; revising legislative intent relating to the program; deleting authority for the Department of Education to administer the program; specifying the funding source for the program; providing eligibility requirements; deleting a requirement for the department to identify eligible school principals and disburse funds; deleting a requirement for school districts to award scholarships to specified school principals; deleting a requirement for school districts to provide certain principals with additional authority and responsibilities; deleting a definition; providing for the expiration and reversion of specified statutory text; amending s. 1013.62, F.S.; revising the manner by which charter schools capital outlay funding is appropriated; providing for the expiration and reversion of specified statutory text; incorporating by reference certain calculations for 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 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; re-enacting s. 409.908(23), F.S., relating to the reimbursement of Medicaid providers; 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 eliminate the Medicaid retroactive eligibility period to ensure that the elimination becomes effective by a certain date; amending s. 893.055, F.S.; extending for 1 fiscal year a provision 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.; 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 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; 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; authorizing the Agency for Health Care Administration to submit a budget amendment to realign Medicaid funding for specified purposes, subject to certain limitations; amending s. 381.986, F.S.; extending for 1 fiscal year an exemption from legislative rule ratification requirements for rules pertaining to the medical use of marijuana; amending s. 381.988, F.S.; extending for 1 fiscal year an exemption from legislative rule ratification requirements for rules pertaining to medical marijuana testing laboratories; amending s. 383.14, F.S.; requiring the

Department of Health to integrate screening for spinal muscular atrophy into the newborn screening testing panel; amending s. 28, ch. 2016-65, Laws of Florida; authorizing the contracted not-for-profit organization providing elderly services in Northeast Florida to serve individuals in additional counties; authorizing the Department of Children and Families to submit a budget amendment to realign funding for implementation of the Guardianship Assistance Program; requiring the Department of Children and Families to establish a formula for the distribution of funds to implement the Guardianship Assistance Program; amending s. 409.991, F.S.; redefining the term "core services funds" to include funds appropriated for the Guardianship Assistance Program; amending s. 296.37, F.S.; extending for 1 fiscal year a provision specifying the monthly contribution to residents of a state veterans' nursing home; creating the Task Force on the Criminal Punishment Code adjunct to the Department of Legal Affairs; providing a legislative finding; specifying the task force's purpose; requiring that the task force analyze best practices; providing for membership of the task force and the filling of any vacancies; providing meeting requirements; providing for staff support; requiring specified governmental entities to provide certain information and support services upon request of the Attorney General; providing for reimbursement of per diem and travel expenses; prescribing reporting requirements; providing for dissolution of the task force; 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; requiring the Department of Juvenile Justice to review county juvenile detention payments to determine whether a 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 to comply with bond covenants; requiring the Department of Revenue to notify the Department of Juvenile Justice if bond payment requirements mandate 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. 27.40, F.S.; revising conditions under which the office of criminal conflict and civil regional counsel may be appointed to represent certain persons; revising circumstances under which private counsel may be appointed; making a conforming change; requiring inclusion of a specified statement on uniform contracts and forms used for private court-appointed counsel; modifying requirements for the notice of appearance filed by a court-appointed attorney; modifying conditions under which a private attorney is entitled to payment; providing that the flat fee for compensation of private court-appointed counsel is presumed to be sufficient; providing that certain records and documents maintained by the court-appointed attorney are subject to audit by the Auditor General; requiring the Justice Administrative Commission to review such records and documents before authorizing payment to the court-appointed attorney; providing a rebuttable presumption for certain objections made by or on behalf of the Justice Administrative Commission; revising the presumption in favor of the commission regarding a court-appointed attorney's waiver of the right to seek compensation in excess of the flat fee; providing for the expiration and reversion of specified statutory text; amending s. 27.5304, F.S.; providing a rebuttable presumption for certain objections made by or on behalf of the Justice Administrative Commission at the evidentiary hearing regarding the private court-appointed counsel's compensation; increasing the length of time before the hearing that certain documents must be served on the commission; authorizing the commission to appear in person or telephonically at such hearing; establishing certain limitations on compensation for private court-appointed counsel for the 2019-2020 fiscal year; conforming provisions to changes made by the act; providing for the expiration and reversion of specified statutory text; specifying that clerks of the circuit court are responsible for certain costs related to juries which exceed a certain funding level; reenacting s. 318.18(19)(c), F.S., relating to penalty amounts for traffic infractions; extending for 1 fiscal year the redirection of revenues from the Public Defenders Revenue Trust Fund to the Indigent Criminal Defense Trust

Fund; reenacting s. 817.568(12)(b), F.S., relating to the criminal use of personal identification information; extending for 1 fiscal year the redirection of revenues from the Public Defenders Revenue Trust Fund to the Indigent Criminal Defense Trust Fund; providing for the expiration and reversion of specified statutory text; authorizing a Supreme Court Justice to designate an alternate facility as his or her official headquarters for purposes of travel reimbursement; specifying expenses for which a justice may be reimbursed; requiring the Chief Justice to coordinate with an affected justice and other appropriate officials with respect to implementation; providing 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 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; transferring specified entities within the Agency for State Technology to the Department of Management Services by a type two transfer; amending s. 112.061, F.S.; authorizing the Lieutenant Governor to designate an alternative official headquarters if certain conditions are met; specifying restrictions and limitations; specifying eligibility for the subsistence allowance and the reimbursement of transportation expenses, and providing for the payment thereof; amending s. 20.22, F.S.; extending for 1 fiscal year a provision requiring the Department of Management Services to provide certain financial management oversight to the Agency for State Technology; amending s. 20.255, F.S.; extending for 1 fiscal year a provision designating the Department of Environmental Protection as the lead executive branch agency regarding geospatial data; amending s. 20.61, F.S.; providing exceptions to the requirement that the Agency for State Technology is not subject to control, supervision, or direction by the Department of Management Services; prescribing duties and responsibilities of the agency's strategic planning coordinators; providing qualifications for the chief data center operations officer; removing the position of chief technology officer; providing for the expiration and reversion of specified statutory text; reenacting s. 282.0041(5), (20), and (28), F.S., relating to definitions for ch. 282, F.S.; reenacting s. 282.0051(11), F.S., relating to the powers, duties, and functions of the Agency for State Technology; reenacting s. 282.201(2)(d), F.S., relating to the state data center; providing for the expiration and reversion of specified statutory text; amending s. 409.2567, F.S.; modifying the federally required application fee for public assistance to conform to federal law; providing for the 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 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 a deadline 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; 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; reenacting s. 373.470(6)(a), F.S., relating to Everglades restoration; extending for 1 fiscal year a provision regarding Save Our Everglades Trust Fund distributions to the South Florida Water Management District; providing for the 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.; providing for the distribution of proceeds from the Florida Forever Trust Fund for the 2019-2020 fiscal year; amending s. 206.9935, F.S.; providing for the transfer of a specified sum from the Inland Protection Trust Fund to the Water Protection and Sustainability Program Trust Fund for certain purposes; amending s. 373.707, F.S.; requiring water management districts and basin boards to match certain state funds allocated for alternative water supply projects; deleting a provision requiring a water management district to include certain information in its budget submission; providing for the expiration and reversion of specified statutory text; amending s. 321.04, F.S.; requiring the Department of Highway Safety and Motor Vehicles to assign one or more patrol officers to the office of Lieutenant Governor for security purposes, upon request of the Governor; extending for 1 fiscal year the requirement that the Department of Highway Safety and Motor Vehicles assign a patrol officer to a Cabinet member under certain circumstances; 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; amending s. 339.135, F.S.; authorizing the chair and vice chair of the Legislative Budget Commission to approve the Department of Transportation's budget amendment under specified circumstances; amending s. 339.2818, F.S.; authorizing certain counties and municipalities to compete for additional funds for specified purposes related to Hurricane Michael recovery; amending s. 216.292, F.S.; extending for 1 fiscal year a provision prescribing requirements for the review of certain transfers of appropriations; requiring the Department of Management Services to maintain and offer the same health insurance options for participants of the State Group Health Insurance Program for the 2019-2020 fiscal year as for the preceding fiscal year; 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 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; 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 appropriation; 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).

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Judiciary; Innovation, Industry, and Technology; and Infrastructure and Security; and Senators Simpson, Passidomo, Hooper, Mayfield, Book, Rouson, Berman, Perry, Taddeo, and Cruz—

CS for CS for CS for SB 76—A bill to be entitled An act relating to texting while driving; amending s. 316.305, F.S.; revising legislative intent; authorizing law enforcement officers, during a specified time-frame, to stop motor vehicles to issue verbal or written warnings to persons who are texting while driving; specifying the purpose for such stops; repealing the authorization as of a specified date; authorizing law enforcement officers, after a specified date, to stop motor vehicles and issue citations to persons who are texting while driving; adding a circumstance under which a wireless communications device user's billing records or related testimony or statements may be admissible as evidence in certain proceedings; providing penalties; authorizing participation in a distracted driving safety program in lieu of the specified penalties for first-time offenders; requiring the deposit of related fines into the Emergency Medical Services Trust Fund; deleting a provision requiring that enforcement be accomplished only as a secondary action; authorizing the Department of Highway Safety and Motor Vehicles, in consultation with the Department of Transportation, to implement a statewide safety and public awareness campaign; authorizing the Department of Highway Safety and Motor Vehicles to use certain messaging to implement the campaign; authorizing the department to contract with certain entities for certain purposes; providing effective dates.

By the Committees on Appropriations; and Infrastructure and Security; and Senator Flores—

CS for CS for SB 252—A bill to be entitled An act relating to driver license, identification card, and motor vehicle registration applications; amending s. 320.02, F.S.; deleting a requirement that the application form for motor vehicle registration and renewal of registration include language permitting a voluntary contribution to the Auto Club Group Traffic Safety Foundation; requiring that such application form include language permitting a voluntary contribution to the Live Like Bella Childhood Cancer Foundation; requiring that the Department of Highway Safety and Motor Vehicles distribute such contributions to the Live Like Bella Childhood Cancer Foundation; amending s. 322.08, F.S., deleting a requirement that the application form for a driver license or identification card include language permitting a voluntary contribution to the Auto Club Group Traffic Safety Foundation; providing an effective date.

By the Committee on Education; and Senator Montford—

CS for SB 296—A bill to be entitled An act relating to district millage elections; amending s. 1011.71, F.S.; increasing the maximum number of years for which a specified millage may be levied; deleting obsolete language; amending s. 1011.73, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Education; and Senator Montford—

CS for SB 354—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; establishing that a certain student who obtains a vaccination from a Florida college or university student health center may refuse to be included in the immunization registry; providing requirements for electronic availability of, rather than transfer of, immunization records; requiring certain health care practitioners to report data to the immunization registry; authorizing the department to adopt rules; amending s. 1003.22, F.S.; revising school-entry health requirements to require students to have a certificate of immunization on file with the department's immunization registry; providing an effective date.

By the Committees on Appropriations; and Health Policy; and Senators Braynon, Pizzo, and Book—

CS for CS for SB 366—A bill to be entitled An act relating to infectious disease elimination programs; providing a short title; amending s. 381.0038, F.S.; providing that a county commission may authorize a sterile needle and syringe exchange program; defining the term “exchange program”; prohibiting the establishment of an exchange program under certain conditions; providing requirements for establishing an exchange program; specifying entities that may operate an exchange program; requiring the development of an oversight and accountability system for certain purposes; specifying requirements for exchange programs; requiring the collection of data and submission of reports; authorizing the Department of Health to adopt certain rules; providing for immunity from civil liability, under certain circumstances; authorizing sources of funding for exchange programs; authorizing the continuation of a specified pilot project under certain circumstances; providing severability; providing an effective date.

By the Committee on Community Affairs; and Senator Perry—

CS for SB 428—A bill to be entitled An act relating to growth management; amending s. 163.3167, F.S.; requiring certain comprehensive plans to recognize the terms of existing development orders; amending s. 163.3177, F.S.; requiring a local government’s comprehensive plan to include a property rights element; providing a statement of rights that a local government may use; requiring each local government to adopt a property rights element by a specified date; providing that a local government’s property rights element may not conflict with the statutorily provided statement of rights; amending s. 163.3202, F.S.; requiring local land development regulations to provide for certain existing development orders; providing an effective date.

By the Committee on Military and Veterans Affairs and Space; and Senators Lee, Broxson, Cruz, Mayfield, and Diaz—

CS for SB 442—A bill to be entitled An act relating to postsecondary education for certain military personnel; amending s. 1004.096, F.S.; requiring the Board of Governors and State Board of Education, in consultation with the Department of Veterans’ Affairs, to create a uniform system for the award of postsecondary credit to certain servicemembers and veterans of the United States Armed Forces; requiring the Articulation Coordinating Committee to convene a workgroup by a specified date; providing membership and duties of the workgroup; providing administrative support for the workgroup; requiring the workgroup to provide recommendations to the Board of Governors and State Board of Education by a specified date; requiring the Articulation Coordinating Committee to review and identify military experience and credentials for postsecondary credit by a specified date; requiring the Articulation Coordinating Committee to approve and the Board of Governors and State Board of Education to adopt a specified list; requiring certain postsecondary institutions to award credit for specified military experience and credentials; authorizing the award of additional credits; requiring that certain credits be transferrable between specified postsecondary institutions; amending s. 1009.26, F.S.; requiring specified postsecondary institutions to waive the transcript fee for active duty members of the Armed Forces of the United States, certain veterans, and their spouses and dependents; providing reporting requirements for such institutions; requiring the Board of Governors and the State Board of Education, respectively, to adopt regulations and rules; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Innovation, Industry, and Technology; and Senators Gibson and Bean—

CS for CS for SB 450—A bill to be entitled An act relating to public records and public meetings; amending s. 286.0113, F.S.; exempting from public meetings requirements certain exempt information concerning information technology systems held by specified utilities; requiring the exempt portions of such meetings to be recorded and transcribed; authorizing the release of portions of such meetings under specified circumstances; providing for future legislative review and re-

peal of the exemptions; providing a statement of public necessity; providing an effective date.

By the Committees on Governmental Oversight and Accountability; Judiciary; and Children, Families, and Elder Affairs; and Senator Gibson—

CS for CS for CS for SB 452—A bill to be entitled An act relating to elder abuse fatality review teams; creating s. 415.1103, F.S.; authorizing the establishment of elder abuse fatality review teams in each judicial circuit and housing the review teams, for administrative purposes only, in the Department of Elderly Affairs; providing conditions for review team membership, establishment, and organization; specifying requirements for the review team operations and meeting schedules; assigning responsibility for paying the administrative costs of review team operations to the team members or the entities they represent; authorizing elder abuse fatality review teams in existence on a certain date to continue; requiring such existing teams to comply with specified requirements; specifying review team duties; requiring each review team to submit annually a summary report by a certain date to the Department of Elderly Affairs containing specified information; requiring the department to prepare annually a summary report on the review teams’ information and submit the summary to the Governor, the Legislature, and the Department of Children and Families; providing immunity from monetary liability for review team members under certain conditions; providing an effective date.

By the Committee on Infrastructure and Security; and Senator Brandes—

CS for SB 542—A bill to be entitled An act relating to mobility devices and motorized scooters; amending s. 316.003, F.S.; defining the term “micromobility device”; revising the definition of the term “motorized scooter”; conforming a cross-reference; amending s. 316.1995, F.S.; conforming a provision to changes made by the act; amending s. 316.2128, F.S.; providing that the operator of a motorized scooter or micromobility device has all of the rights and duties applicable to the rider of a bicycle, except the duties imposed by specified provisions that by their nature do not apply; providing for construction; exempting a motorized scooter or micromobility device from certain registration, insurance, and licensing requirements; providing that a person is not required to have a driver license to operate a motorized scooter or micromobility device; requiring a person who offers motorized scooters or micromobility devices for hire to be responsible for securing all such devices located in any area of the state where a certain warning has been issued by the National Weather Service; deleting specified requirements for the sale of motorized scooters; amending s. 316.2225, F.S.; exempting electric personal assistive mobility devices and motorized scooters from certain emblem requirements; amending s. 320.01, F.S.; revising the definition of the term “motor vehicle”; amending s. 655.960, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Community Affairs; and Senator Hooper—

CS for SB 564—A bill to be entitled An act relating to a pilot program for truth-in-millage notices; establishing the Web-based TRIM Notice Pilot Program in specified counties; providing the purpose of the program; providing that certain procedures relating to electronic transmission are superseded in certain counties for a certain timeframe; providing for expiration of the pilot program; specifying requirements for public notices and meetings, property appraiser websites, and taxpayer notices if a property appraiser elects to participate in the pilot program; specifying a required notice relating to appeals of valuation, classification, or exemption status; requiring the Office of Program Policy Analysis and Government Accountability (OPPAGA) to submit a specified report and recommendations to the Governor and Legislature by a certain date; requiring OPPAGA to consult with property appraisers and the Department of Revenue and solicit input from certain persons in developing the report and recommendations; providing an effective date.

By the Committee on Appropriations; and Senator Albritton—

CS for SB 592—A bill to be entitled An act relating to the prescription drug monitoring program; amending s. 893.055, F.S.; expanding the exceptions to a requirement that a prescriber or dispenser must consult the program to review a patient's controlled substance dispensing history before prescribing or dispensing a controlled substance for a patient of a certain age; providing an effective date.

By the Committee on Criminal Justice; and Senator Pizzo—

CS for SB 610—A bill to be entitled An act relating to condominium associations; amending s. 718.111, F.S.; revising criminal penalties relating to the acceptance of things or services of value or kickbacks; revising the documents required to be included with accounting records; requiring an association to maintain official records in a specified manner; revising requirements for the creation of a rebuttable presumption relating to the provision of records; authorizing an association to direct certain persons to the association's website to fulfill certain obligations relating to the inspection of records; providing criminal penalties for certain violations relating to official association records; defining the term "repeatedly"; requiring certain associations to post copies of certain documents on the association's website by a specified date; revising criminal penalties relating to the use of association debit cards; defining the term "lawful obligation of the association"; creating s. 718.129, F.S.; providing criminal penalties for fraudulent voting activities related to association elections; providing an effective date.

By the Committee on Innovation, Industry, and Technology; and Senators Perry and Hutson—

CS for SB 616—A bill to be entitled An act relating to engineering; amending s. 455.271, F.S.; deleting a provision requiring a delinquent status licensee to apply for active or inactive status; requiring rule-making to authorize licensees whose licenses are void to apply for reinstatement; amending s. 471.005, F.S.; revising definitions; amending s. 471.008, F.S.; revising the Board of Professional Engineers' rule-making authority; amending s. 471.011, F.S.; conforming provisions to changes made by the act; amending s. 471.013, F.S.; revising the prerequisites for a person to take an examination that determines whether she or he is qualified to practice in this state as an engineer; deleting an obsolete provision; amending s. 471.015, F.S.; revising licensure certification requirements to include active engineering experience and a minimum age; revising requirements for licensure by endorsement by the board; providing that the time period in which a licensure application must be granted or denied is tolled if an applicant is required to make a personal appearance before the board; authorizing the board to deny a license if such an applicant fails to appear before the board within a specified timeframe; amending s. 471.019, F.S.; requiring the board to adopt rules relating to a reinstatement process for void licenses; revising continuing education requirements for reactivating a license; amending s. 471.021, F.S.; requiring that temporary registrations be issued for certain work rather than certificates of authorization; amending s. 471.023, F.S.; conforming provisions to changes made by the act; providing requirements for qualifying agents who terminate an affiliation with or cease employment with qualified business organizations; amending s. 471.025, F.S.; requiring a successor engineer to be able to independently re-create certain work when seeking to reuse certain documents; specifying that a successor engineer assumes full professional and legal responsibility by signing or affixing his or her seal to assumed documents; releasing the engineer who previously sealed the documents from any professional responsibility or civil liability for her or his work that is assumed by a successor engineer; defining the term "successor engineer"; amending s. 553.79, F.S.; requiring that structural inspections on a threshold building be performed during new construction or during certain repair or restoration projects; amending s. 553.791, F.S.; revising notice requirements for certain building code inspection services by private providers; decreasing the amount of time a local building official has to take certain actions after receiving a permit application and affidavit from a private provider; prohibiting a local building official from prohibiting a private provider from performing any inspection outside the local building official's normal operating hours; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Albritton—

CS for SB 628—A bill to be entitled An act relating to water resources; providing legislative intent; creating s. 403.9339, F.S.; requiring the Department of Environmental Protection to conduct a comprehensive and quantitative needs-based overview of this state's water resources; specifying requirements for the overview; requiring the department to submit a report every 5 years to the Governor and the Legislature by a specified date; providing an effective date.

By the Committee on Infrastructure and Security; and Senator Hooper—

CS for SB 676—A bill to be entitled An act relating to certificates of title for vessels; creating s. 328.001, F.S.; providing a short title; creating s. 328.0015, F.S.; providing definitions; amending s. 328.01, F.S.; revising requirements for application for, and information to be included in, a certificate of title for a vessel; creating s. 328.015, F.S.; requiring the Department of Highway Safety and Motor Vehicles to retain certain information relating to ownership and titling of vessels; requiring the department to furnish certain information upon request; creating s. 328.02, F.S.; providing that the law of the state under which a vessel's certificate of title is covered governs all issues relating to a certificate of title; specifying when a vessel becomes covered by such certificate; amending s. 328.03, F.S.; requiring a vessel owner to deliver an application for certificate of title to the department by a specified time; revising circumstances under which a vessel must be titled by this state; providing requirements for issuing, transferring, or renewing the number of an undocumented vessel issued under certain federal provisions; deleting provisions relating to operation, use, or storage of a vessel; deleting provisions relating to selling, assigning, or transferring a vessel; specifying that a certificate of title is prima facie evidence of the accuracy of the information in the record that constitutes the certificate; creating s. 328.04, F.S.; providing requirements for the contents of a certificate of title; creating s. 328.045, F.S.; providing responsibilities of an owner and insurer of a hull-damaged vessel when transferring an ownership interest in the vessel; requiring the department to create a new certificate indicating such damage; providing civil penalties; creating s. 328.055, F.S.; requiring the department to maintain certain information in its files and to provide certain information to governmental entities; specifying that certain information is a public record; creating s. 328.06, F.S.; providing responsibilities of the department when creating a certificate of title; creating s. 328.065, F.S.; specifying effect of possession of a certificate of title; providing construction; amending s. 328.09, F.S.; providing duties of the department relating to creation, issuance, refusal to issue, or cancellation of a certificate of title; providing for a hearing; creating s. 328.101, F.S.; specifying that a certificate of title and certain other records are effective despite missing or incorrect information; amending s. 328.11, F.S.; providing requirements for obtaining a duplicate certificate of title; creating s. 328.12, F.S.; providing requirements for determination and perfection of a security interest in a vessel; providing applicability; creating s. 328.125, F.S.; providing requirements for the delivery of a statement of termination of a security interest; providing duties of the department; providing liability for noncompliance; creating s. 328.14, F.S.; providing for the rights of a purchaser of a vessel who is not a secured party; creating s. 328.145, F.S.; providing for the rights of a secured party; amending s. 328.15, F.S.; deleting certain provisions relating to notice of a lien; providing for future expiration of certain provisions; amending ss. 328.16 and 328.165, F.S.; conforming provisions to changes made by the act; creating s. 328.215, F.S.; specifying circumstances under which the department may create a new certificate of title after receipt of an application for a transfer of ownership or termination of a security interest unaccompanied by a certificate of title; authorizing the department to indicate certain information on the new certificate; authorizing the department to require a bond, indemnity, or other security; providing for the release of such bond, indemnity, or other security; providing that the department is not liable for creating a certificate of title based on erroneous or fraudulent information; providing penalties; creating s. 328.22, F.S.; providing requirements for the transfer of ownership in a vessel; providing effect of noncompliance; creating s. 328.23, F.S.; providing a definition; providing duties of the department upon receipt of a secured party's transfer statement; providing construction; creating s. 328.24, F.S.; providing a definition; providing requirements for a transfer of ownership by op-

eration of law; providing duties of the department; providing applicability; creating s. 328.25, F.S.; providing that the principles and law of equity supplement the provisions of the act; creating s. 328.41, F.S.; authorizing the department to adopt rules to implement vessel registration provisions; amending ss. 409.2575, 705.103, and 721.08, F.S.; conforming provisions and cross-references to changes made by the act; providing construction and applicability regarding transactions, certificates of title, and records entered into or created, actions or proceedings commenced, and security interests perfected before the effective date of the act; providing applicability; providing an effective date.

By the Committee on Judiciary; and Senator Gruters—

CS for SB 762—A bill to be entitled An act relating to duties and obligations of sheriffs; amending s. 30.15, F.S.; requiring each sheriff to coordinate with certain boards of county commissioners and chief judges to develop a comprehensive plan for security of trial court facilities; specifying that sheriffs and chief judges retain certain authorities; specifying that sheriffs and their deputies, employees, and contractors are officers of the court under specified circumstances; providing an effective date.

By the Committees on Infrastructure and Security; and Criminal Justice; and Senator Gruters—

CS for CS for SB 766—A bill to be entitled An act relating to expanded uses of unmanned aircraft; amending s. 934.50, F.S.; authorizing the use of drones by law enforcement agencies and other specified entities for specified purposes; providing an effective date.

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

CS for SB 772—A bill to be entitled An act relating to liens against motor vehicles and vessels; amending s. 559.917, F.S.; authorizing a person claiming a lien against a motor vehicle to obtain the release of the vehicle from a lien claimed by a motor vehicle repair shop under certain circumstances; amending s. 559.920, F.S.; prohibiting a motor vehicle repair shop from violating certain provisions; amending s. 713.585, F.S.; revising notice requirements for enforcing a lien by sale of a motor vehicle; revising requirements for notice of lien and notice of sale of a motor vehicle; requiring the lienor to make the motor vehicle available for inspection by notice recipients; revising requirements for transfer of title; authorizing a lienor to charge an administrative fee up to a certain amount; defining the term “administrative fee”; requiring a lienor to use a third-party service to provide notices of lien and sale; providing an exception; defining the term “third-party service”; establishing qualifications for approval of third-party services; authorizing the Department of Highway Safety and Motor Vehicles to deny, suspend, or revoke approval under certain circumstances; providing certain recordkeeping requirements; requiring a third-party service to annually take certain actions to continue to be approved; requiring a third-party service to maintain a website that offers specified information; requiring a lienor to release certain personal property; requiring release of the vehicle upon payment of charges; requiring a lienor to accept an electronic or paper title as evidence of a person’s interest in a vehicle; amending s. 713.78, F.S.; revising requirements for notice of lien for recovering, towing, or storing a vehicle or vessel; revising requirements for notice of the sale of such vehicle or vessel; revising requirements for transfer of title; authorizing a lienor to charge an administrative fee up to a certain amount; defining the term “administrative fee”; requiring a lienor to use a third-party service to provide notices of lien and sale; providing an exception; defining the term “third-party service”; establishing qualifications for approval of third-party services; authorizing the department to deny, suspend, or revoke approval under certain circumstances; providing certain recordkeeping requirements; requiring a third-party service to annually take certain actions to continue to be approved; requiring a third-party service to maintain a website that offers specified information; requiring a lienor to accept an electronic or paper title as evidence of a person’s interest in a vehicle or vessel; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Perry—

CS for SB 816—A bill to be entitled An act relating to environmental regulation; amending s. 403.706, F.S.; requiring counties and municipalities to address the 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; amending s. 403.813, F.S.; prohibiting a local government from requiring from the Department of Environmental Protection further 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 an effective date.

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

CS for SB 874—A bill to be entitled An act relating to consumer finance loans; creating s. 516.405, F.S.; creating the Access to Responsible Credit Pilot Program within the Office of Financial Regulation; providing legislative intent; creating s. 516.41, F.S.; providing definitions; creating s. 516.42, F.S.; requiring persons to obtain a program license from the office before making program loans; providing licensure requirements; requiring a program licensee’s program branch offices to be licensed; providing program branch office license and license renewal requirements; providing circumstances under which the office may deny initial and renewal applications; requiring the Financial Services Commission to adopt rules; creating s. 516.43, F.S.; providing requirements for program licensees, program loans, interest rates, program loan refinancing, receipts, disclosures and statements provided by program licensees to borrowers, origination fees, insufficient funds fees, and delinquency charges; requiring program licensees to provide certain credit education information to borrowers and to report payment performance of borrowers to a consumer reporting agency; prohibiting the office from approving a program licensee applicant before the applicant has been accepted as a data furnisher by a consumer reporting agency; requiring program licensees to underwrite program loans; prohibiting program licensees from making program loans under certain circumstances; requiring program licensees to seek certain information and documentation; prohibiting program licensees from requiring certain waivers from borrowers; providing applicability; creating s. 516.44, F.S.; requiring all arrangements between program licensees and access partners to be specified in written access partner agreements; providing requirements for such agreements; specifying access partner services that may be used by program licensees; specifying procedures for borrowers’ payment receipts or access partners’ disbursement of program loans; providing recordkeeping requirements; prohibiting certain activities by access partners; providing disclosure statement requirements; providing requirements and prohibitions relating to compensation paid to access partners; requiring program licensees to provide the office with a specified notice after contracting with access partners; defining the term “affiliated party”; requiring access partners to provide program licensees with a certain written notice within a specified time; providing that program licensees are responsible for acts of their access partners; requiring the commission to adopt rules; creating s. 516.45, F.S.; authorizing the office to examine each program licensee, branch office, and access partner; limiting the scope of certain examinations and investigations; authorizing the office to take certain disciplinary action against program licensees and access partners; requiring the commission to adopt rules; creating s. 516.46, F.S.; requiring program licensees to file an annual report with the office beginning on a specified date; requiring the office to post an annual report on its website by a specified date; specifying information to be contained in the reports; requiring the commission to adopt rules; providing for future repeal of the pilot program; providing an effective date.

By the Committees on Judiciary; and Commerce and Tourism; and Senator Passidomo—

CS for CS for SB 892—A bill to be entitled An act relating to business organizations; amending s. 607.0101, F.S.; providing applicability; amending s. 607.0102, F.S.; making technical changes; amending

s. 607.0120, F.S.; making technical changes; providing requirements, authorizations, and prohibitions relating to when the terms of a plan or a filed document may be dependent on facts objectively ascertainable outside of the plan or filed document; defining the terms “filed document” and “plan”; amending s. 607.0121, F.S.; making technical changes; conforming provisions to changes made by the act; amending s. 607.0122, F.S.; conforming provisions to changes made by the act; amending s. 607.0123, F.S.; revising provisions, requirements, and authorizations relating to the effective time and date of a document; amending s. 607.0124, F.S.; revising the process authorizing a domestic or foreign corporation to correct a document filed by the Department of State; authorizing a filing to be withdrawn before it takes effect if certain requirements are met; amending s. 607.0125, F.S.; revising the filing duties of the department; amending s. 607.0126, F.S.; revising the appeals process relating to the department’s refusal to file a document; amending s. 607.0127, F.S.; requiring certain certificates to be taken by certain entities as prima facie evidence of the facts stated; revising when a certificate and a copy of a document are conclusive evidence that the original document is on file with the department; amending s. 607.0128, F.S.; revising provisions relating to department-issued certificates of status; amending s. 607.0130, F.S.; deleting provisions relating to the powers of the department; amending s. 607.01401, F.S.; defining and redefining terms; amending s. 607.0141, F.S.; revising provisions relating to written and oral notice under ch. 607, F.S.; providing construction; creating s. 607.0143, F.S.; defining the terms “qualified director,” “material relationship,” and “material interest”; providing for circumstances under which a director is not automatically prevented from being a qualified director; amending s. 607.0201, F.S.; conforming provisions to changes made by the act; amending s. 607.0202, F.S.; revising requirements and authorizations for the contents of articles of incorporation; authorizing provisions of the articles of incorporation to be made dependent upon facts objectively ascertainable outside of the articles of incorporation; prohibiting the articles of incorporation from containing certain provisions; amending s. 607.0203, F.S.; conforming provisions to changes made by the act; amending s. 607.0204, F.S.; deleting an exemption from liability related to persons who have actual knowledge that there is no incorporation when purporting to act as or on behalf of a corporation; making a technical change; amending s. 607.0205, F.S.; making technical changes; requiring directors or incorporators calling an organizational meeting to give at least 2, rather than 3, days’ notice; amending s. 607.0206, F.S.; revising provisions relating to the contents of the bylaws of a corporation; amending s. 607.0207, F.S.; making technical changes; creating s. 607.0208, F.S.; authorizing provisions of the articles of incorporation or the bylaws to create exclusive jurisdiction for certain claims; providing applicability for such provisions; prohibiting the articles or bylaws from prohibiting certain actions; defining the term “internal corporate claim”; amending s. 607.0301, F.S.; revising purposes and applicability; amending s. 607.0302, F.S.; making technical changes; amending s. 607.0303, F.S.; revising the requirements relating to the liability of certain persons acting in accordance with emergency bylaws; making technical changes; amending s. 607.0304, F.S.; revising when a corporation’s power to act may be challenged; amending s. 607.0401, F.S.; authorizing a corporation to register under a name that is not otherwise distinguishable on the records of the department under certain circumstances; providing applicability; creating s. 607.04021, F.S.; authorizing a person to reserve the exclusive use of a corporate name and to transfer the reservation; authorizing the department to revoke a reservation under certain circumstances; amending s. 607.0403, F.S.; making technical changes; conforming a cross-reference; amending s. 607.0501, F.S.; revising requirements for registered offices and registered agents; providing for the duties of a registered agent; authorizing a court to stay a proceeding until a corporation is compliant with requirements relating to registered agents and registered offices; making technical changes; amending s. 607.0502, F.S.; revising the procedures relating to a corporation changing its registered agent or its registered office; creating s. 607.0503, F.S.; revising procedures and requirements relating to the resignation of a registered agent; creating s. 607.05031, F.S.; revising procedures and requirements relating to the change of name or address by a registered agent; creating s. 607.05032, F.S.; providing for the delivery of notice or other communication; amending s. 607.0504, F.S.; revising the procedures for service of process, notice, or demand on a corporation; amending s. 607.0505, F.S.; conforming provisions to changes made by the act; amending s. 607.0601, F.S.; revising provisions relating to shares authorized by articles of incorporation; amending s. 607.0602, F.S.; revising provisions relating to the determination of the board of directors to classify or reclassify certain

shares; amending s. 607.0604, F.S.; deleting a provision relating to the good faith judgment of the board of directors as to the fair value of fractions of a share; making technical changes; amending s. 607.0620, F.S.; revising provisions relating to subscriptions for shares; amending s. 607.0621, F.S.; expanding the circumstances in which shares that are escrowed or restricted and distributions that are credited may be canceled; amending s. 607.0622, F.S.; making a technical change; amending s. 607.0623, F.S.; authorizing the board to fix a record date for determining shareholders entitled to a share dividend; amending s. 607.0624, F.S.; revising provisions relating to rights, options, warrants, and awards for the purchase of shares of the corporation; defining the term “shares”; amending ss. 607.0625, 607.0626, and 607.0627, F.S.; making technical changes; amending s. 607.0630, F.S.; revising provisions relating to shareholders’ preemptive rights; amending s. 607.0631, F.S.; revising provisions relating to a corporation’s acquisition of its own shares; amending s. 607.06401, F.S.; revising provisions relating to distributions to shareholders; providing applicability; making technical changes; amending s. 607.0701, F.S.; revising provisions relating to a corporation’s annual meeting; amending s. 607.0702, F.S.; revising provisions relating to a corporation’s special meeting of the shareholders; amending s. 607.0703, F.S.; revising provisions relating to court-ordered meetings; amending s. 607.0704, F.S.; revising provisions relating to actions by shareholders without a meeting; making technical changes; amending s. 607.0705, F.S.; revising provisions relating to notices of meetings; amending s. 607.0706, F.S.; relocating and revising requirements for a shareholder to waive certain required notice; amending s. 607.0707, F.S.; revising provisions relating to record dates; creating s. 607.0709, F.S.; relocating and revising provisions relating to remote participation in the annual and special meetings of shareholders; amending s. 607.0720, F.S.; revising provisions relating to shareholders’ lists for meetings; amending s. 607.0721, F.S.; revising provisions relating to when certain shares are entitled to vote; defining the term “voting power”; amending s. 607.0722, F.S.; revising provisions relating to the appointment of a proxy; amending s. 607.0723, F.S.; revising provisions relating to shares held by intermediaries and nominees being treated as the record shareholder; amending s. 607.0724, F.S.; revising provisions relating to the acceptance of votes and other instruments; requiring that ballots and shareholder demands be accepted under certain circumstances; amending s. 607.0725, F.S.; making technical changes; providing applicability for provisions that provide for voting of classes or series as separate voting groups; amending s. 607.0726, F.S.; making clarifying changes; amending s. 607.0728, F.S.; requiring that certain corporations have shares registered pursuant to s. 12 of the Securities Exchange Act of 1934 rather than pursuant to a list on a national securities exchange, for the purposes of certain voting requirements; creating s. 607.0729, F.S.; requiring certain corporations to appoint one or more inspectors to determine voting results; authorizing the inspectors to appoint or retain certain persons for specific reasons; providing requirements for inspectors; authorizing the inspectors to take certain actions; providing for review of determinations of law by the inspectors; providing for the closing of polls for elections; amending s. 607.0730, F.S.; making technical changes; amending s. 607.0731, F.S.; making clarifying changes; expanding the circumstances under which a transferee is deemed to have notice of a voting agreement; amending s. 607.0732, F.S.; revising provisions relating to shareholder agreements; providing construction; repealing s. 607.07401, F.S., relating to Shareholders’ derivative actions; creating s. 607.0741, F.S.; providing standing requirements for a shareholder commencing a derivative proceeding; defining the term “shareholder”; creating s. 607.0742, F.S.; relocating and revising provisions relating to a complaint brought in a proceeding in the right of a corporation; creating s. 607.0743, F.S.; authorizing a court to stay a derivative proceeding under certain circumstances; creating s. 607.0744, F.S.; relocating and revising provisions relating to the dismissal of a derivative proceeding; creating s. 607.0745, F.S.; relocating a provision relating to the discontinuance or settlement of a derivative action; creating s. 607.0746, F.S.; relocating and revising provisions relating to proceeds and expenses after the termination of a derivative proceeding; creating s. 607.0747, F.S.; providing applicability relating to foreign corporations; creating s. 607.0748, F.S.; authorizing a circuit court to appoint one or more persons to be custodians or receivers of and for a corporation for certain proceedings; providing guidance to the court for appointing such custodians and receivers; creating s. 607.0749, F.S.; authorizing a provisional director to be appointed at the discretion of the court in a proceeding by a shareholder and under certain circumstances; providing requirements for the provisional director; requiring the court to allow reasonable compensation paid by the corporation to the provi-

sional director for certain services; amending s. 607.0801, F.S.; making technical changes; amending s. 607.0802, F.S.; revising provisions relating to the qualifications of directors; amending s. 607.0803, F.S.; making clarifying changes; amending s. 607.0804, F.S.; providing applicability; amending s. 607.0805, F.S.; revising provisions relating to terms of directors; amending s. 607.0806, F.S.; revising provisions relating to staggered terms for directors; amending s. 607.0807, F.S.; revising provisions relating to the resignation of directors; amending s. 607.0808, F.S.; revising provisions relating to the removal of directors by shareholders; creating s. 607.08081, F.S.; authorizing circuit courts to remove a director from office and order certain relief under certain circumstances; amending s. 607.0809, F.S.; revising provisions relating to vacancies on a board of directors; amending s. 607.0820, F.S.; making technical changes; amending s. 607.0821, F.S.; revising provisions relating to action by directors without a meeting; amending s. 607.0823, F.S.; revising provisions relating to the waiver of notice of a meeting of a board of directors; amending s. 607.0824, F.S.; revising provisions relating to what constitutes a quorum of the board of directors; amending s. 607.0825, F.S.; revising provisions relating to the establishment and the powers of executive and board committees; creating s. 607.0826, F.S.; authorizing a corporation to agree to submit a matter that the board of directors determines it no longer recommends to a vote of the corporation's shareholders; amending s. 607.0830, F.S.; revising the general standards for directors; amending s. 607.0831, F.S.; revising provisions relating to the liability of directors; amending s. 607.0832, F.S.; defining terms; revising provisions relating to directors' conflicts of interest; amending s. 607.0833, F.S.; making a technical change; amending s. 607.0834, F.S.; revising provisions relating to liability for unlawful distributions; amending s. 607.08401, F.S.; authorizing the board of directors to appoint one or more individuals to act as officers of the corporation; specifying which records must be authenticated by an officer; creating s. 607.08411, F.S.; providing general standards for officers of the corporation; amending s. 607.0842, F.S.; revising provisions relating to the resignation and removal of officers; amending s. 607.0850, F.S.; defining terms; deleting provisions relating to the indemnification of officers, directors, employees, and agents; creating s. 607.0851, F.S.; relocating and revising provisions relating to the permissible indemnification of certain persons by a corporation; creating s. 607.0852, F.S.; relocating and revising provisions relating to the mandatory indemnification of certain persons by a corporation; creating s. 607.0853, F.S.; authorizing a corporation to advance funds to pay for or reimburse certain expenses; providing requirements for the authorization of advanced funds; creating s. 607.0854, F.S.; relocating and revising provisions related to court-ordered indemnification and advance for expenses; creating s. 607.0855, F.S.; relocating and revising provisions relating to the determination and authorization of indemnification; creating s. 607.0857, F.S.; relocating and revising provisions relating to a corporation purchasing and maintaining certain insurance; creating s. 607.0858, F.S.; relocating and revising provisions relating to indemnification by a corporation which is not specifically provided for by law; providing applicability; creating s. 607.0859, F.S.; relocating and revising provisions relating to overriding restrictions on indemnification; amending s. 607.0901, F.S.; revising defined terms; revising provisions related to affiliated transactions; revising applicability; amending s. 607.0902, F.S.; conforming a cross-reference; amending s. 607.1001, F.S.; making a technical change; amending s. 607.1002, F.S.; expanding the list of types of amendments a corporation's board of directors may adopt without shareholder approval; making technical changes; amending s. 607.10025, F.S.; making technical changes; conforming a cross-reference; deleting a provision exempting corporations with less than a specified number of shareholders of record from applicability; amending s. 607.1003, F.S.; revising provisions relating to amendments to the articles of incorporation; amending s. 607.1004, F.S.; revising provisions relating to voting on amendments by voting groups; amending s. 607.1005, F.S.; requiring that a corporation have no board of directors for a majority of its incorporators to be authorized to adopt amendments to the corporation's articles of incorporation; amending s. 607.1006, F.S.; revising provisions relating to articles of amendment; amending s. 607.1007, F.S.; revising provisions relating to restated articles of incorporation; amending s. 607.1008, F.S.; revising provisions relating to an amendment pursuant to reorganization; amending s. 607.1009, F.S.; specifying when new interest holder liability as a result of an amendment takes effect; amending s. 607.1020, F.S.; revising provisions relating to amendments of the bylaws by boards of directors or shareholders; amending s. 607.1021, F.S.; making a technical change; amending s. 607.1022, F.S.; revising provisions relating to bylaws that increase a quorum or voting requirement for di-

rectors; creating s. 607.1023, F.S.; authorizing a corporation to elect in its bylaws to be governed in the election of directors under certain circumstances; providing applicability; authorizing certain bylaws to be repealed by the board of directors or shareholders under certain circumstances; amending s. 607.1101, F.S.; revising provisions relating to the merger of certain corporations and eligible entities; amending s. 607.1102, F.S.; revising provisions relating to plans of share exchange; amending s. 607.1103, F.S.; revising provisions relating to actions on a plan of merger or a plan of share exchange; creating s. 607.11035, F.S.; specifying when shareholder approval of a plan of merger or a plan of share exchange is not required; defining terms; amending s. 607.1104, F.S.; revising provisions relating to the mergers involving subsidiary corporations; amending s. 607.11045, F.S.; revising applicability; amending s. 607.1105, F.S.; revising provisions relating to articles of merger or share exchange; amending s. 607.1106, F.S.; revising provisions relating to the effectiveness of a merger or share exchange; amending s. 607.1107, F.S.; revising provisions relating to the abandonment of a merger or share exchange; deleting provisions relating to mergers or share exchanges with foreign corporations; repealing s. 607.1108, F.S., relating to merger of domestic corporation and other business entity; repealing s. 607.1109, F.S., relating to articles of merger; repealing s. 607.11101, F.S., relating to the effect of a merger of domestic corporation and other business entity; repealing s. 607.1112, F.S., relating to the conversion of a domestic corporation into another business entity; repealing s. 607.1113, F.S., relating to certificates of conversion; repealing s. 607.1114, F.S., relating to the effect of the conversion of a domestic corporation into another business entity; repealing s. 607.1115, F.S., relating to the conversion of another business entity into a domestic corporation; creating s. 607.11920, F.S.; authorizing a foreign corporation to become a domestic corporation under certain circumstances; authorizing a domestic corporation to become a foreign corporation under certain circumstances; requiring that a plan of domestication include certain information; authorizing a domestication to include certain provisions; authorizing a plan of domestication to be made dependent upon facts objectively ascertainable outside of the plan; providing applicability; creating s. 607.11921, F.S.; requiring a plan of domestication to be adopted in a certain manner; creating s. 607.11922, F.S.; requiring a domesticating corporation to sign articles of domestication under certain circumstances; requiring that the articles of domestication contain certain information; providing procedures and requirements relating to the filing of the articles of domestication and the effectiveness of the domestication; providing that certain domesticating corporations' certificates of authority are automatically canceled upon the domestication becoming effective; providing that a copy of the articles of domestication may be filed in certain official records; creating s. 607.11923, F.S.; providing for the amendment of a plan of domestication; providing for the abandonment of a plan of domestication; creating s. 607.11924, F.S.; specifying the effects of a domestication; specifying that a domestication does not constitute or cause the dissolution of the domesticating corporation; prohibiting certain property from being diverted as a result of a domestication unless certain requirements are met; providing applicability; creating ss. 607.11930 and 607.11931, F.S.; relocating and revising provisions relating to the conversion of corporations; creating s. 607.11932, F.S.; relocating and revising provisions relating to actions on plans of conversion; providing applicability; creating s. 607.11933, F.S.; relocating and revising provisions relating to articles of conversion and the effectiveness of such articles; creating s. 607.11934, F.S.; relocating and revising provisions relating to amendments to plans of conversion; creating s. 607.11935, F.S.; relocating and revising provisions relating to the effectiveness of a conversion; amending s. 607.1201, F.S.; revising provisions relating to the disposition of assets not requiring shareholder approval; amending s. 607.1202, F.S.; revising provisions relating to shareholder approval of certain dispositions; amending s. 607.1301, F.S.; defining, deleting, and revising terms; amending s. 607.1302, F.S.; revising provisions relating to appraisal rights of shareholders; amending s. 607.1303, F.S.; making technical changes; amending s. 607.1320, F.S.; revising provisions relating to notice of appraisal rights; amending s. 607.1321, F.S.; revising provisions relating to notice of intent to demand payment; amending s. 607.1322, F.S.; revising provisions relating to appraisal notice and form; amending s. 607.1323, F.S.; making technical changes; amending s. 607.1324, F.S.; specifying that a shareholder ceases to have certain rights upon payment of an agreed value; amending s. 607.1326, F.S.; making technical changes; amending s. 607.1330, F.S.; revising provisions relating to court action to determine the fair value of shares and accrued interest; amending ss. 607.1331, 607.1332, and 607.1333, F.S.; making technical changes; creating s. 607.1340, F.S.; relocating provi-

sions relating to certain shareholders challenging certain actions; making technical changes; amending s. 607.1401, F.S.; revising provisions relating to incorporators or directors dissolving a corporation; amending s. 607.1402, F.S.; revising provisions relating to the dissolution of a corporation by the board of directors and the shareholders; amending s. 607.1403, F.S.; revising provisions relating to articles of dissolution; defining the terms "dissolved corporation" and "successor entity"; amending s. 607.1404, F.S.; revising provisions relating to revocation of dissolution; amending s. 607.1405, F.S.; revising provisions relating to the effect of dissolution; amending s. 607.1406, F.S.; revising provisions relating to known claims against a dissolved corporation; defining the term "known claims"; deleting the term "successor entity"; amending s. 607.1407, F.S.; revising provisions relating to unknown claims against a dissolved corporation; creating s. 607.1408, F.S.; relocating provisions relating to claims against dissolved corporations; creating s. 607.1409, F.S.; authorizing certain dissolved corporations to file an application with the circuit court for a certain determination; providing guidelines for the proceedings; creating s. 607.1410, F.S.; providing duties for directors of dissolved corporations; amending s. 607.1420, F.S.; revising provisions relating to the administrative dissolution of a corporation; repealing s. 607.1421, F.S., relating to the procedure for and effect of administrative dissolution; amending s. 607.1422, F.S.; revising provisions relating to reinstatement following administrative dissolution; amending s. 607.1423, F.S.; revising provisions relating to judicial review of denials of reinstatement; amending s. 607.1430, F.S.; revising provisions relating to grounds for judicial dissolution; defining the term "shareholder"; amending s. 607.1431, F.S.; revising provisions relating to procedures for judicial dissolution; amending s. 607.1432, F.S.; revising provisions relating to receivership and custodianship; amending s. 607.1433, F.S.; revising provisions relating to judgment of dissolution; amending s. 607.1434, F.S.; revising provisions relating to alternative remedies to judicial dissolution; amending s. 607.1435, F.S.; revising provisions relating to court-appointed provisional directors; amending s. 607.1436, F.S.; revising provisions relating to elections to purchase instead of dissolution; amending s. 607.14401, F.S.; revising provisions relating to deposits associated with a dissolved corporation; amending s. 607.1501, F.S.; revising provisions relating to the authority of a foreign corporation to transact business in this state; creating s. 607.15015, F.S.; providing for applicability of certain laws for a foreign corporation; providing that a foreign corporation may not be denied a certificate of authority for certain reasons; specifying that a certificate of authority does not authorize a foreign corporation to take certain actions; amending s. 607.1502, F.S.; revising provisions relating to transacting business in this state without a certificate of authority; providing applicability; amending s. 607.1503, F.S.; revising provisions relating to applications for a certificate of authority; amending s. 607.1504, F.S.; revising provisions relating to amendments to certificates of authority; amending s. 607.1505, F.S.; revising provisions relating to the effect of a certificate of authority; amending s. 607.1506, F.S.; revising provisions relating to the corporate name of a foreign corporation; amending s. 607.1507, F.S.; revising provisions relating to the registered offices and registered agents of foreign corporations; providing a civil penalty; amending s. 607.1508, F.S.; revising provisions relating to changing the names of registered offices and registered agents of foreign corporations; amending s. 607.1509, F.S.; revising provisions relating to resignations of registered agents of foreign corporations; creating s. 607.15091, F.S.; revising provisions relating to name and address changes for registered agents of foreign corporations; creating s. 607.15092, F.S.; providing requirements for delivery of notice or other communication; amending s. 607.15101, F.S.; revising provisions relating to service of process, notice, or demand on a foreign corporation; amending s. 607.1520, F.S.; revising provisions relating to the withdrawal of a certificate of authority for a foreign corporation; requiring a foreign corporation to take certain actions to cancel its certificate of authority; creating s. 607.1521, F.S.; specifying that certain foreign corporations are deemed to have withdrawn their certificate of authority under certain circumstances; creating s. 607.1522, F.S.; requiring a foreign corporation to deliver a notice of withdrawal of a certificate of authority under certain circumstances; providing for effective service of process on such foreign corporations; creating s. 607.1523, F.S.; authorizing the Department of Legal Affairs to maintain certain actions and to enjoin a foreign corporation under certain circumstances; amending s. 607.1530, F.S.; revising provisions relating to revocation of a foreign corporation's certificate of authority; repealing s. 607.1531, F.S., relating to the procedure for and effect of revocation; amending s. 607.15315, F.S.; revising provisions relating to reinstatement of a foreign corporation's certificate of

authority; amending s. 607.1532, F.S.; revising provisions relating to judicial review of a denial of reinstatement; amending s. 607.1601, F.S.; revising provisions relating to the maintenance of corporate records; amending s. 607.1602, F.S.; revising provisions relating to inspection of records by shareholders; revising the definition of the term "shareholder"; amending s. 607.1603, F.S.; revising provisions relating to the scope of shareholders' inspection rights; amending s. 607.1604, F.S.; revising provisions relating to court-ordered inspections; amending s. 607.1605, F.S.; revising provisions relating to directors' inspection rights; amending s. 607.1620, F.S.; revising provisions relating to financial statements for shareholders; repealing s. 607.1621, F.S., relating to other reports to shareholders; amending s. 607.1622, F.S.; revising provisions relating to annual reports that are required to be filed with the Department of State; amending s. 607.1701, F.S.; making a technical change; revising applicability; amending s. 607.1702, F.S.; revising applicability; amending s. 607.1711, F.S.; making a technical change; repealing s. 607.1801, F.S., relating to domestication of foreign corporations; amending s. 607.1907, F.S.; revising provisions relating to savings provisions; creating s. 607.1908, F.S.; providing for severability; amending s. 607.504, F.S.; revising provisions relating to an election of social purpose corporation status; amending s. 607.604, F.S.; revising provisions relating to an election of benefit corporation status; conforming a cross-reference; amending s. 605.0102, F.S.; conforming a cross-reference; revising the definitions of the terms "private organic rules" and "public organic record"; amending s. 605.0105, F.S.; revising provisions relating to operating agreements; amending s. 605.0112, F.S.; revising provisions relating to names of limited liability companies; creating s. 605.01125, F.S.; authorizing a person to reserve the exclusive use of the name of a limited liability company; providing requirements for reserving the name; authorizing the department to revoke reservations under certain circumstances; amending s. 605.0113, F.S.; revising provisions relating to registered agents of limited liability companies; defining the term "authorized entity"; amending s. 605.0114, F.S.; revising provisions relating to changes of a registered agent or registered office; amending s. 605.0115, F.S.; requiring a registered agent to promptly mail a copy of a statement of resignation to a limited liability company's or foreign limited liability company's current mailing address; amending s. 605.0116, F.S.; making clarifying changes; amending s. 605.0117, F.S.; revising provisions relating to service of process, notice, and demand on limited liability companies and registered foreign limited liability companies; amending s. 605.0118, F.S.; conforming a provision to changes made by the act; amending s. 605.0207, F.S.; revising provisions relating to effective dates and times for records filed with the Department of State; amending s. 605.0209, F.S.; revising what a statement of correction must contain; amending s. 605.0210, F.S.; revising provisions relating to the department's refusal to file a record; amending s. 605.0211, F.S.; revising provisions relating to certificates of status for foreign limited liability companies; amending s. 605.0215, F.S.; specifying that a copy of a document filed by the department must bear the signature of the Secretary of State and the seal of this state in order to be conclusive evidence that the original document is on file with the department; amending s. 605.04092, F.S.; defining terms; revising provisions relating to conflict of interest transactions; amending s. 605.0410, F.S.; conforming a cross-reference; amending s. 605.0702, F.S.; revising provisions relating to grounds for judicial dissolution of a limited liability company; amending s. 605.0706, F.S.; revising provisions relating to an election to purchase the entire interest of a petitioner instead of dissolving the limited liability company; amending s. 605.0715, F.S.; conforming a provision to changes made by the act; requiring a dissolved limited liability company to amend its articles of organization to change its name under certain circumstances; amending s. 605.0716, F.S.; revising provisions relating to judicial review of denial of reinstatement; amending ss. 605.0803 and 605.0903, F.S.; making clarifying changes; amending s. 605.0904, F.S.; revising provisions relating to a foreign limited liability company's failure to have a certificate of authority; amending s. 605.0906, F.S.; requiring, rather than authorizing, certain foreign limited liability companies to use an alternate name to transact business in this state; amending s. 605.0907, F.S.; revising provisions relating to foreign limited liability companies' amendments to certificates of authority; amending s. 605.0908, F.S.; making technical changes; creating s. 605.09091, F.S.; providing requirements relating to the judicial review of denial of reinstatement for foreign limited liability companies; amending ss. 605.0910 and 605.0911, F.S.; revising provisions relating to the withdrawal or cancellation of a foreign limited liability company's certificate of authority; amending s. 605.0912, F.S.; revising provisions relating to a foreign limited liability company's withdrawal on the dis-

solution, merger, or conversion to a nonfiling entity; amending ss. 605.1025 and 605.1035, F.S.; conforming cross-references; amending s. 605.1061, F.S.; making a technical change; amending s. 605.1063, F.S.; providing requirements for when an appraisal event is required to be approved by written consent of members; amending s. 605.1072, F.S.; revising provisions relating to other remedies for a member to challenge certain completed appraisal events; providing construction; amending s. 617.0302, F.S.; conforming provisions to changes made by the act; conforming a cross-reference; amending s. 617.0501, F.S.; revising provisions relating to registered offices and registered agents of corporations not for profit; defining the term “authorized entity”; creating s. 617.05015, F.S.; authorizing a person to reserve the exclusive use of the name of a corporation not for profit; providing requirements for such reservation; amending s. 617.0831, F.S.; conforming cross-references; amending ss. 617.1102 and 617.1108, F.S.; conforming provisions to changes made by the act; conforming cross-references; amending s. 617.1507, F.S.; revising provisions relating to registered offices and registered agents of foreign corporations not for profit; defining the term “authorized entity”; amending s. 620.1108, F.S.; revising provisions relating to the names of certain limited partnerships; creating s. 620.11085, F.S.; authorizing a person to reserve the exclusive use of the name of a limited partnership; providing requirements for such reservation; amending ss. 620.2104, 620.2108, and 620.8918, F.S.; conforming cross-references; amending s. 621.12, F.S.; revising provisions relating to the names of certain corporations and limited liability companies; amending s. 865.09, F.S.; prohibiting certain fictitious names from containing “PA”; amending s. 662.150, F.S.; conforming a provision to changes made by the act; conforming cross-references; amending ss. 331.355, 339.12, 628.530, 631.0515, 658.44, 663.03, 663.403, and 694.16, F.S.; conforming cross-references; providing an effective date.

By the Committees on Community Affairs; and Innovation, Industry, and Technology; and Senator Hutson—

CS for CS for SB 1000—A bill to be entitled An act relating to communications services; amending s. 202.20, F.S.; conforming a cross-reference; amending s. 337.401, F.S.; revising legislative intent; specifying limitations and prohibitions on municipalities and counties relating to registrations and renewals of communications services providers; authorizing municipalities and counties to require certain information as part of a permit application and to request certain updates from providers; prohibiting municipalities and counties from requiring a payment of fees, costs, or charges for provider registration or renewal; prohibiting municipalities and counties from adopting or enforcing certain ordinances, regulations, or requirements; specifying limitations on municipal and county authority to regulate and manage municipal and county roads or rights-of-way; prohibiting certain municipalities and counties from electing to impose permit fees; providing retroactive applicability; authorizing certain municipalities and counties to continue to require and collect such fees; deleting obsolete provisions; specifying activities for which permit fees may not be imposed; deleting certain provisions relating to municipality, charter county, and noncharter county elections to impose, or not to impose, permit fees; requiring that enforcement of certain ordinances must be suspended until certain conditions are met; revising legislative intent relating to the imposition of certain fees, costs, and exactions on providers; specifying a condition for certain in-kind compensation; specifying prohibited acts by municipalities and counties in the use of their authority over the placement of facilities for certain purposes; authorizing municipalities and counties to require a right-of-way permit for certain purposes; providing requirements for processing certain permit applications; prohibiting municipalities and counties from certain actions relating to certain aerial or underground communications facilities; specifying limitations and requirements for certain municipal and county rules and regulations; revising definitions under the Advanced Wireless Infrastructure Deployment Act; prohibiting certain actions by an authority relating to certain utility poles; prohibiting authorities from requiring permit applicants to provide certain information, except under certain circumstances; adding prohibited acts by authorities relating to small wireless facilities, application requirements, public notification and public meetings, and the placement of certain facilities; revising applicability of authority rules and regulations governing the placement of utility poles in the public rights-of-way; providing construction relating to judicial review of certain application denials; adding grounds for an authority’s denial of a proposed collocation of a

small wireless facility in the public rights-of-way; deleting an authority’s authorization to adopt ordinances for performance bonds and security funds; authorizing an authority to require a construction bond, subject to certain conditions; requiring authorities to accept certain financial instruments for certain financial obligations; authorizing providers to add authorities to certain financial instruments; prohibiting an authority from requiring a provider to indemnify the authority for certain liabilities; prohibiting an authority from requiring a permit, approval, fees, charges, costs, or exactions for certain activities; authorizing and limiting filings the authority may require relating to micro wireless facility equipment; providing an exception to a provision authorizing an authority to require a certain right-of-way permit; authorizing authorities to require wireless providers to comply with certain objective design standards adopted by ordinance; authorizing the authority to waive such design standards under certain circumstances; providing a requirement for the waiver; revising an authority’s authorization to apply certain ordinances to applications filed before a certain timeframe; prohibiting authorities from certain actions relating to registrations, applications, permits, and approvals in relation to small wireless facilities; deleting a requirement for wireless providers to comply with certain undergrounding requirements; authorizing a civil action for violations; authorizing actions a court may take; providing an effective date.

By the Committee on Agriculture; and Senators Bradley, Albritton, Hutson, and Bracy—

CS for SB 1020—A bill to be entitled An act relating to the state hemp program; creating s. 581.217, F.S.; creating the state hemp program within the Department of Agriculture and Consumer Services; providing the purpose of the program; providing legislative findings; defining terms; providing requirements for program registration and for the distribution and retail sale of hemp and hemp products; requiring the department to administer a certified hemp seed program; providing the purpose and requirements of the program; requiring the department, in consultation with the Department of Health and the Department of Business and Professional Regulation, to adopt specified rules within a specified timeframe; directing the Commissioner of Agriculture, in consultation with the Governor and Attorney General, to submit a specified plan within a specified timeframe to the United States Secretary of Agriculture; creating an Industrial Hemp Advisory Board for a specified purpose; providing that the board is adjunct to the department for administrative purposes; providing the membership and meetings of the board; prohibiting the board from receiving compensation; amending s. 1004.4473, F.S.; revising the schools at which the department is required to authorize and oversee the development of industrial hemp pilot projects; authorizing universities to implement industrial hemp pilot projects pursuant to the state hemp program; providing a directive to the Division of Law Revision; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Albritton—

CS for SB 1022—A bill to be entitled An act relating to onsite sewage treatment and disposal systems; transferring the Onsite Sewage Program within the Department of Health to the Department of Environmental Protection; requiring a memorandum of agreement between the Department of Health and the Department of Environmental Protection by a specified date; amending ss. 153.54, 153.73, 163.3180, and 180.03, F.S.; conforming provisions to changes made by the act; amending s. 373.036, F.S.; requiring water management districts to submit consolidated annual reports to the Office of Economic and Demographic Research by a specified date; requiring such reports to include septic-to-sewer conversion and septic tank remediation projects; amending ss. 373.807, 381.006, 381.0061, and 381.0064, F.S.; conforming provisions and a cross-reference to changes made by the act; amending s. 381.0065, F.S.; conforming provisions to changes made by the act; removing provisions requiring certain onsite sewage treatment and disposal system research projects to be approved by a Department of Health technical review and advisory panel; removing provisions prohibiting the award of research projects to certain entities; removing provisions establishing a Department of Health onsite sewage treatment and disposal system research review and advisory committee; providing requirements for the department’s lot size calculation; authorizing the department to

allow the use of National Sanitation Foundation International/American National Standards Institute 245 systems; amending s. 381.00651, F.S.; requiring the county health departments to coordinate with the department to administer onsite sewage treatment and disposal system evaluation programs; conforming provisions to changes made by the act; creating s. 381.00652, F.S.; requiring the Department of Environmental Protection to appoint an onsite sewage treatment and disposal systems technical advisory committee; providing for committee purpose, membership, and expiration; directing the department to initiate rulemaking by a specified date and to adopt specified rules; repealing s. 381.0068, F.S., relating to the Department of Health onsite sewage treatment and disposal systems technical review and advisory panel; amending s. 381.0101, F.S.; conforming provisions to changes made by the act; amending s. 403.067, F.S.; directing the department to submit certain water quality project cost estimates to the Office of Economic and Demographic Research; amending s. 489.551, F.S.; conforming provisions to changes made by the act; providing effective dates.

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

CS for SB 1034—A bill to be entitled An act relating to assignment of consumer debts; amending s. 559.715, F.S.; specifying that certain communications, disclosures, and payments do not constitute an action; providing an effective date.

By the Committee on Community Affairs; and Senator Lee—

CS for SB 1040—A bill to be entitled An act relating to discretionary sales surtaxes; 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; requiring a petition sponsor of an initiative to adopt a charter county and regional transportation system surtax to comply with specified requirements within a specified timeframe before the proposed referendum; requiring a county to make the proposed referendum and a specified legal opinion available on its official website; requiring the Office of Program Policy Analysis and Government Accountability, upon receiving a certain notice, to procure a certified public accountant for a performance audit; requiring a supervisor of elections to verify petition signatures and retain signature forms in a specified manner; providing that an initiative sponsor's failure to comply with the specified requirements renders any referendum held void; revising requirements and procedures for counties, school districts, and the office relating to performance audits; providing that the failure to comply with certain requirements renders any referendum held to adopt a discretionary sales surtax void; providing an effective date.

By the Committee on Community Affairs; and Senator Lee—

CS for SB 1054—A bill to be entitled An act relating to community redevelopment agencies; amending s. 112.3142, F.S.; requiring ethics training for community redevelopment agency commissioners; specifying requirements for such training; amending s. 163.356, F.S.; revising reporting requirements; deleting provisions requiring certain annual reports; amending s. 163.367, F.S.; requiring ethics training for community redevelopment agency commissioners; creating s. 163.371, F.S.; requiring a community redevelopment agency to publish certain digital boundary maps on its website; providing annual reporting requirements; requiring a community redevelopment agency to publish the annual reports on its website; creating s. 163.3755, F.S.; providing termination dates for certain community redevelopment agencies; 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 applicability; providing construction; requiring the department to maintain a list on its website identifying all inactive community redevelopment agencies; amending s. 163.387, F.S.; specifying the level of tax increment financing that a governing body may establish for funding the redevelopment trust fund; 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; 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; providing an effective date.

By the Committees on Education; and Criminal Justice; and Senator Book—

CS for CS for SB 1080—A bill to be entitled An act relating to hazing; amending s. 1006.63, F.S.; redefining the term “hazing”; expanding the crime of hazing, a third degree felony, to include when a person solicits others to commit or is actively involved in the planning of hazing; expanding the crime of hazing, a first degree misdemeanor, to include when a person solicits others to commit or is actively involved in the planning of hazing; providing that a person may not be prosecuted if certain conditions are met; providing immunity from prosecution to persons who meet specified requirements; defining the term “aid”; reenacting s. 1001.64(8)(e), F.S., relating to Florida College System institution boards of trustees and related powers and duties, to incorporate the amendment made to s. 1006.63, F.S., in a reference thereto; providing an effective date.

By the Committee on Innovation, Industry, and Technology; and Senator Hutson—

CS for SB 1118—A bill to be entitled An act relating to the construction industry workforce; amending s. 468.631, F.S.; requiring that a specified amount of funds relating to the Building Code Administrators and Inspectors Fund be allocated to the University of Florida M.E. Rinker, Sr. School of Construction Management; authorizing the school to use the funds for specified purposes; providing an effective date.

By the Committee on Criminal Justice; and Senators Baxley and Perry—

CS for SB 1186—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, rather than in writing, or in an electronic record with the judge's electronic signature, recorded by the clerk of the circuit court; providing requirements for such records; 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, rather than in writing, or an electronic record with the judge's electronic signature, recorded by the clerk of the circuit court; requiring that for an electronic record of a 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, rather than in writing, 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 Judiciary; and Senator Stargel—

CS for SB 1200—A bill to be entitled An act relating to construction bonds; amending s. 255.05, F.S.; requiring a notice of nonpayment to be under oath; requiring the notice to contain certain statements; specifying that certain negligent inclusions or omissions do not constitute a default that operates to default an otherwise valid bond claim; specifying that a claimant who serves a fraudulent notice of nonpayment forfeits his or her rights under a bond; providing that the service of a fraudulent notice of nonpayment is a complete defense to the claimant's claim against the 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 in relation to bonds for construction contracts; reenacting s. 627.428, F.S., relating to attorney fees; amending s. 713.23, F.S.; requiring a lienor to serve a notice of nonpayment under oath to specified entities during a certain period of time; requiring a notice of nonpayment to contain certain statements; specifying that certain negligent inclusions or omissions do not constitute a default that operates to default an otherwise valid bond claim; specifying that a lienor who serves a fraudulent notice of nonpayment forfeits his or her rights under the bond; providing that the service of a fraudulent notice of nonpayment is a complete defense to the lienor's claim against the bond; requiring a notice of nonpayment to be in a prescribed form; providing applicability; 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 abuse, abandonment, and neglect; amending s. 39.01, F.S.; deleting the term “juvenile sexual abuse”; defining the term “child-on-child sexual abuse”; creating s. 39.101, F.S.; relocating provisions relating to the central abuse hotline of the Department of Children and Families; providing additional requirements relating to the hotline; amending s. 39.201, F.S.; requiring animal control officers and certain agents to provide their names to hotline staff; revising requirements relating to reports of abuse involving impregnation of children; amending s. 39.302, F.S.; conforming a cross-reference; relocating provisions relating to the representation of alleged perpetrators in institutional investigations; creating s. 828.075, F.S.; providing a purpose; requiring individuals who are required to investigate child abuse, abandonment, or neglect to also report certain animal abuse to specified persons or agencies; requiring that the report include certain information; providing a criminal penalty for knowingly and willfully failing to make such report; requiring the department to include certain training in the training program for persons required to investigate child abuse, abandonment, or neglect; amending s. 828.27, F.S.; requiring training for animal control officers to include training for detecting child abuse, neglect, and abandonment; amending s. 39.307, F.S.; conforming provisions to changes made by the act; amending ss. 39.301 and 934.03, F.S.; conforming cross-references; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Book—

CS for SB 1218—A bill to be entitled An act relating to homelessness; amending s. 201.15, F.S.; requiring that certain taxes of a specified amount be transferred annually to the Grants and Donations Trust Fund within the Department of Children and Families for the purpose of funding challenge grants; amending s. 420.621, F.S.; revising, adding, and deleting defined terms; amending s. 420.622, F.S.; increasing the number of members on the Council on Homelessness to include a representative of the Florida Housing Coalition and the Secretary of the Department of Elder Affairs or his or her designee; providing that appointed council members are encouraged to have certain experience; revising the duties of the State Office on Homelessness; revising requirements for the state's system of homeless programs; requiring entities that receive state funding to provide summary aggregated data to assist the council in providing certain information; removing the requirement that the office have the concurrence of the council to accept and administer moneys appropriated to it to provide certain annual challenge grants to continuums of care lead agencies; clarifying the source of such appropriation; increasing the maximum amount of grant awards per continuum of care lead agency; conforming provisions to changes made by the act; revising requirements for use of grant funds by continuum of care lead agencies; revising preference criteria for certain grants; increasing the maximum percentage of its funding which a continuum of care lead agency may spend on administrative costs; requiring such agencies to submit a final report to the Department of Children and Families documenting certain outcomes achieved by grant-funded programs; removing the requirement that the office have the concurrence of the council to administer moneys given to it to provide homeless housing assistance grants annually to certain continuum of care lead agencies to acquire, construct, or rehabilitate permanent housing units for homeless persons; conforming a provision to changes made by the act; requiring grant applicants to be ranked

competitively based on criteria determined by the office; deleting preference requirements; increasing the minimum number of years for which projects must reserve certain units acquired, constructed, or rehabilitated; increasing the maximum percentage of funds the office and each applicant may spend on administrative costs; revising certain performance measure requirements; authorizing, instead of requiring, the Department of Children and Families, with input from the council, to adopt rules relating to certain grants and related issues; revising requirements for an annual report the council must submit to the Governor, Legislature, and Secretary of Children and Families; authorizing the office to administer moneys appropriated to it for distribution among certain designated continuum of care lead agencies and entities; creating s. 420.6225, F.S.; specifying the purpose of a continuum of care; requiring each continuum of care, pursuant to federal law, to designate a collaborative applicant that is responsible for submitting the continuum of care funding application for the designated catchment area to the United States Department of Housing and Urban Development; providing requirements for such designated collaborative applicants; authorizing the applicant to be referred to as the continuum of care lead agency; providing requirements for continuum of care catchment areas and lead agencies; requiring that each continuum of care create a continuum of care plan for specified purposes; specifying requirements for such plans; requiring continuums of care to promote participation by all interested individuals and organizations, subject to certain requirements; creating s. 420.6227, F.S.; providing legislative findings and program purpose; establishing a grant-in-aid program to help continuums of care prevent and end homelessness, which may include any aspect of the local continuum of care plan; requiring continuums of care to submit an application for grant-in-aid funds to the office for review; requiring the office to develop guidelines for the development, evaluation, and approval of spending plans; requiring grant-in-aid funds for continuums of care to be administered by the office and awarded on a competitive basis; requiring the office to distribute such funds to local agencies to fund programs that are required by the local continuum of care plan, based on certain recommendations; limiting the percentage of the total state funds awarded under a spending plan which may be used by the continuum of care lead agency for staffing and administrative expenditures; requiring entities contracting with local agencies to provide services through certain financial assistance programs to provide a specified minimum percentage of the funding necessary for the support of project operations; authorizing in-kind contributions to be evaluated and counted as part or all of the required local funding, at the discretion of the office; repealing s. 420.623, F.S., relating to local coalitions for the homeless; repealing s. 420.624, F.S., relating to local homeless assistance continuums of care; repealing s. 420.625, F.S., relating to a grant-in-aid program; amending s. 420.626, F.S.; revising procedures that certain facilities and institutions are encouraged to develop and implement to reduce the discharge of persons into homelessness when such persons are admitted or housed for a specified period at such facilities or institutions; amending s. 420.6265, F.S.; revising legislative findings and intent for Rapid ReHousing; revising the Rapid ReHousing methodology; amending s. 420.6275, F.S.; revising legislative findings relating to Housing First; revising the Housing First methodology to reflect current practice; amending s. 420.507, F.S.; conforming cross-references; providing an effective date.

By the Committee on Military and Veterans Affairs and Space; and Senators Harrell and Mayfield—

CS for SB 1222—A bill to be entitled An act relating to services for veterans and their families; creating s. 394.9087, F.S.; requiring the Department Veterans' Affairs to establish the Florida Veterans' Care Coordination Program to provide veterans and their families with behavioral health care referral and care coordination services; requiring the department to contract with a certain nonprofit entity to enter into agreements with Florida 211 Network participants to provide such services; providing program goals; providing for the statewide delivery of specified services by program teams; requiring Florida 211 Network participants to collect program implementation data and submit such data to the department; requiring the department to submit a report to the Governor and Legislature; providing an effective date.

By the Committee on Education; and Senator Farmer—

CS for SB 1224—A bill to be entitled An act relating to charter schools; creating s. 1001.241, F.S.; requiring the Department of Education to approve credentialing entities for a specified purpose; requiring credentialing entities to establish, develop, and administer specified requirements and processes; requiring credentialing entities to establish a certification program; providing requirements for the certification program; requiring credentialing entities to establish certain fees; providing requirements for such fees; providing that applicants who submit applications to a credentialing entity are subject to a certain background screening; providing for the ineligibility of certain applicants; requiring the Department of Law Enforcement to notify the credentialing entity of an applicant's background screening results; requiring credentialing entities to issue certificates of compliance upon approval of a person's application; providing for termination of the certification after a specified time period if the certification is not renewed; authorizing credentialing entities to suspend or revoke a certificate of compliance under specified conditions; requiring charter schools to remove a charter school principal, charter school governing board member, or charter school chief financial officer from his or her position, as applicable, under specified conditions; requiring charter schools to notify the credentialing entity of such removal; providing that certain decisions by a department-recognized credentialing program are reviewable by the Department of Education; providing that an aggrieved person may request an administrative hearing within a specified timeframe after receiving an adverse determination after completion of an appeals process offered by the credentialing program; amending s. 1002.33, F.S.; deleting obsolete language; revising charter school application deadline requirements; authorizing certain charter school applicants to open charter schools before a specified timeframe and after approval; prohibiting specified individuals and entities from submitting an application to open a charter school for specified periods of time; defining the term "relative" for the purpose of applying the prohibition; requiring each charter school principal, governing board member, chief financial officer, or their equivalent, to meet certain certification requirements; amending s. 1002.45, F.S.; authorizing virtual charter schools to provide part-time virtual instruction for certain students; providing that a charter school may be an approved provider; amending s. 1012.32, F.S.; conforming a cross-reference; revising fingerprint filing requirements for charter school instructional and non-instructional personnel; providing that fingerprints and background checks of such personnel who meet certain requirements are valid for a specified period of time in all school districts; providing an effective date.

By the Committee on Education; and Senators Diaz, Rodriguez, Taddeo, Pizzo, Braynon, Flores, and Farmer—

CS for SB 1284—A bill to be entitled An act relating to the district cost differential; amending s. 1011.62, F.S.; revising the method of calculating the district cost differential used in determining the annual allocation to school districts from the Florida Education Finance Program beginning in a specified school year; requiring the Department of Education to consult with specified individuals and entities during the development of the wage level index; requiring the department to complete the development and calculation of the wage level index by a specified date for application beginning in the 2020-2021 fiscal year; amending s. 213.053, F.S.; conforming provisions to changes made by the act; reenacting ss. 402.22(6), 1002.37(3), 1002.71(3)(b), 1003.52(13)(a), F.S., relating to the education program for students who reside in residential care facilities operated by the Department of Children and Families or the Agency for Persons with Disabilities; the Florida Virtual School; funding and financial and attendance reporting relating to the Voluntary Prekindergarten Education Program; and educational services in Department of Juvenile Justice programs, respectively, to incorporate the amendment made to s. 1011.62, F.S., in references thereto; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Gruters—

CS for SB 1414—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 trade secrets held by an agency; providing notice requirements for trade secrets submitted to an agency; 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.

By the Committee on Commerce and Tourism; and Senator Gruters—

CS for SB 1416—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; providing an exception with respect to research activities at certain educational institutions; 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 Florida Technology; 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 s. 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 exemptions for trade secrets held by the Florida Public Service Commission; repealing s. 381.83, F.S., relating to confidentiality of certain information containing trade secrets obtained by the Department of Health; 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 con-

taining 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 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; 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 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. 624.4212, 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 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 prop-

erty; repealing s. 815.045, F.S., relating to trade secret information; 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. 1004.78, 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.

By the Committee on Community Affairs; and Senator Gruters—

CS for SB 1420—A bill to be entitled An act relating to insulation products; creating s. 553.843, F.S.; requiring manufacturers to provide certain testing data for approval of certain insulation products under the Florida Building Code; requiring the manufacturer to provide the testing data to certain persons upon request; specifying that evaluation reports may only be used for certain purposes; providing requirements for evaluation reports; requiring the testing lab to have a certain accreditation; specifying that failure to provide the testing data is a violation of the Florida Deceptive and Unfair Trade Practices Act; providing an effective date.

By the Committee on Education; and Senator Diaz—

CS for SB 1470—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; revising requirements for the annual reports that charter school sponsors are required to submit to the Department of Education; requiring the Charter School Appeal Commission, which is renamed the Charter School Commission, to recommend denial of a charter school application if the school does not propose a certain reading curriculum; specifying the entities from which the commission may receive and consider applications; providing that the commission may recommend approval of applications to the State Board of Education; providing that sponsors may appeal such recommendations to the state board; providing a process for the review of appeals; requiring the Commissioner of Education to review appeals and make recommendations to the state board; providing the process for that review and for consideration by the state board of the commissioner's recommendations; requiring action by the state board on the recommendation within a specified timeframe; requiring sponsors to implement the decision of the state board; authorizing applicants to appeal to the state board certain recommendations by the commission or the commission's failure to act on an application; providing the process for such review and the disposition of such appeals; conforming provisions to changes made by the act; authorizing applicants to appeal to the state board if the commission fails to act on an application; requiring the commission to articulate its recommendation for denial of an application to the department within a specified timeframe after such denial; authorizing the commission to recommend denial of applications submitted by certain entities, under specified circumstances; requiring the commission to articulate its recommendation for denial of such applications to the department within a specified timeframe; authorizing applicants to appeal the commission's recommendation for denial of an application; authorizing sponsors to provide input regarding final applications to the commission within a specified timeframe; requiring the commission to consider such input; requiring the commission to submit recommendations for approval of charter school applications to the state board; authorizing sponsors to appeal to the state board such recommendations within a specified timeframe after the commission's decision; requiring the Commissioner of Education to review such appeals and make recommendations to the state board within a specified timeframe; requiring the state board to accept or reject such recommendations by majority vote; requiring sponsors to implement decisions of the state board; providing that state board decisions are not subject to specified provisions; conforming provisions to changes made by the act; authorizing applicants to appeal recommendations for denial of an application or the failure to act on applications; requiring the state board to notify the commissioner of such appeals; requiring the commissioner to review such appeals and make recommendations to the state board; authorizing the commissioner to reject appeal submissions under specified circumstances; conforming provisions to changes made by the act; prohibiting specified individuals and entities from submitting an application to open a charter school for specified periods of time;

providing an exception; defining the term “relative” for the purpose of applying the prohibition; providing an effective date.

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

CS for SB 1476—A bill to be entitled An act relating to the Citizens Property Insurance Corporation; amending s. 627.351, F.S.; specifying a limit on annual rate increases, except for certain coverage, in policies issued by the corporation to insureds located in certain counties; providing for future expiration; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Simmons—

CS for SB 1500—A bill to be entitled An act relating to right of entry; amending s. 270.11, F.S.; releasing right of entry reserved by a local government, water management district, or other agency of the state for specified parcels of property; providing an effective date.

By the Committee on Health Policy; and Senators Bean and Gruters—

CS for SB 1528—A bill to be entitled An act relating to the Canadian Prescription Drug Importation Program; creating s. 381.02035, F.S.; requiring the Agency for Health Care Administration to establish the Canadian Prescription Drug Importation Program; defining terms; authorizing a Canadian supplier to export drugs into this state under the program under certain circumstances; providing eligibility criteria and requirements for drug importers; requiring the agency to contract with a vendor to facilitate wholesale prescription drug importation under the program; providing responsibilities for the vendor; providing eligibility criteria for prescription drugs, Canadian suppliers, and importers under the program; requiring participating Canadian suppliers and importers to comply with specified federal requirements for distributing prescription drugs imported under the program; prohibiting Canadian suppliers and importers from distributing, dispensing, or selling prescription drugs imported under the program outside the state; providing certain documentation requirements; requiring the agency to suspend the importation of drugs in violation of this section or any federal or state law or regulation; authorizing the agency to revoke the suspension under certain circumstances; requiring the agency to request federal approval of the program; requiring the request to include certain information; requiring the agency to begin operating the program within a specified timeframe after receiving federal approval; requiring the agency, in consultation with the vendor, to submit an annual report to the Governor and the Legislature by a specified date; providing requirements for such report; authorizing the agency to adopt rules; providing an effective date.

By the Committee on Agriculture; and Senator Albritton—

CS for SB 1646—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 487.021, F.S.; defining a term; amending s. 487.0435, F.S.; authorizing the Department of Agriculture and Consumer Services to consider the use of a fumigant as a pesticide for raw agricultural commodities; amending s. 500.03, F.S.; revising definitions; amending s. 500.033, F.S.; revising the membership of the Florida Food Safety and Food Defense Advisory Council; amending s. 500.12, F.S.; conforming provisions to changes made by the act; revising the date by which a late fee is imposed for nonpayment of a food permit fee; amending s. 500.121, F.S.; conforming provisions to changes made by the act; amending s. 500.147, F.S.; conforming provisions to changes made by the act; amending s. 500.81, F.S.; providing for the repeal of the Healthy Food Financing Initiative on a specified date; amending s. 502.012, F.S.; defining and redefining terms; amending s. 502.014, F.S.; revising the authority of the department to conduct onsite inspections of facilities used to produce and process milk and milk products and to collect samples of such for testing; amending s. 502.053, F.S.; requiring operation permits for wholesalers of frozen dessert products; providing an exemption from bulk milk hauler and sampler permit requirements; amending s. 502.181, F.S.; removing the prohibitions against certain testing for milkfat content and for repasteurizing milk; amending s. 570.441, F.S.; extending the expiration for the use of funds from the Pest Control Trust Fund;

amending s. 570.93, F.S.; revising requirements for the agricultural water conservation program; amending s. 590.02, F.S.; directing the Florida Forest Service to develop a training curriculum for wildland firefighting; amending s. 595.404, F.S.; authorizing the department to adopt and implement an exemption, variance, and waiver process for school food and other nutrition programs; amending s. 633.406, F.S.; conforming provisions to changes made by the act; amending s. 633.408, F.S.; providing wildland firefighter training and certification for certain firefighters and volunteer firefighters; creating s. 828.261, F.S.; authorizing a contract for the sale of a horse to include a covenant for the continuing care of the horse; providing requirements for such a covenant; providing an effective date.

By the Committee on Health Policy; and Senator Albritton—

CS for SB 1650—A bill to be entitled An act relating to child welfare; amending ss. 39.01 and 39.4015, F.S.; revising definitions; amending s. 39.402, F.S.; requiring that the order for placement of a child in shelter care contain a written finding specifying that the Department of Children and Families has placement and care responsibility for certain children; amending s. 39.407, F.S.; authorizing certain advanced practice registered nurses to prescribe psychotropic medications to certain children; revising the time period within which a court must review a child’s residential treatment plan; amending s. 39.5085, F.S.; revising eligibility for the Relative Caregiver Program; amending s. 39.5086, F.S.; deleting the term “fictive kin”; amending s. 39.6225, F.S.; providing for the termination of guardianship assistance benefits under certain circumstances; conforming provisions to changes made by the act; amending s. 39.6251, F.S.; requiring a young adult in extended foster care to provide certain documentation or authorize release of certain records; revising permanency goals for young adults in extended foster care; requiring execution of a voluntary placement agreement under certain circumstances; requiring the department to adopt rules; amending s. 39.701, F.S.; revising when a court must return a child to the custody of his or her parents after making certain determinations; requiring the court to enter certain orders if a young adult enters extended foster care; amending s. 409.1451, F.S.; authorizing certain financial awards to be disregarded when a young adult is applying for other federal assistance; amending s. 409.175, F.S.; revising definitions; revising provisions related to the licensure of family foster homes and certain child-caring and child-placing agencies; deleting required numbers of training hours for foster parents; amending s. 409.903, F.S.; revising eligibility for Medicaid coverage; amending s. 409.991, F.S.; revising a definition; amending s. 414.045, F.S.; revising eligibility for child-only funding; amending s. 1009.25, F.S.; revising eligibility for tuition fee exemptions; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Flores—

CS for SB 1666—A bill to be entitled An act relating to vessels; amending s. 327.395, F.S.; requiring all persons, rather than only persons born after a specified date, to have a specified boating safety identification card in their possession before operating certain vessels; amending s. 327.4109, F.S.; defining a term; directing the Fish and Wildlife Conservation Commission to conduct, contingent upon appropriation, a specified study of the impacts of long-term stored vessels and certain anchored and moored vessels on local communities and the state and to submit a report to the Governor and Legislature within a specified time; providing for expiration of the study; amending s. 327.60, F.S.; authorizing certain counties to create no-discharge zones; defining the term “at sea”; reenacting and amending s. 327.73, F.S., relating to noncriminal infractions; specifying the fines for such violations; amending s. 328.72, F.S.; revising the distribution of vessel registration fees to provide grants for derelict vessel removal; amending s. 376.15, F.S.; conforming provisions to changes made by the act; amending s. 823.11, F.S.; prohibiting persons from residing or dwelling on certain derelict vessels until certain conditions are met; providing an effective date.

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

CS for SB 1690—A bill to be entitled An act relating to warranty associations; amending s. 634.3077, F.S.; revising the basis for calculating the required assets in a home warranty association’s premium

reserve account; requiring that such reserve account be a separate auditable account for contracts in force in this state; requiring certain home warranty associations to comply with other states' laws; creating s. 634.346, F.S.; prohibiting home warranties from excluding coverage because of the presence of rust or corrosion, except under certain circumstances; specifying requirements for certain home warranties providing coverage for HVAC system components; amending s. 634.406, F.S.; revising the basis for calculating the required assets in a service warranty association's premium reserve account; requiring that such reserve account be a separate auditable account for contracts in force in this state; revising the basis for calculating a certain reserve deposit with the Department of Financial Services; revising the requirements regarding the ratio of gross written premiums to net assets for service warranties; requiring certain service warranty associations to comply with other states' laws; providing effective dates.

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

CS for SB 1704—A bill to be entitled An act relating to the Department of Financial Services; amending s. 17.56, F.S.; requiring the Division of Treasury to maintain, rather than turn over to the Division of Accounting and Auditing, warrants drawn by the Chief Financial Officer; specifying the timeframe during which such warrants must be maintained; making a technical change; amending ss. 497.263 and 497.266, F.S.; deleting a requirement that trust companies, where certain care and maintenance trust funds may be established, must operate pursuant to ch. 660, F.S.; amending s. 497.376, F.S.; specifying required educational credentials for certain applicants for a combination license as both funeral director and embalmer; amending s. 497.377, F.S.; specifying qualifications for certain applicants for a combination funeral director and embalmer intern license; providing application requirements; specifying limitations on and authorized actions of interns; specifying the expiration of intern licenses; authorizing the licensing authority to adopt certain rules; amending s. 497.380, F.S.; revising requirements for the supervision of licensed funeral establishments by funeral directors in charge; revising establishments a funeral director may be in charge of; revising funeral director licensing requirements for certain establishments; amending s. 497.385, F.S.; revising requirements for the supervision of licensed centralized embalming facilities; amending s. 497.452, F.S.; deleting a requirement that trust companies must operate pursuant to ch. 660, F.S., to be exempt from a certain preneed licensing requirement; amending s. 497.453, F.S.; specifying annual trust reporting requirements for certain preneed licensees or certain groups of preneed licensees; defining the term "Year 1" and "Year 2"; authorizing the department to adopt certain rules; amending ss. 497.458 and 497.464, F.S.; deleting a requirement that trust companies must operate pursuant to ch. 660, F.S., to enter into certain revocable trust instruments and act as trustees for certain preneed contract purchasers, respectively; amending s. 497.604, F.S.; revising requirements for the supervision of direct disposal establishments; amending s. 497.606, F.S.; revising requirements for the supervision of cinerator facilities; amending s. 626.022, F.S.; conforming a cross-reference; amending s. 626.025, F.S.; conforming a provision to changes made by the act; amending s. 626.175, F.S.; authorizing the department to issue nonrenewable temporary licenses authorizing the appointment of personal lines agents; deleting such authorization for industrial fire or burglary agents; revising circumstances under which the department may issue temporary licenses authorizing the appointment of life agents; specifying circumstances under which the department may issue temporary licenses authorizing the appointment of personal lines agents; prohibiting certain licensees from soliciting, negotiating, or effecting contracts of insurance; amending s. 626.207, F.S.; providing an exception from a disqualification period from licensure as an insurance representative for certain persons found guilty or pleading guilty or nolo contendere to certain felonies; authorizing the department to issue licenses on a probationary period for a certain timeframe; specifying when the probationary period ends; amending s. 626.221, F.S.; specifying that a certain exemption from an examination requirement applies to applicants for an all-lines adjuster license; amending s. 626.2815, F.S.; revising the individuals that are subject to a certain continuing education requirement; amending s. 626.321, F.S.; deleting an examination requirement for an applicant for an industrial fire insurance or burglary insurance license; providing that, beginning on a specified date, the license and appointment may be renewed, but no new or additional licenses may be issued and the license may not be reinstated; deleting an examination requirement for crop hail and

multiple peril crop insurance licenses; amending s. 626.471, F.S.; authorizing an appointing entity to provide a termination notice to the appointee by e-mail; providing that the e-mail must be addressed to the appointee's last e-mail address of record; specifying when notice by e-mail is deemed to have been given; repealing s. 626.521, F.S., relating to credit and character reports; amending s. 626.536, F.S.; deleting a requirement for insurance agencies to report certain administrative actions to the department; amending s. 626.6215, F.S.; adding certain grounds for the department's discretionary refusal, suspension, or revocation of an insurance agency license; amending s. 626.729, F.S.; revising the definition of the term "industrial fire insurance" relating to burglary insurance; repealing s. 626.7355, F.S., relating to a temporary license as a customer representative pending examination; amending ss. 626.8437 and 626.844, F.S.; revising certain grounds for the denial of, suspension of, revocation of, or refusal to renew licenses or appointments of title insurance agents or agencies; amending s. 626.8732, F.S.; revising qualifications for the issuance of a nonresident public adjuster's license; amending s. 627.7015, F.S.; requiring mediators in certain property insurance claim mediations to provide a certain written report to certain parties at the conclusion of the mediation; amending s. 633.216, F.S.; conforming a cross-reference; amending s. 633.218, F.S.; deleting a requirement that state-owned or state-leased buildings be identified through use of the United States National Grid Coordinate System; amending s. 633.306, F.S.; specifying requirements for components and parts of installed fire extinguishers and preengineered systems; amending s. 633.312, F.S.; specifying means by which local authorities having jurisdiction may accept inspection reports by contractors inspecting fire hydrants and fire protection systems; requiring the State Fire Marshal to adopt rules implementing a uniform summary inspection report and submission procedures; providing requirements for such report and procedures; amending s. 633.520, F.S.; authorizing the Division of State Fire Marshal to adopt certain rules establishing firefighter employer cancer prevention best practices; amending s. 648.49, F.S.; specifying that reinstatement of a bail bond agent license is contingent upon filing an application with, and approval by, the department; amending s. 717.124, F.S.; increasing the threshold amount of electronically submitted claims under which the department may use alternative identity verification methods; authorizing the department to develop and implement specified identification verification and disbursement processes for certain unclaimed property accounts; authorizing the department to develop processes for certain electronic submissions; specifying requirements for the submission of claims and recordkeeping; authorizing the department to adopt rules; providing an effective date.

By the Committee on Community Affairs; and Senator Gruters—

CS for SB 1792—A bill to be entitled An act relating to towing and immobilizing of vehicles and vessels; 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; defining the term "immobilize"; creating ss. 125.01047 and 166.04465, F.S.; prohibiting counties and municipalities, respectively, from enacting certain ordinances or rules that impose fees or charges on authorized wrecker operators, towing businesses, or vehicle immobilization services; 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 custody or in control, or lienholders of vehicles or vessels under certain conditions; providing exceptions; amending s. 713.78, F.S.; authorizing certain persons to place liens on vehicles or vessels to recover specified fees or charges; amending s. 715.07, F.S.; revising certain notice requirements; revising requirements relating to towing and to removing vehicles or vessels to include persons who are in custody of a vehicle or of a vessel; deleting a requirement related to liability for improper removal of a vehicle or of a vessel; creating s. 715.08, F.S.; defining terms; authorizing vehicle immobilization devices to be used on trespassing motor vehicles; prohibiting persons from acting as operators of a vehicle immobilization service in this state unless specified requirements are met; providing requirements for such operators and persons acting on behalf of such operators; authorizing an operator to conduct vehicle immobilization at any time; providing notice requirements for immobilization of a vehicle; prohibiting a vehicle immobilization service or operator from taking specified actions; providing requirements for a certain receipt of payment; providing liability re-

quirements under certain circumstances; providing insurance requirements for the operator; prohibiting the operator from engaging in specified activities; providing signage requirements; authorizing a certain local government to impose a fine upon an operator and to revoke, suspend, or not renew an operator's license for due cause; providing notice and hearing requirements for adverse actions regarding certain licenses; requiring disqualification from reapplying for a certain license for a specified period under certain circumstances; authorizing the revocation of an operator's license under certain circumstances; providing maximum specified fines and suspension of license for certain violations; providing an exception; providing an effective date.

By the Committee on Criminal Justice; and Senator Perry—

CS for SB 1796—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 the personal identifying and location information of commissioners and commission investigators of the Florida Commission on Offender Review and the names and personal identifying and location information of the spouses and children of such personnel; providing for future review and repeal of the exemption; providing an exemption from public records requirements for the personal identifying and location information of school administrators and the names and personal identifying and location information of the spouses and children of the school administrators; providing statements of public necessity; providing an effective date.

By the Committees on Appropriations; and Environment and Natural Resources—

CS for SB 7024—A bill to be entitled An act relating to the Department of Environmental Protection citizen support organizations; amending s. 20.2551, F.S.; requiring the department to submit a report to the Legislature by a specified date; providing requirements for the report; abrogating the scheduled repeal of provisions governing citizen support organizations established under the department; amending s. 258.015, F.S.; abrogating the scheduled repeal of provisions governing citizen support organizations established under the department for the benefit of the state park system; providing an effective date.

By the Committees on Infrastructure and Security; and Education—

CS for SB 7030—A bill to be entitled An act relating to school safety and security; amending s. 30.15, F.S.; requiring a sheriff to establish a school guardian program under a certain condition; removing the prohibition against classroom teachers serving as school guardians; prohibiting individuals from serving as school guardians unless they are appointed by a superintendent; amending s. 843.08, F.S.; adding school guardians to the list of officials the false personation of whom is prohibited and subject to criminal penalties; making technical changes; amending s. 943.082, F.S.; requiring school districts to promote a mobile suspicious activity reporting tool through specified mediums; amending s. 1001.10, F.S.; requiring the Commissioner of Education to review recommendations from the School Hardening and Harm Mitigation Workgroup; requiring the commissioner to submit a summary to the Governor and the Legislature by a specified date; providing requirements for the summary; amending s. 1001.11, F.S.; revising the duties of the commissioner to include oversight of compliance with the safety and security requirements of the Marjory Stoneman Douglas High School Public Safety Act by specified persons and entities; amending s. 1001.212, F.S.; requiring the Office of Safe Schools to annually provide training for specified personnel; requiring the office to convene a School Hardening and Harm Mitigation Workgroup; providing for membership and duties of the workgroup; requiring the workgroup to submit a report and recommendations to the commissioner; requiring the office to provide technical assistance for school safety incident reporting; requiring the office to review and evaluate school district reports for compliance; requiring a district school board to withhold a superintendent's salary in response to the superintendent's noncompliance; requiring the office to develop a behavioral threat assessment instrument; providing requirements for the instrument; requiring the office to establish the Statewide Threat Assessment Database Workgroup to make certain recommendations relating to a statewide threat assessment database; providing requirements for the database; requiring the workgroup to report recommendations to the office by a specified date;

providing requirements for such recommendations; requiring the office to monitor school district and public school, including charter schools, compliance with requirements relating to school safety; requiring the office to review and approve district school board and charter school active assailant policies and report deficiencies; amending s. 1002.33, F.S.; requiring a charter school to comply with specified provisions; amending s. 1006.04, F.S.; establishing timeframes within which students with mental, emotional, or behavioral disorders must be referred for services; amending s. 1006.07, F.S.; requiring that a school safety specialist be a school administrator employed by the school district or a law enforcement officer employed by the sheriff's office located in the school district; providing requirements for a school safety specialist designated from a sheriff's office; providing that a school safety specialist designated from a sheriff's office remains an employee of such office for certain purposes; authorizing the sheriff and school superintendent to determine by agreement the reimbursement of or sharing of costs associated with employment of the law enforcement officer as a school safety specialist; requiring district school boards to adopt and submit to the office an active assailant response policy; requiring that the policy be recommended by the district superintendent; requiring that any school-specific modifications to the policy be approved by the district superintendents; requiring that certain policies adopted by school districts include procedures for behavioral threat assessments; requiring threat assessment teams to utilize the behavioral threat assessment instrument and the threat assessment database developed by the office when they become available; requiring district school boards to adopt policies for accurate and timely reporting of school environmental safety incidents; providing penalties for noncompliance with such policies; requiring the State Board of Education to adopt by rule requirements for school environmental safety incident reports; amending s. 1006.12, F.S.; requiring a charter school governing board to partner with law enforcement agencies to establish or assign a safe-school officer; expanding the categories of individuals who may serve as school guardians; amending s. 1006.1493, F.S.; requiring the Florida Safe Schools Assessment Tool (FSSAT) to be the primary site security assessment tool for school districts; requiring the office to provide FSSAT training; requiring the superintendent to certify FSSAT assessments within a certain timeframe; providing penalties for failure to comply with requirements; deleting obsolete language; amending s. 1011.62, F.S.; modifying the required use of funds in the safe schools allocation; providing for retroactive application; providing legislative intent; expanding, as of a specified date, the categorical fund that may be accessed to improve classroom instruction or improve school safety; deleting obsolete language; reenacting s. 921.0022(3)(b), F.S., relating to the offense severity ranking chart of the Criminal Punishment Code, to incorporate the amendment made to s. 843.08, F.S., in a reference thereto; providing a declaration of important state interest; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Ethics and Elections—

CS for SB 7040—A bill to be entitled An act relating to financial disclosure; creating s. 112.31446, F.S.; providing definitions; requiring the Commission on Ethics to procure and test an electronic filing system by a certain date; providing minimum requirements for such system; providing duties for units of government, the commission, and persons required to file specified financial disclosure forms; authorizing the extension of the financial disclosure filing deadline under certain circumstances; amending s. 112.312, F.S.; revising the definition of the term "disclosure period"; amending s. 112.3144, F.S.; requiring the electronic filing of full and public disclosures of financial interests beginning on a specified date; providing procedures for the filing of a full and public disclosure for purposes of candidate qualifying; revising requirements with respect to reporting income; prohibiting the commission from requesting, accepting, or retaining certain information; prohibiting a filer from including certain information in a full and public disclosure; providing for the redaction of protected information if certain conditions are met; prescribing the form of a notice for the commission to post in the instructions for the electronic filing system; modifying requirements regarding preparation of the list of reporting persons; requiring electronic delivery for certain notices; requiring the commission to provide certain verification to a filer upon request; requiring a declaration be submitted with a disclosure; specifying that certain actions do not constitute an unusual circumstance when appealing or disputing a fine; revising a schedule to the State Constitu-

tion; amending s. 112.3145, F.S.; revising the definition of the term “specified state employee”; providing procedures for the filing of a statement of financial interests for purposes of candidate qualifying; requiring the electronic filing of statements of financial interests beginning on a specified date; modifying the options for reporting thresholds on a statement of financial interests; prohibiting the commission from requesting, accepting, or retaining certain information; prohibiting a filer from including certain information in a statement of financial interests; providing for the redaction of protected information if certain conditions are met; prescribing the form of a notice for the commission to post in the instructions for the electronic filing system; modifying requirements regarding preparation of the list of reporting persons; requiring electronic delivery for certain notices; requiring the commission to provide certain verification to a filer upon request; requiring a declaration be submitted with a statement; specifying that certain actions do not constitute an unusual circumstance when appealing or disputing a fine; amending s. 112.31455, F.S.; conforming cross-references to changes made by the act; providing effective dates.

By the Committees on Governmental Oversight and Accountability; and Ethics and Elections—

CS for SB 7042—A bill to be entitled An act relating to public records; amending s. 112.31446, F.S.; providing exemptions from public records requirements for secure login credentials held by the Commission on Ethics and certain information entered into the electronic filing system for financial disclosure forms; specifying conditions under which such information is no longer exempt; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Innovation, Industry, and Technology; and Senators Perry and Hutson—

CS for SB 616—A bill to be entitled An act relating to engineering; amending s. 455.271, F.S.; deleting a provision requiring a delinquent status licensee to apply for active or inactive status; requiring rule-making to authorize licensees whose licenses are void to apply for reinstatement; amending s. 471.005, F.S.; revising definitions; amending s. 471.008, F.S.; revising the Board of Professional Engineers’ rule-making authority; amending s. 471.011, F.S.; conforming provisions to changes made by the act; amending s. 471.013, F.S.; revising the prerequisites for a person to take an examination that determines whether she or he is qualified to practice in this state as an engineer; deleting an obsolete provision; amending s. 471.015, F.S.; revising licensure certification requirements to include active engineering experience and a minimum age; revising requirements for licensure by endorsement by the board; providing that the time period in which a licensure application must be granted or denied is tolled if an applicant is required to make a personal appearance before the board; authorizing the board to deny a license if such an applicant fails to appear before the board within a specified timeframe; amending s. 471.019, F.S.; requiring the board to adopt rules relating to a reinstatement process for void licenses; revising continuing education requirements for reactivating a license; amending s. 471.021, F.S.; requiring that temporary registrations be issued for certain work rather than certificates of authorization; amending s. 471.023, F.S.; conforming provisions to changes made by the act; providing requirements for qualifying agents who terminate an affiliation with or cease employment with qualified business organizations; amending s. 471.025, F.S.; requiring a successor engineer to be able to independently re-create certain work when seeking to reuse certain documents; specifying that a successor engineer assumes full professional and legal responsibility by signing or affixing his or her seal to assumed documents; releasing the engineer who previously sealed the documents from any professional responsibility or civil liability for her or his work that is assumed by a successor engineer; defining the term “successor engineer”; amending s. 553.79, F.S.; requiring that structural inspections on a threshold building be performed during new construction or during certain repair or restoration projects; amending s. 553.791, F.S.; revising notice requirements for certain building code inspection services by private providers; decreasing the amount of time a local building official has to take certain actions after receiving a permit application and affidavit from a private provider;

prohibiting a local building official from prohibiting a private provider from performing any inspection outside the local building official’s normal operating hours; providing an effective date.

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

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

CS for SB 874—A bill to be entitled An act relating to consumer finance loans; creating s. 516.405, F.S.; creating the Access to Responsible Credit Pilot Program within the Office of Financial Regulation; providing legislative intent; creating s. 516.41, F.S.; providing definitions; creating s. 516.42, F.S.; requiring persons to obtain a program license from the office before making program loans; providing licensure requirements; requiring a program licensee’s program branch offices to be licensed; providing program branch office license and license renewal requirements; providing circumstances under which the office may deny initial and renewal applications; requiring the Financial Services Commission to adopt rules; creating s. 516.43, F.S.; providing requirements for program licensees, program loans, interest rates, program loan refinancing, receipts, disclosures and statements provided by program licensees to borrowers, origination fees, insufficient funds fees, and delinquency charges; requiring program licensees to provide certain credit education information to borrowers and to report payment performance of borrowers to a consumer reporting agency; prohibiting the office from approving a program licensee applicant before the applicant has been accepted as a data furnisher by a consumer reporting agency; requiring program licensees to underwrite program loans; prohibiting program licensees from making program loans under certain circumstances; requiring program licensees to seek certain information and documentation; prohibiting program licensees from requiring certain waivers from borrowers; providing applicability; creating s. 516.44, F.S.; requiring all arrangements between program licensees and access partners to be specified in written access partner agreements; providing requirements for such agreements; specifying access partner services that may be used by program licensees; specifying procedures for borrowers’ payment receipts or access partners’ disbursement of program loans; providing recordkeeping requirements; prohibiting certain activities by access partners; providing disclosure statement requirements; providing requirements and prohibitions relating to compensation paid to access partners; requiring program licensees to provide the office with a specified notice after contracting with access partners; defining the term “affiliated party”; requiring access partners to provide program licensees with a certain written notice within a specified time; providing that program licensees are responsible for acts of their access partners; requiring the commission to adopt rules; creating s. 516.45, F.S.; authorizing the office to examine each program licensee, branch office, and access partner; limiting the scope of certain examinations and investigations; authorizing the office to take certain disciplinary action against program licensees and access partners; requiring the commission to adopt rules; creating s. 516.46, F.S.; requiring program licensees to file an annual report with the office beginning on a specified date; requiring the office to post an annual report on its website by a specified date; specifying information to be contained in the reports; requiring the commission to adopt rules; providing for future repeal of the pilot program; providing an effective date.

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

By the Committee on Agriculture; and Senators Bradley, Albritton, Hutson, and Bracy—

CS for SB 1020—A bill to be entitled An act relating to the state hemp program; creating s. 581.217, F.S.; creating the state hemp program within the Department of Agriculture and Consumer Services; providing the purpose of the program; providing legislative findings; defining terms; providing requirements for program registration and for the distribution and retail sale of hemp and hemp products; requiring the department to administer a certified hemp seed program; providing the purpose and requirements of the program; requiring the department, in consultation with the Department of Health and the Department of Business and Professional Regulation, to adopt specified rules within a specified timeframe; directing the Commissioner of Agriculture, in consultation with the Governor and Attorney General, to

submit a specified plan within a specified timeframe to the United States Secretary of Agriculture; creating an Industrial Hemp Advisory Board for a specified purpose; providing that the board is adjunct to the department for administrative purposes; providing the membership and meetings of the board; prohibiting the board from receiving compensation; amending s. 1004.4473, F.S.; revising the schools at which the department is required to authorize and oversee the development of industrial hemp pilot projects; authorizing universities to implement industrial hemp pilot projects pursuant to the state hemp program; providing a directive to the Division of Law Revision; 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>
Greater Orlando Aviation Authority	
Appointees: Good, M. Carson, Winter Park	04/16/2022
Pirozzolo, Jason, Winter Garden	04/16/2020

Referred to the Committee on Ethics and Elections.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 21 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health Market Reform Subcommittee and Representative(s) Fitzenhagen—

CS for HB 21—A bill to be entitled An act relating to health care facility market barriers; repealing ss. 154.245 and 154.246, F.S., relating to the issuance of a certificate of need by the Agency for Health Care Administration as a condition to bond validation and project construction; creating s. 381.4066, F.S.; establishing local health councils under ch. 381, F.S.; providing for the appointment of members; providing powers and duties; designating health service planning districts; providing for funding; requiring the agency to establish rules relating to the imposition of fees and financial accountability; requiring the agency to coordinate the planning of health care services in the state and develop and maintain a comprehensive health care database; requiring the Department of Health to contract with local health councils for specified services; amending s. 395.003, F.S.; removing a provision requiring that certain hospital beds be specified as general beds for licensure; removing provisions relating to the prohibition of licensure for hospitals that treat specific populations; amending s. 395.1055, F.S.; removing provisions requiring the agency to adopt rules relating to data for certificate-of-need reviews; revising provisions relating to appointments to a technical advisory panel for certain pediatric cardiovascular programs; requiring the agency to adopt rules establishing licensure standards for providers of adult cardiovascular services; requiring such providers to comply with specified national standards; repealing s. 395.6025, F.S., relating to rural hospital replacement facilities; repealing ss. 408.031, 408.032, 408.033, 408.034, 408.035, 408.036, 408.0361, 408.037, 408.038, 408.039, 408.040, 408.041, 408.042, 408.043, 408.044, 408.045, and 408.0455, F.S., relating to the Health Facility and Services Development Act; amending ss. 159.27, 186.503, 189.08, 220.1845, 376.30781, 376.86, 383.216, 395.0191, 395.1065,

400.071, 400.606, 400.6085, 408.07, 408.806, 408.808, 408.810, and 408.820, F.S.; conforming provisions to changes made by the act and conforming cross-references; repealing s. 651.118, F.S., relating to the issuance of certificates of need by the Agency for Health Care Administration for nursing home beds; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 87 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Transportation & Infrastructure Subcommittee and Representative(s) Ponder, Andrade, Bush, Hill, Killbrew, Sabatini, Watson, C.—

CS for CS for HB 87—A bill to be entitled An act relating to registration and titling of vehicles and vessels; amending s. 320.055, F.S.; revising registration periods for certain vehicles; requiring the Department of Highway Safety and Motor Vehicles to prorate registration renewals for customers in order to implement changes made by the act; amending s. 320.0609, F.S.; authorizing the department or its agent to verify necessary information through the electronic file of death records maintained by the Department of Health for a surviving spouse of a motor vehicle owner when requesting a registration certificate and license plate transfer; amending ss. 320.07 and 320.0705, F.S.; conforming provisions to changes made by the act; amending s. 328.01, F.S.; authorizing the Department of Highway Safety and Motor Vehicles or its agent to verify necessary information through the electronic file of death records maintained by the Department of Health for a new owner or surviving coowner of a vessel when applying for transfer of title; providing effective dates.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 91, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Civil Justice Subcommittee and Representative(s) Altman, Bush—

CS for CS for HB 91—A bill to be entitled An act relating to judicial process; amending s. 48.23, F.S.; providing that a person who acquires for value a lien on property during the course of specified legal actions takes such lien free of claims in certain circumstances; revising provisions relating to time requirements for intervention in certain proceedings; specifying the effect of a valid, recorded notice of lis pendens in certain circumstances involving a judicial sale; providing applicability; 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. 316.29545, F.S.; exempting certified process servers from certain window suncreening restrictions; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 193 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Grant, M.—

CS for HB 193—A bill to be entitled An act relating to Charlotte County; repealing chapters 25231 (1949), 59-588, 63-848, 63-1202, 65-1214, and 81-357, Laws of Florida, relating to the compensation of members and the chairman of the board of county commissioners, travel expenses for the members of the commission, and funds for the entertainment of dignitaries; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7011 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Oversight, Transparency & Public Management Subcommittee and Representative(s) Daniels—

HB 7011—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 252.905, F.S., which provides an exemption from public record requirements for information provided to the Division of Emergency Management for the purpose of being provided assistance with emergency planning; removing the scheduled repeal of the exemption; providing an effective date.

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

RETURNING MESSAGES — FINAL ACTION

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed SB 2.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed SB 4.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed SB 6.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed SB 8.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

ENROLLING REPORTS

SB 2, SB 4, SB 6, and SB 8 have been enrolled, signed by the required constitutional officers, and presented to the Governor on March 29, 2019.

Debbie Brown, Secretary

CO-INTRODUCERS

Senators Book—SB 1518; Broxson—SB 1618; Cruz—SB 1518, SB 1618; Gruters—CS for SB 1758; Harrell—CS for SB 1180, SB 1774; Mayfield—SB 1618; Perry—SJR 74; Rader—CS for SB 646, SB 1234; Rouson—SB 1466, SB 1656; Stewart—SB 1772; Torres—SB 1234

SENATE PAGES

April 1-5, 2019

Jared Bethke, Tallahassee; Caroline Dentel, Maitland; Natalie Dunn, Tallahassee; Elise Farr, Tallahassee; Haleigh Howell, Panama City Beach; Holden Margheim, DeBary; Janae Mobley, Jacksonville; Michael Rentz, Quincy; Ryan Stogdill, Jupiter; Jasmin Torres, Monticello; Lorne "Eli" Whaley, Carrabelle; Cam Younis, Florahome



Journal of the Senate

Number 9—Regular Session

Wednesday, April 3, 2019

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CALL TO ORDER

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

Mr. President	Diaz	Pizzo
Albritton	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Gibson	Rouson
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright

PRAYER

The following prayer was offered by The Most Reverend Bernardito Auza, Apostolic Nuncio, Permanent Observer of the Holy See to the United Nations and Organization of American States, Rank of an Archbishop, New York:

Grace and peace be to this Senate.

Almighty God, we ask you to bless each and every member of the Senate of the State of Florida as they come together to examine and deliberate on the issues and concerns affecting the people and the state. Grant them wisdom to make decisions that redound to the common good of all, the courage to discuss with serenity even the most challenging and divisive issues of the day, and the capacity to love and respect one another in spite of their political differences. Inspire them to foster a political culture that is always of service and not of dominion, charity and not opposition, and respect and not dishonor of the other.

God of wisdom, inspire them to be public servants with a lofty sense of their duties, attentive listeners to the concerns and needs of the citizens of this state, uplifting examples and preserving the credibility of

the office, passionate caretakers of this bountiful and beautiful land, and compassionate protectors of those left behind in society.

Bless all their endeavors and plans to make this State of Florida ever more just, peaceful, and prosperous—where the young look to the future with confidence, where the equal dignity of all is fully guaranteed, where the vulnerable are defended, and where all Floridians are proud to be stewards of their state’s enormous natural beauty, resources, and people.

We ask these things in your holy name. Amen.

PLEDGE

Senate Pages, Elise Farr of Tallahassee; Janae Mobley of Jacksonville; Jasmin Torres of Monticello; and Lorne “Eli” Whaley of Carabelle, 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 Mendez of Jacksonville Beach, sponsored by Senator Bean, as the doctor of the day. Dr. Mendez specializes in family practice.

ADOPTION OF RESOLUTIONS

At the request of Senator Taddeo—

By Senator Taddeo—

SR 930—A resolution recognizing April 1-7, 2019, as “Autism Soccer Awareness Week” in Florida.

WHEREAS, autism spectrum disorder is a lifelong developmental disability resulting in impairment of an individual’s ability to learn, develop healthy interactive behaviors, and understand verbal, non-verbal, and reciprocal communication, and

WHEREAS, autism, the result of a neurological disorder affecting brain function, affects one in every 68 children, and millions nationwide, but few understand this complex disorder, and

WHEREAS, children with autism have a variety of symptoms and special abilities, and

WHEREAS, children with autism have been discriminated against in the participation of sports and extracurricular activities because of these symptoms and special abilities, and

WHEREAS, children with autism have a right to reap the physical and mental benefits of sports and extracurricular activities, and

WHEREAS, children with autism must be given the chance to participate in sports and extracurricular activities as we continue to research this complex neurological disorder to find treatment options to help those affected and as we strive to provide families with education, awareness, and acceptance, and

WHEREAS, Autism Soccer teaches soccer skills to children with autism in a supportive environment that encourages teamwork and assists them in building self-confidence, NOW, THEREFORE,

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

That April 1-7, 2019, is designated as “Autism Soccer Awareness Week” in Florida, and that Floridians are encouraged to support and encourage the engagement of children with autism in sports, including soccer, and extracurricular activities.

—was introduced, read, and adopted by publication.

At the request of Senator Montford—

By Senator Montford—

SR 1818—A resolution commending the osteopathic physicians of this state and recognizing April 4, 2019, as “Osteopathic Medicine and Health Awareness Day” in Florida.

WHEREAS, there are currently more than 114,000 osteopathic physicians in the United States, and

WHEREAS, osteopathic physicians provide health care services that account for more than 76 million patient visits annually nationwide, and

WHEREAS, this state has three accredited osteopathic hospitals and two osteopathic medical colleges and the third-largest osteopathic physician population in the nation, and

WHEREAS, osteopathic manipulation of the musculoskeletal system is a viable and proven technique for many diagnoses and treatments and is an alternative to many drug therapies, and

WHEREAS, osteopathic physicians provide comprehensive medical care, including preventive medicine, diagnoses, and the appropriate use of drugs, surgery, manipulation, and hospital referrals, NOW, THEREFORE,

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

That the Florida Senate commends the osteopathic physicians of this state for their contributions to the health and welfare of the residents of this state and recognizes April 4, 2019, as “Osteopathic Medicine and Health Awareness Day” in Florida.

—was introduced, read, and adopted by publication.

At the request of Senator Gibson—

By Senator Gibson—

SR 1830—A resolution acknowledging the remarkable contributions made to the people of this state by Delta Sigma Theta Sorority, Inc., and recognizing March 31-April 2, 2019, as the 25th 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 Programmatic 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, producing 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 24 years, the Florida chapters of Delta Sigma Theta Sorority, Inc., have conducted “Delta Days at the Capitol,” during which members have a unique opportunity to advocate policies and legislation that will impact every area of the Five-Point Programmatic 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; Southern Regional Representative Jasmine Minor; 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 March 31-April 2, 2019, in Tallahassee to participate in the 25th 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 March 31-April 2, 2019, as the 25th annual “Delta Days at the Capitol.”

—was introduced, read, and adopted by publication.

At the request of Senator Broxson—

By Senator Broxson—

SR 1834—A resolution recognizing Florida’s “hidden heroes,” the caregivers of ill or injured military servicemembers and veterans.

WHEREAS, a RAND Corporation study commissioned by the Elizabeth Dole Foundation shows that as a result of the series of wars and conflicts in which the United States has been engaged since World War II, 5.5 million individuals, including parents, spouses, siblings, and friends, are caregivers to ill or injured servicemembers and veterans, and

WHEREAS, the daily tasks of these caregivers, many of whom are employed outside the home to earn essential income, may include bathing, dressing, feeding, and caring for grievous injuries of and administering medications and providing emotional support to servicemembers and veterans, and

WHEREAS, the United States provides multifaceted support to ill and injured servicemembers and veterans through public, private, and philanthropic resources, but caregivers receive little support or acknowledgment despite research that shows an alarming number suffer debilitating mental, physical, and emotional effects as a result of their caregiving responsibilities, and

WHEREAS, the Elizabeth Dole Foundation established the Hidden Heroes campaign to raise awareness of the issues confronted daily by these caregivers and to inspire individuals, businesses, and community leaders to take action in supporting caregivers in their communities, and

WHEREAS, Alachua County, Gainesville, Jacksonville, and Winter Springs are currently registered as Hidden Heroes Cities, a growing nationwide network of cities and counties dedicated to recognizing and supporting caregivers of military servicemembers and veterans, NOW, THEREFORE,

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

That the caregivers of military servicemembers and veterans in the Hidden Heroes Cities of Alachua County, Gainesville, Jacksonville, and Winter Springs are recognized and commended for their selfless dedication to the challenging responsibilities of caring for those who have defended all Americans.

BE IT FURTHER RESOLVED that all caregivers of Florida’s military servicemembers and veterans are encouraged to register with the Hidden Heroes program established by the Elizabeth Dole Foundation to become better connected to helpful resources and support.

—was introduced, read, and adopted by publication.

SPECIAL GUESTS

Senator Broxson recognized members of Florida’s “Hidden Heroes,” who were present in the gallery.

BILLS ON THIRD READING

CS for CS for SB 96—A bill to be entitled An act relating to police, fire, and search and rescue dogs and police horses; amending s. 843.19, F.S.; revising the defined terms “police dog” to “police canine,” “fire dog” to “fire canine,” and “SAR dog” to “SAR canine”; expanding the definitions of the terms “police canine” and “SAR canine” to include any canine that is owned, or the service of which is employed, by a correctional agency; increasing the penalty for intentionally and knowingly causing great bodily harm, permanent disability, or death to, or using a deadly weapon upon, police canines or horses, fire canines, or SAR canines; amending s. 767.16, F.S.; revising the term “dog” to “canine” to conform to changes made by the act; amending s. 921.0022, F.S.; conforming a provision to changes made by the act; providing an effective date.

—was read the third time by title.

On motion by Senator Bean, CS for CS for SB 96 was passed and certified to the House. The vote on passage was:

Yeas—39

Table with 3 columns: Mr. President, Diaz, Pizzo, Albritton, Farmer, Powell, Baxley, Flores, Rader, Bean, Gainer, Rodriguez, Benacquisto, Gibson, Rouson, Berman, Gruters, Simmons, Book, Harrell, Simpson, Bracy, Hooper, Stargel, Bradley, Hutson, Stewart, Brandes, Mayfield, Taddeo, Braynon, Montford, Thurston, Broxson, Passidomo, Torres, Cruz, Perry, Wright

Nays—None

Vote after roll call:

Yea—Lee

CS for SB 160—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; prohibiting a person from knowingly having in his or her possession, custody, or control an obscene, child-like sex doll without the intent to commit certain actions; 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, 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 read the third time by title.

On motion by Senator Book, CS for SB 160 was passed and certified to the House. The vote on passage was:

Yeas—39

Table with 3 columns: Mr. President, Diaz, Pizzo, Albritton, Farmer, Powell, Baxley, Flores, Rader, Bean, Gainer, Rodriguez, Benacquisto, Gibson, Rouson, Berman, Gruters, Simmons, Book, Harrell, Simpson, Bracy, Hooper, Stargel, Bradley, Hutson, Stewart, Brandes, Mayfield, Taddeo, Braynon, Montford, Thurston, Broxson, Passidomo, Torres, Cruz, Perry, Wright

Nays—None

Vote after roll call:

Yea—Lee

SB 310—A bill to be entitled An act relating to off-highway vehicles; amending ss. 261.03 and 317.0003, F.S.; redefining the terms “ATV” and “ROV” to increase the authorized width and dry weight of such vehicles; amending s. 316.2074, F.S.; redefining the term “all-terrain vehicle” to increase the authorized width and dry weight of the vehicle; reenacting s. 316.2123(1), F.S., relating to the operation of an ATV on certain roadways; reenacting s. 316.21265(1), F.S., relating to the use of certain vehicles by law enforcement agencies; providing an effective date.

—was read the third time by title.

On motion by Senator Perry, SB 310 was passed and certified to the House. The vote on passage was:

Yeas—39

Table with 3 columns: Mr. President, Diaz, Pizzo, Albritton, Farmer, Powell, Baxley, Flores, Rader, Bean, Gainer, Rodriguez, Benacquisto, Gibson, Rouson, Berman, Gruters, Simmons, Book, Harrell, Simpson, Bracy, Hooper, Stargel, Bradley, Hutson, Stewart, Brandes, Mayfield, Taddeo, Braynon, Montford, Thurston, Broxson, Passidomo, Torres, Cruz, Perry, Wright

Nays—None

CS for CS for CS for SB 462—A bill to be entitled An act relating to judicial process; amending s. 48.23, F.S.; providing that a person who acquires for value a lien on property during the course of specified legal actions takes such lien free of claims in certain circumstances; revising provisions relating to time requirements for intervention in certain proceedings; specifying the effect of a valid, recorded notice of lis pendens in certain circumstances involving a judicial sale; providing applicability; 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 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. 316.29545, F.S.; exempting certified process servers from certain window sun-screening restrictions; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for CS for CS for SB 462**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 91** was withdrawn from the Committees on Judiciary; Community Affairs; and Rules.

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

CS for CS for HB 91—A bill to be entitled An act relating to judicial process; amending s. 48.23, F.S.; providing that a person who acquires for value a lien on property during the course of specified legal actions takes such lien free of claims in certain circumstances; revising provisions relating to time requirements for intervention in certain proceedings; specifying the effect of a valid, recorded notice of lis pendens in certain circumstances involving a judicial sale; providing applicability; 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. 316.29545, F.S.; exempting certified process servers from certain window sun-screening restrictions; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 462** and read the second time by title.

On motion by Senator Powell, by two-thirds vote, **CS for CS for HB 91** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Cruz	Passidomo
Albritton	Diaz	Perry
Baxley	Farmer	Pizzo
Bean	Flores	Powell
Benacquisto	Gainer	Rader
Berman	Gibson	Rodriguez
Book	Gruters	Rouson
Bracy	Harrell	Simmons
Bradley	Hooper	Simpson
Brandes	Hutson	Stargel
Braynon	Mayfield	Stewart
Broxson	Montford	Taddeo

Thurston Torres Wright

Nays—None

Vote after roll call:

Yea—Lee

SB 7034—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 316.0777, F.S., which provides a public records exemption for certain images and data obtained through the use of an automated license plate recognition system and for personal identifying information of an individual in data generated from such images; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title.

On motion by Senator Lee, **SB 7034** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Farmer	Pizzo
Albritton	Flores	Powell
Baxley	Gainer	Rader
Bean	Gibson	Rodriguez
Benacquisto	Gruters	Rouson
Berman	Harrell	Simmons
Book	Hooper	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Cruz	Passidomo	Torres
Diaz	Perry	Wright

Nays—None

SB 7036—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 338.155, F.S., which provides an exemption from public records requirements for personal identifying information held by the Department of Transportation, a county, a municipality, or an expressway authority for certain purposes; deleting the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title.

On motion by Senator Lee, **SB 7036** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

SPECIAL ORDER CALENDAR

SENATOR SIMMONS PRESIDING

SB 2500—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 2019, and ending June 30, 2020, and supplemental appropriations for the period ending June 30, 2019, 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 Bean moved the following amendment which was adopted:

Amendment 1 (995152)—

Table with columns DELETED and INSERT. Content includes AGENCY FOR HEALTH CARE ADMINISTRATION, Program: Health Care Services, Medicaid Long Term Care 68501500, In Section 03 On Page 059, Special Categories 101554, Home And Community Based Services IOEE.

At the end of existing proviso language, following Specific Appropriation 218, INSERT:

The Agency for Health Care Administration is directed to seek federal approval for a federal waiver, a state plan amendment or other federal authorization to provide a program called Working People with Disabilities, for adults with developmental disabilities who receive services under Florida's Medicaid waiver programs. The agency shall request an increase to the monthly income limit up to 500 percent of the Federal Benefit Rate for individuals with earned income through paid employment. The agency is authorized to implement the program upon federal approval and shall provide a report of the number of participants in the program to the Executive Office of the Governor, the President of the Senate, and the Speaker of the House of Representatives by June 30, 2020.

Amendment 2 (995151) was withdrawn.

Amendment 3 (995149) was withdrawn.

Senator Bradley moved the following amendment which was adopted:

Amendment 4 (995150)—

Table with columns DELETED and INSERT. Content includes EDUCATION, DEPARTMENT OF, Program: Education - Fixed Capital Outlay 48150000, In Section 02 On Page 006, Fixed Capital Outlay 089000, Maintenance, Repair, Renovation, And Remodeling IOEL, 2555 Public Education Capital Outlay And Debt Service Trust Fund 106,800,000 106,800,000 CA 0.

Following Specific Appropriation 18, DELETE:

Funds in Specific Appropriation 18 for colleges and universities shall be distributed in accordance with section 1013.64(1), Florida Statutes.

AND INSERT:

From the funds in specific appropriation 18 for the Florida College System, \$18,668,823 is appropriated for the Florida College System Risk Management Consortium for catastrophic property losses incurred by Florida colleges during recent hurricanes and other natural disasters (Senate Form 2643).

Remaining funds in Specific Appropriation 18 for colleges and universities shall be distributed in accordance with section 1013.64(1), Florida Statutes.

Senator Gainer moved the following amendment which was adopted:

Amendment 5 (995148)—

Table with columns DELETED and INSERT. Content includes EDUCATION, DEPARTMENT OF, Program: Education - Fixed Capital Outlay 48150000, In Section 02 On Page 007, Fixed Capital Outlay 089006, Florida College System Projects IOEL, 2555 Public Education Capital Outlay And Debt Service Trust Fund 32,468,884 32,468,884 CA 0.

Following Specific Appropriation 20, DELETE:

Table with columns DELETED and INSERT. Content includes GULF COAST STATE COLLEGE, Acquisition of Adjacent Property - Panama City..... 500,000.

AND INSERT:

Table with columns DELETED and INSERT. Content includes GULF COAST STATE COLLEGE, Construct STEM Bldg (Replace Bldg 12) - Panama City..... 500,000.

On motion by Senator Bradley, by two-thirds vote, SB 2500, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Table listing names of senators: Mr. President, Albritton, Baxley, Bean, Benacquisto, Berman, Book, Bracy, Bradley, Brandes, Braynon, Broxson, Cruz, Diaz, Farmer, Flores, Gainer, Gibson, Gruters, Harrell, Hooper, Hutson, Lee, Mayfield, Montford, Passidomo, Perry, Pizzo, Powell, Rader, Rodriguez, Rouson, Simmons, Simpson, Stargel, Stewart, Taddeo, Thurston, Torres, Wright.

Nays—None

THE PRESIDENT PRESIDING

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 second time by title. On motion by Senator Bradley, by two-thirds vote, SB 2504 was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Table listing names of senators: Mr. President, Albritton, Baxley, Bean, Benacquisto, Berman, Book, Bracy, Bradley, Brandes, Braynon, Broxson, Cruz, Diaz, Farmer, Flores, Gainer, Gibson.

Gruters	Perry	Stargel
Harrell	Pizzo	Stewart
Hooper	Powell	Taddeo
Hutson	Rader	Thurston
Lee	Rodriguez	Torres
Mayfield	Rouson	Wright
Montford	Simmons	
Passidomo	Simpson	

Nays—None

SB 7016—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. On motion by Senator Hooper, by two-thirds vote, **SB 7016** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

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**.

On motion by Senator Bradley, the House was requested to pass the following Senate budget bills as passed by the Senate or agree to include these bills in the appropriations conference: **SB 2500**, **SB 2504**, and **SB 7016**.

SPECIAL ORDER CALENDAR, continued

CS for SB 124—A bill to be entitled An act relating to dependent children; amending s. 744.1097, F.S.; specifying the venue in proceedings for the appointment of a guardian for a child or young adult who has been adjudicated dependent; conforming a provision to changes made by the act; amending s. 985.43, F.S.; authorizing a court to receive and consider any information provided by the Guardian Ad Litem Program and the child's attorney ad litem if a child is under the jurisdiction of a dependency court; amending s. 985.441, F.S.; requiring the Department of Juvenile Justice, if a child is under the jurisdiction of a dependency court, to provide notice to the dependency court and the Department of Children and Families, and, if appointed, the Guardian Ad Litem Program and the child's attorney ad litem; amending s. 985.455, F.S.; authorizing a court to receive and consider any information provided by the Guardian Ad Litem Program or the child's attorney ad litem if a child is under the jurisdiction of a dependency court; amending s. 985.461, F.S.; adding the Guardian Ad Litem Program as an authorized entity of community reentry teams under which the Department of Juvenile Justice is authorized to provide transition-to-adulthood services to certain children; reenacting ss. 322.051(9), 322.21(1)(f), and 382.0255(3), F.S., relating to identification cards, li-

cense fees, and fees, respectively, to incorporate the amendment made to s. 985.461, F.S., in references thereto; providing an effective date.

—was read the second time by title. On motion by Senator Bean, by two-thirds vote, **CS for SB 124** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Diaz	Pizzo
Albritton	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Gibson	Rouson
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright

Nays—None

Vote after roll call:

Yea—Mayfield

On motion by Senator Gruters—

SB 144—A bill to be entitled An act relating to impact fees; amending s. 163.31801, F.S.; revising the minimum requirements for impact fees adopted by a local government; exempting water and sewer connection fees from the Florida Impact Fee Act; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 144** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 234—A bill to be entitled An act relating to registration and titling of vehicles and vessels; amending s. 320.055, F.S.; revising registration periods for certain vehicles; requiring the Department of Highway Safety and Motor Vehicles to prorate registration renewals for customers in order to implement changes made by the act; amending s. 320.0609, F.S.; authorizing the department or its agent to verify necessary information through the electronic file of death records maintained by the Department of Health for a surviving spouse of a motor vehicle owner when requesting a registration certificate and license plate transfer; amending ss. 320.07 and 320.0705, F.S.; conforming provisions to changes made by the act; amending s. 328.01, F.S.; authorizing the Department of Highway Safety and Motor Vehicles or its agent to verify necessary information through the electronic file of death records maintained by the Department of Health for a new owner or surviving coowner of a vessel when applying for transfer of title; providing effective dates.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 234**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 87** was withdrawn from the Committees on Infrastructure and Security; Judiciary; and Appropriations.

On motion by Senator Baxley—

CS for CS for HB 87—A bill to be entitled An act relating to registration and titling of vehicles and vessels; amending s. 320.055, F.S.; revising registration periods for certain vehicles; requiring the Department of Highway Safety and Motor Vehicles to prorate registration renewals for customers in order to implement changes made by the act; amending s. 320.0609, F.S.; authorizing the department or its agent to

verify necessary information through the electronic file of death records maintained by the Department of Health for a surviving spouse of a motor vehicle owner when requesting a registration certificate and license plate transfer; amending ss. 320.07 and 320.0705, F.S.; conforming provisions to changes made by the act; amending s. 328.01, F.S.; authorizing the Department of Highway Safety and Motor Vehicles or its agent to verify necessary information through the electronic file of death records maintained by the Department of Health for a new owner or surviving coowner of a vessel when applying for transfer of title; providing effective dates.

—a companion measure, was substituted for **CS for CS for SB 234** and read the second time by title.

On motion by Senator Baxley, by two-thirds vote, **CS for CS for HB 87** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

SB 320—A bill to be entitled An act relating to residential conservation programs; creating s. 379.107, F.S.; authorizing the Fish and Wildlife Conservation Commission to organize, staff, equip, and operate residential conservation programs for a specified purpose; authorizing the commission to establish cooperative efforts, procure commodities and contractual services, and hire and train appropriate personnel and volunteers for the programs; providing an effective date.

—was read the second time by title. On motion by Senator Hooper, by two-thirds vote, **SB 320** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

CS for CS for SB 366—A bill to be entitled An act relating to infectious disease elimination programs; providing a short title; amending s. 381.0038, F.S.; providing that a county commission may authorize a

sterile needle and syringe exchange program; defining the term “exchange program”; prohibiting the establishment of an exchange program under certain conditions; providing requirements for establishing an exchange program; specifying entities that may operate an exchange program; requiring the development of an oversight and accountability system for certain purposes; specifying requirements for exchange programs; requiring the collection of data and submission of reports; authorizing the Department of Health to adopt certain rules; providing for immunity from civil liability, under certain circumstances; authorizing sources of funding for exchange programs; authorizing the continuation of a specified pilot project under certain circumstances; providing severability; providing an effective date.

—was read the second time by title. On motion by Senator Braynon, by two-thirds vote, **CS for CS for SB 366** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

Consideration of **CS for SB 592** was deferred.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Pizzo, by two-thirds vote, **SB 1314**, **SB 1312**, and **SB 1150** were withdrawn from the committees of reference and further consideration.

MOTIONS

On motion by Senator Benacquisto, by two-thirds vote, all bills passed on the Special Order Calendar this day 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 Wednesday, April 3, 2019: **SB 2500**, **SB 2502**, **SB 2504**, **SB 7016**, **CS for SB 124**, **SB 144**, **CS for CS for SB 234**, **SB 320**, **CS for CS for SB 366**, **CS for SB 592**.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Kathleen Passidomo, Majority Leader
Audrey Gibson, Minority Leader

The Committee on Community Affairs recommends the following pass: **CS for SB 1500**

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

The Committee on Environment and Natural Resources recommends the following pass: SB 1344

The bill was referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.

The Committee on Community Affairs recommends the following pass: SB 1508

The Committee on Infrastructure and Security recommends the following pass: CS for SB 762

The Committee on Judiciary recommends the following pass: SB 1764

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 Education recommends the following pass: SB 66; SB 520; SB 798; SB 1594

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

The Committee on Environment and Natural Resources recommends the following pass: SR 1820

The bill was referred to the Committee on Military and Veterans Affairs and Space under the original reference.

The Committee on Community Affairs recommends the following pass: SB 604; CS for SB 1200; CS for SB 1476; CS for SB 1708

The Committee on Infrastructure and Security recommends the following pass: CS for SB 722; CS for SB 1004

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

The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 1758

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 7080

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 Environment and Natural Resources recommends a committee substitute for the following: SB 1772

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: SB 1510

The Committee on Innovation, Industry, and Technology recommends a committee substitute for the following: CS for SB 610

The Committee on Judiciary recommends a committee substitute for the following: SB 768

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 Education recommends committee substitutes for the following: SB 1164; SB 1296; SB 1342

The bills with committee substitute attached were referred to the Appropriations Subcommittee on Education under the original reference.

The Committee on Infrastructure and Security recommends a committee substitute for the following: SB 1638

The Committee on Innovation, Industry, and Technology recommends a committee substitute for the following: SB 1640

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 Education recommends a committee substitute for the following: SB 982

The Committee on Environment and Natural Resources recommends a committee substitute for the following: SB 1530

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 Children, Families, and Elder Affairs recommends a committee substitute for the following: SB 1622

The Committee on Judiciary recommends a committee substitute for the following: SB 548

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 Community Affairs recommends a committee substitute for the following: SB 1400

The Committee on Health Policy recommends a committee substitute for the following: SB 1700

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 Banking and Insurance recommends a committee substitute for the following: SB 1466

The Committee on Community Affairs recommends committee substitutes for the following: CS for SB 908; CS for SB 1140

The Committee on Education recommends a committee substitute for the following: SB 1480

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: CS for SB 34

The Committee on Innovation, Industry, and Technology recommends committee substitutes for the following: SB 1024; SB 1618

The Committee on Judiciary recommends a committee substitute for the following: CS for SB 714

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

REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

The Committee on Environment and Natural Resources recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

*For Term
Ending*

Governing Board of the South Florida Water Management District

Appointees: Goss, Chauncey P. II	03/01/2023
Martinez, Carlos "Charlie" E.	03/01/2020
Meads, Cheryl Anne	03/01/2021
Roman, Charlette I.	03/01/2021
Steinle, John "Jay" P.	03/01/2023
Thurlow-Lippisch, Mary Jacqueline "Jacqui"	03/01/2022
Wagner, Scott Andrew	03/01/2023

The Committee on Environment and Natural Resources recommends that the Senate confirm the following appointments made by the Governor and Cabinet:

Office and Appointment

*For Term
Ending*

Secretary of Environmental Protection

Appointee: Valenstein, Noah	Pleasure of Governor
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The Committee on Infrastructure and Security recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

*For Term
Ending*

Secretary of Transportation

Appointee: Thibault, Kevin J.	Pleasure of Governor
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The appointments were referred to the Committee on Ethics and Elections under the original reference.

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

By the Committee on Judiciary—

SB 7096—A bill to be entitled An act relating to constitutional amendments; amending s. 100.371, F.S.; requiring a compensated petitioner gatherer to register with the Secretary of State and to attest that he or she is a Florida resident for a specified period before obtaining signatures on petition forms; requiring the Secretary of State to maintain a searchable database of such forms; revising requirements regarding the supervisor of elections' determination of a petition form's validity; authorizing interested persons to submit position statements on initiatives for publication on the Department of State's website; extending the timeframe for the Financial Impact Estimating Conference to complete its analysis of an initiative; requiring the analysis to summarize the impact to the state and local economies; requiring each supervisor to include a copy of the summary in the publication or mailing of a sample ballot; amending s. 101.161, F.S.; requiring the name of the sponsor of an initiative to appear on the ballot with the percentage of donations received from certain in-state donors; defining the term "person"; requiring a statement to appear on the ballot if the amend-

ment is estimated to increase costs, decrease revenues, or have an indeterminate economic impact; amending s. 101.171, F.S.; requiring a copy of proposed amendments be provided in each voting booth; creating s. 104.186, F.S.; prohibiting compensation for initiative petition gatherers or entities based on the number of petitions gathered; providing a penalty; invalidating petitions that are unlawfully gathered; providing for application; providing effective dates.

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

By the Committee on Governmental Oversight and Accountability—

SB 7098—A bill to be entitled An act relating to death benefits; re-enacting and amending ss. 112.19 and 112.191, F.S., relating to death benefits for law enforcement, correctional, and correctional probation officers and for firefighters, respectively; revising definitions; revising the payment amounts of death benefits; deleting the provision requiring annual adjustment of the death benefit amount; conforming provisions regarding the waiver for specified educational expenses to changes made by the act; creating s. 112.1911, F.S.; establishing a death benefit for emergency medical technicians and paramedics to conform to s. 31, Art. X of the State Constitution; providing definitions; specifying eligibility and payment amounts for such death benefits; prescribing the procedure by which an emergency medical technician or a paramedic designates a beneficiary; specifying that such death benefits are supplementary and exempt from creditors' demands or claims; specifying the financial responsibility of employing agencies as to the payment of benefits; creating s. 112.1912, F.S.; defining the term "first responder"; providing a death benefit for certain educational expenses for the surviving spouse and children of certain first responders; authorizing a specified number of hours to be waived by certain educational institutions; providing requirements to receive such benefit; requiring the State Board of Education and the Board of Governors to adopt rules and regulations, respectively; amending s. 250.34, F.S.; modifying eligibility for certain death benefits for a deceased member of the Florida National Guard, to conform to s. 31, Art. X of the State Constitution; prescribing the procedure by which a Florida National Guard member designates a beneficiary; specifying that such death benefits are exempt from creditors' claims and demands; specifying eligibility for educational benefits for the member's surviving children and spouse; reenacting and amending s. 295.01, F.S.; modifying provisions governing educational expense waivers for the child or spouse of a servicemember; creating s. 295.061, F.S.; providing definitions; establishing a death benefit for active duty members of the United States Armed Forces, to conform to s. 31, Art. X of the State Constitution; specifying eligibility and other requirements for entitlement to such benefits; specifying the payment amount of such benefits; prescribing the procedure by which an active duty member designates a beneficiary; specifying that the state-funded benefit is in addition to any federal benefit; providing for funding of the death benefit; requiring the state to waive certain educational expenses of a child or spouse of a deceased active duty member of the United States Armed Forces; specifying conditions and requirements for the waiver; authorizing the State Board of Education and the Board of Governors to adopt rules and regulations, respectively; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Governmental Oversight and Accountability; and Judiciary; and Senator Torres—

CS for CS for SB 34—A bill to be entitled An act for the relief of Robert Alan Smith by Orange County; providing for an appropriation to compensate Mr. Smith for injuries and damages he sustained as a result of the negligence of an employee of Orange County; providing legislative intent regarding certain lien interests held by the state; providing a limitation on the payment of fees and costs; providing an effective date.

By the Committee on Judiciary; and Senator Thurston—

CS for SB 38—A bill to be entitled An act for the relief of Jane Doe by the School Board of Miami-Dade County; providing for an appropriation to compensate Jane Doe for injuries and damages sustained as a result of the negligence of the School Board of Miami-Dade County; providing limitations on attorney fees, lobbying fees, and certain costs and expenses; providing an effective date.

By the Committee on Judiciary; and Senator Cruz—

CS for SB 200—A bill to be entitled An act for the relief of the Estate of Herminio Padilla, Jr., by the City of West Palm Beach, Palm Beach County, the City of Lake Worth, the City of Riviera Beach, and the Town of Palm Beach; providing for an appropriation to compensate his estate for injuries and damages sustained by Herminio Padilla, Jr., as a result of the negligence of the City of West Palm Beach, Palm Beach County, the City of Lake Worth, the City of Riviera Beach, and the Town of Palm Beach; providing a limitation on the payment of attorney fees; providing an effective date.

By the Committee on Judiciary; and Senator Brandes—

CS for SB 548—A bill to be entitled An act relating to electronic legal documents; providing directives to the Division of Law Revision; 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 certificates; 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 an online notary public to keep electronic journals of online notarizations and certain audio-video communication recordings; specifying the information that must be included for each online notarization; requiring that an online notary public retain a copy of the recording of an audio-video communication; specifying requirements for the recording; requiring an online notary public to take certain steps regarding the maintenance and security of the electronic journal; specifying that the Department of State maintains jurisdiction for a specified period of time for purposes of investigating notarial misconduct; authorizing the use of specified information for evidentiary purposes; creating s. 117.255, F.S.; specifying requirements for the use of electronic journals, signatures, and seals; requiring an online 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; providing an exception; 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; authorizing the use of specified information for evidentiary purposes; providing for 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; specifying circumstances under which an instrument is voidable; specifying duties of remote online notarization service providers and online notaries public; specifying applicable law and jurisdiction regarding witnessing; creating s. 117.295, F.S.; authorizing the

department to adopt rules and standards for online notarizations; providing minimum standards for online notarizations until such rules are adopted; 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.; revising requirements for oaths, affidavits, and acknowledgments; 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 s. 695.04, F.S.; conforming provisions to changes made by the act; amending s. 695.25, F.S.; revising the statutory short form of acknowledgments to include acknowledgment by online notarization; amending s. 695.28, F.S.; providing for validity of recorded documents; conforming provisions to changes made by the act; amending s. 709.2119, F.S.; authorizing the acceptance of a power of attorney based upon an electronic journal or electronic record made by a notary public; amending s. 709.2120, F.S.; prohibiting acceptance of a power of attorney if witnessed or notarized remotely; amending s. 709.2202, F.S.; prohibiting certain authority granted through a power of attorney if witnessed or notarized remotely; amending s. 731.201, F.S.; redefining the term “will” to conform to changes made by the act; amending s. 732.506, F.S.; exempting electronic wills from provisions governing the revocation of wills and codicils; prescribing the manner by which an electronic will or codicil may be revoked; creating s. 732.521, F.S.; providing definitions; creating s. 732.522, F.S.; prescribing the manner by which an electronic will must be executed; creating s. 732.523, F.S.; specifying requirements for the self-proof of an electronic will; creating s. 732.524, F.S.; specifying requirements necessary to serve as a qualified custodian of an electronic will; creating s. 732.525, F.S.; requiring a qualified custodian to post and maintain a blanket surety bond of a specified amount and maintain liability insurance; authorizing the Attorney General to petition a court to appoint a receiver to manage electronic records of a qualified custodian; creating s. 732.526, F.S.; specifying conditions by which an electronic will is deemed to be an original will; amending s. 733.201, F.S.; requiring that self-proved electronic wills meet certain requirements for admission to probate; creating s. 740.10, F.S.; specifying that any act taken pursuant to ch. 740, F.S., does not affect the requirement that a will be deposited within a certain timeframe; providing effective dates.

By the Committee on Health Policy; and Senators Perry and Baxley—

CS for SB 630—A bill to be entitled An act relating to nonopioid alternatives; amending s. 456.44, F.S.; providing a legislative finding; requiring the Department of Health to develop and publish on its website an educational pamphlet regarding the use of nonopioid alternatives for the treatment of pain; requiring that the pamphlet include specified information, including the advantages and disadvantages of the use of such alternatives; providing requirements for health care practitioners; providing an exception; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senators Rouson, Berman, and Perry—

CS for SB 634—A bill to be entitled An act relating to child welfare; providing a short title; amending s. 25.385, F.S.; requiring the Florida Court Educational Council to establish certain standards for instruction of circuit and county court judges for dependency cases; creating s. 39.0142, F.S.; requiring the Department of Law Enforcement to provide certain information to law enforcement officers relating to specified individuals; providing how such information shall be provided to law enforcement officers; providing requirements for law enforcement officers and the central abuse hotline relating to specified interactions with certain persons and how to relay details of such interactions; amending s. 39.8296, F.S.; requiring that the guardian ad litem training program include training on the recognition of and responses to head trauma and brain injury in children younger than a specified age; amending s. 402.402, F.S.; requiring certain investigators, supervisors, and attorneys to complete training on the recognition of and responses to head trauma and brain injury in specified children; amending s. 409.988, F.S.; requiring lead agencies to provide certain individuals with train-

ing on the recognition of and responses to head trauma and brain injury in specified children; authorizing lead agencies to provide intensive family reunification services that combine child welfare and mental health services to certain families; amending s. 409.996, F.S.; requiring the department and certain lead agencies to create and implement a program to more effectively provide case management services to specified children; providing criteria for selecting judicial circuits for participation the program; specifying requirements of the program; requiring the Department of Children and families to evaluate the effectiveness of the program and submit a report to the Legislature and Governor by a specified date; creating s. 943.17297, F.S.; requiring the Criminal Justice Standards and Training Commission to incorporate specified training for law enforcement officers; requiring law enforcement officers, as of a specified date, to successfully complete such training as part of basic recruit training or continuing training or education; providing an effective date.

By the Committee on Criminal Justice; and Senator Perry—

CS for SB 668—A bill to be entitled An act relating to public nuisances; amending s. 60.05, F.S.; revising notice requirements for the filing of temporary injunctions relating to the enjoyment of certain nuisances; extending the period of notice before a lien may attach to certain real estate; amending s. 823.05, F.S.; making technical changes; providing that the use of a location by a criminal gang, criminal gang members, or criminal gang associates for criminal gang-related activity is a public nuisance; declaring 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 a nuisance and may be abated or enjoined pursuant to specified provisions; providing a property owner an opportunity to remedy a nuisance before specified legal actions may be taken against the property under certain circumstances; providing an effective date.

By the Committees on Judiciary; and Banking and Insurance; and Senators Brandes and Bracy—

CS for CS for SB 714—A bill to be entitled An act relating to insurance; providing a short title; amending s. 215.555, F.S.; increasing the required reimbursement of loss adjustment expenses in reimbursement contracts between the State Board of Administration and property insurers under the Florida Hurricane Catastrophe Fund; amending s. 319.30, F.S.; specifying means by which an insurance company may forward certificates of title of certain salvage motor vehicles or mobile homes to the Department of Highway Safety and Motor Vehicles; revising the effective date of certain procedures and requirements relating to certificates of title; providing that certain electronic signatures satisfy certain signature requirements; amending s. 440.381, F.S.; revising a criminal penalty for the submission, with certain intent, of an employer application for workers' compensation insurance coverage which contains false, misleading, or incomplete information; providing that certain sworn statements in such applications are not required to be notarized; creating s. 624.1055, F.S.; providing a right of contribution among insurers for defense costs under certain circumstances; providing a requirement for, and authorizing the use of certain factors by, a court in allocating costs; providing a cause of action to enforce the right of contribution; providing construction and applicability; amending s. 624.155, F.S.; deleting a provision that tolls, under certain circumstances, a period before a civil action against an insurer may be brought; deleting a provision authorizing the Department of Financial Services to return a civil remedy notice for lack of specificity; prohibiting the filing of the notice within a certain timeframe under certain circumstances; amending s. 624.404, F.S.; adding a circumstance under which the Office of Insurance Regulation may waive a 3-year operation requirement for foreign or alien insurers and exchanges; amending s. 624.4085, F.S.; specifying the applicable formula for determining risk-based capital of certain health maintenance organizations and prepaid limited health service organizations; amending s. 626.916, F.S.; deleting a limit on fees charged by filing surplus lines agents per policy certified for export; authorizing retail agents to charge reasonable fees for placing surplus lines policies; specifying requirements for itemizing and enumerating fees; amending s. 626.9541, F.S.; providing that insurers and agents may give insureds certain free or discounted loss mitigation services or loss control items; deleting a limitation on the value of loss mitigation services that may be given to insureds; amending s. 627.0655, F.S.; revising circumstances under

which insurers or certain authorized persons may provide certain premium discounts to insureds; amending s. 627.426, F.S.; adding means by which liability insurers may provide to named insureds certain notices relating to coverage denials based on a particular coverage defense; amending s. 627.4555, F.S.; requiring life insurers that are required to provide a specified notice to policyowners of an impending lapse in coverage to also notify the policyowner's agent of record within a certain timeframe; providing that the agent is not responsible for any lapse in coverage; exempting the insurer from the requirement under certain circumstances; amending s. 627.7015, F.S.; adding circumstances under which certain property insurers may provide required notice to policyholders of their right to participate in a certain mediation program; amending s. 627.7295, F.S.; reducing the collected premium required before private passenger motor vehicle insurance policies or binders may be initially issued; amending s. 921.0022, F.S.; conforming a provision to changes made by the act; providing effective dates.

By the Committee on Judiciary; and Senator Harrell—

CS for SB 760—A bill to be entitled An act relating to jury service; amending s. 40.013, F.S.; requiring certain students in specified schools to be excused from jury service upon request; providing an effective date.

By the Committee on Judiciary; and Senator Perry—

CS for SB 768—A bill to be entitled An act relating to attorney fees; amending s. 57.105, F.S.; prohibiting the awarding of attorney fees for a violation of specified provisions; providing an exception; providing an effective date.

By the Committee on Health Policy; and Senator Baxley—

CS for SB 884—A bill to be entitled An act relating to clinical social workers, marriage and family therapists, and mental health counselors; amending s. 491.003, F.S.; defining the terms "certified master social worker" and "practice of generalist social work"; amending s. 491.004, F.S.; deleting an obsolete provision; amending s. 491.0145, F.S.; requiring the Department of Health to certify an applicant for designation as a certified master social worker under certain circumstances; providing that applicants for designation as a certified master social worker submit their application to the department; deleting a provision relating to an application requirement; authorizing the department to adopt rules; amending s. 491.0149, F.S.; requiring the use of applicable professional titles by licensees, certificate holders, provisional licensees, and registrants on social media and other specified materials; providing an effective date.

By the Committees on Community Affairs; and Banking and Insurance; and Senator Hooper—

CS for CS for SB 908—A bill to be entitled An act relating to fire-safety systems; amending s. 553.792, F.S.; requiring that a uniform fire alarm permit application, along with certain other information, be used and submitted to the local enforcement agency for any project requiring a fire alarm permit; providing that such application may be submitted by certain means; providing a signature requirement; specifying information required in, and a form for, such applications; providing applicability of certain building permit application procedures; authorizing contractors, under certain circumstances, to begin repairs of fire alarm system upon filing the uniform fire alarm permit application; amending s. 633.216, F.S.; conforming a cross-reference; amending s. 633.312, F.S.; authorizing local authorities having jurisdiction to accept uniform summary inspection reports of certain fire hydrants and fire protection systems by certain means; requiring the State Fire Marshal to adopt rules implementing a uniform summary inspection report and certain submission procedures; providing requirements for such uniform report and procedures; providing that such procedures may not require a contractor to submit certain information; amending s. 718.112, F.S.; requiring that condominium association bylaws provide requirements for the association's reasonable compliance with the Florida Fire Prevention Code; defining the term "reasonable compliance"; providing construction; specifying authorized means of compliance for certain residential condominiums; deleting a requirement

for association bylaws to contain a certain certificate of compliance provision; deleting an exemption from a requirement to retrofit certain condominium property with a fire sprinkler system; deleting procedures for such exemption; extending the date before which a local authority having jurisdiction may not require completion of retrofitting with a fire sprinkler system; specifying the date before which a local authority having jurisdiction may not require completion of installation of an engineered life safety system; requiring a residential condominium association that is not in compliance with certain requirements to perform certain duties by specified dates; providing a penalty; requiring the Division of Florida Condominiums, Timeshares, and Mobile Homes of the Department of Business and Professional Regulation to collect such penalty payments and remit them to the Firefighter Assistance Grant Program within the Division of State Fire Marshal of the Department of Financial Services; deleting an obsolete provision; deleting requirements for condominium associations to report certain information to the Division of Florida Condominiums, Timeshares, and Mobile Homes and for the division to report certain information to the Division of State Fire Marshal; providing an effective date.

By the Committee on Education; and Senator Thurston—

CS for SB 982—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; requiring the Department of Legal Affairs to develop human trafficking awareness campaigns; providing an effective date.

By the Committee on Innovation, Industry, and Technology; and Senator Gruters—

CS for SB 1024—A bill to be entitled An act relating to blockchain technology; providing legislative findings; establishing the Florida Blockchain Task Force within the Department of Financial Services; requiring the task force to develop a specified master plan; specifying the composition of the task force; specifying duties and procedures of the task force; providing that task force members shall serve without compensation but are entitled to certain reimbursement; requiring the task force to submit a specified report to the Governor and the Legislature and to make presentations; providing that the task force is entitled to assistance and services of state governmental entities; requiring the department to provide support staff and other assistance to the task force; providing for termination of the task force; providing an effective date.

By the Committees on Community Affairs; and Judiciary; and Senator Hutson—

CS for CS for SB 1140—A bill to be entitled An act relating to attorney fees and costs; creating s. 57.112, F.S.; defining the term “attorney fees and costs”; providing for award of attorney fees and costs and damages in civil actions challenging local ordinances as being preempted by the State Constitution or state law; prohibiting an award of attorney fees and costs under certain circumstances; providing construction; providing applicability; providing retroactive application; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Berman—

CS for SB 1154—A bill to be entitled An act relating to decedents’ property; creating s. 731.1065, F.S.; specifying that precious metals are tangible personal property for the purposes of the Florida Probate Code; providing for retroactive application; amending s. 731.301, F.S.; specifying that formal notice is not sufficient to invoke a court’s personal jurisdiction over a person receiving such formal notice; providing applicability; amending s. 733.610, F.S.; expanding the list of sales or encumbrances that are voidable by interested persons under certain circumstances; amending s. 733.617, F.S.; specifying that certain attorneys and persons are not entitled to compensation for serving as a personal representative unless the attorney or person is related to the

testator or unless certain disclosures are made before a will is executed; requiring the testator to execute a written statement that acknowledges certain disclosures were made; providing requirements for the written statement; specifying when an attorney is deemed to have prepared or supervised the execution of a will; specifying how a person may be related to an individual; specifying when an attorney or person related to the attorney is deemed to have been nominated in a will; providing construction; providing applicability; amending s. 736.0708, F.S.; specifying that certain attorneys and persons are not entitled to compensation for serving as a trustee unless the attorney or person is related to the settlor or unless certain disclosures are made before the trust instrument is executed; requiring a settlor to execute a written statement that acknowledges certain disclosures were made; providing requirements for the written statement; specifying when an attorney is deemed to have prepared or supervised the execution of a trust instrument; specifying how a person may be related to an individual; specifying when an attorney or a person related to the attorney is deemed appointed in a trust instrument; providing construction; providing applicability; providing effective dates.

By the Committee on Education; and Senators Gainer and Perry—

CS for SB 1164—A bill to be entitled An act relating to postsecondary fee waivers; amending s. 1009.26, F.S.; authorizing certain Florida College System institutions serving counties directly impacted by a hurricane to waive out-of-state fees for students for a specified time period; providing requirements; prohibiting certain students enrolled in certain Florida College System institutions who qualify for such fee waivers from being included in the enrollment totals of such institutions for a specified purpose; providing an effective date.

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

CS for SB 1252—A bill to be entitled An act relating to public accountancy; amending s. 473.302, F.S.; revising a definition; amending s. 473.312, F.S.; revising the percentage of total hours of accounting-related and auditing-related continuing education required by the Board of Accountancy for license renewal; amending s. 473.313, F.S.; updating provisions relating to license reactivation; amending s. 473.322, F.S.; prohibiting a person from performing or offering to perform certain services without a license; revising criminal penalties; providing an effective date.

By the Committee on Education; and Senator Diaz—

CS for SB 1296—A bill to be entitled An act relating to the organization and operation of state universities; amending s. 1001.706, F.S.; requiring the Board of Governors to require state universities to conduct an annual assessment related to intellectual freedom and viewpoint diversity at each state university; providing requirements for the Board of Governors relating to such assessment; providing requirements for the Office of Inspector General; requiring the Board of Governors to match certain student information with specified educational and employment records; requiring the Board of Governors to enter into an agreement with the Department of Economic Opportunity for certain purposes; providing requirements for such agreement; amending s. 1001.7065, F.S.; revising the standards for the preeminent state research universities program; requiring the Board of Governors to use a certain plan for determining preeminence designations and awards for a specified fiscal year; providing for the expiration of a certain requirement; amending s. 1001.92, F.S.; revising the state university system performance-based incentives; revising the performance-based metrics to include specific data beginning in a certain fiscal year; authorizing the Board of Governors to approve other metrics; prohibiting the adjustment of such metrics once specified data has been received; providing for the future repeal of s. 1001.92(1)(h), F.S., relating to a specific performance-based metric for the State University System Performance-Based Incentive; amending s. 1004.28, F.S.; providing that state appropriations transferred to specified entities by state university boards of trustees may only be used for specified purposes; revising a specified reporting requirement; amending s. 1004.335, F.S.; clarifying that the University of South Florida St. Petersburg and the University of South Florida Sarasota/Manatee are branch campuses; amending s. 1004.41, F.S.; requiring the University of Florida Board of Trustees to approve appointments to specified boards of directors and other entities

relating to the J. Hillis Miller Health Center; providing that state appropriations transferred to certain entities by the University of Florida Board of Trustees may be used only for specified purposes; amending s. 1007.23, F.S.; requiring the statewide articulation agreement to provide for a reverse transfer agreement; providing for an associate degree to be awarded to certain students by Florida College System institutions; providing requirements for state universities in that process; amending s. 1009.215, F.S.; providing that students enrolled in a specified pilot program who are eligible to receive Bright Futures Scholarships are also eligible for such scholarship funds for designated terms under specified circumstances; amending s. 1009.24, F.S.; conforming a cross-reference; amending s. 1011.90, F.S.; providing requirements for certain legislative budget requests; requiring the Board of Governors to adopt regulations to provide specified definitions; prohibiting administrator growth rate from exceeding faculty growth rate; providing an effective date.

By the Committee on Education; and Senator Stargel—

CS for SB 1342—A bill to be entitled An act relating to postsecondary education for secondary students; amending s. 1007.27, F.S.; requiring postsecondary institutions to annually report specified information to the Commissioner of Education; requiring the Department of Education to annually publish specified information to its website; amending s. 1007.271, F.S.; revising the grade point average requirement for student eligibility relating to initial and continued enrollment in college credit dual enrollment courses; prohibiting district school boards and Florida College System institutions from limiting the number of students participating in dual enrollment; providing an exception; requiring, rather than authorizing, instructional materials to be made available to certain dual enrollment students free of charge; prohibiting certain costs associated with a private school student who is enrolled in a dual enrollment course from being passed along to the student's school; amending s. 1007.273, F.S.; defining the term “early college program”; providing additional options for students participating in an early college program; revising the requirements for an early college program; authorizing certain private school and home education students to enroll in an early college program; revising early college program contract and student performance contract requirements; requiring each district school board to annually notify students in certain grades of specified information about the early college program; authorizing a charter school to establish an early college program; providing that certain students and schools are not responsible for specified costs; providing that students who meet certain requirements generate a full-time equivalent bonus; providing requirements for such bonuses; requiring a district school superintendent to annually report to the Commissioner of Education certain information relating to the early college program; requiring the commissioner to annually submit a report to the Governor and the Legislature; providing an effective date.

By the Committee on Community Affairs; and Senator Albritton—

CS for SB 1400—A bill to be entitled An act relating to private property rights; amending s. 163.3209, F.S.; deleting a provision that authorizes electric utilities to perform certain right-of-way tree maintenance only if a property owner has received local government approval; creating s. 163.3214, F.S.; prohibiting certain local government ordinances or regulations from requiring a permit, application, notice, fee, or fine for certain activities regarding trees on residential property; prohibiting a local government from authorizing the removal of certain trees during a specified time period; authorizing a local government to enforce ordinances or regulations pertaining to the replanting of trees under certain circumstances; providing applicability; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Powell—

CS for SB 1418—A bill to be entitled An act relating to mental health; amending s. 394.4615, F.S.; requiring service providers to disclose information from a clinical record under certain circumstances relating to threats to cause seriously bodily injury or death; amending s. 394.463, F.S.; revising deadlines for submission of documentation regarding involuntary examinations; amending s. 456.059, F.S.; requiring, rather than authorizing, psychiatrists to disclose certain patient

communications for purposes of notifying potential victims and law enforcement agencies of certain threats; amending s. 490.0147, F.S.; requiring, rather than authorizing, psychologists to disclose certain patient and client communications for purposes of notifying potential victims and law enforcement agencies of certain threats; providing psychologists with immunity from specified liability and actions under certain circumstances; amending s. 491.0147, F.S.; requiring, rather than authorizing, certain license holders and certificate holders to disclose certain patient and client communications for purposes of notifying potential victims and law enforcement agencies of certain threats; providing such persons with immunity from specified liability and actions; amending s. 1012.583, F.S.; revising responsibilities of the Department of Education and the Statewide Office for Suicide Prevention; revising criteria for designation as a Suicide Prevention Certified School; requiring that the department, schools, and school districts post certain information regarding such schools be posted on their respective websites; reenacting s. 490.009, F.S., relating to discipline of psychiatrists; reenacting s. 491.009, F.S., relating to discipline of psychologists; providing an effective date.

By the Committee on Banking and Insurance; and Senators Gibson, Broxson, and Rouson—

CS for SB 1466—A bill to be entitled An act relating to the protection of 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 and investment advisers to delay certain transactions or disbursements based on a reasonable belief of exploitation of a specified adult; specifying the basis for such reasonable belief; requiring a dealer or investment adviser to notify certain persons and the Office of Financial Regulation of such delays within a specified timeframe; authorizing the Department of Children and Families to provide information regarding certain investigations; specifying the expiration of such delays; authorizing a dealer or investment adviser to extend a delay under certain circumstances; providing that the length of such delays may be shortened or extended by a court of competent jurisdiction; providing that delays may be terminated by dealers or investment advisers under certain circumstances; requiring that certain records be made available to the office; providing immunity from civil and administrative liability for dealers, investment advisers, and associated persons for certain actions based on a reasonable belief of exploitation; requiring dealers and investment advisers to develop and conduct periodic training for associated persons and to maintain written records of compliance with such requirement; providing construction; providing an effective date.

By the Committee on Education; and Senator Stargel—

CS for SB 1480—A bill to be entitled An act relating to civics education; amending s. 1003.4156, F.S.; requiring that instructional materials for certain civics education courses be reviewed and approved by the Commissioner of Education in consultation with certain entities and individuals; requiring the commissioner to identify errors and inaccuracies in state-adopted materials; requiring such errors and inaccuracies to be corrected; requiring the commissioner to consult with specified organizations and stakeholders to review civics instructional materials and test specifications by a specified date; requiring the commissioner to make recommendations for improving such materials and test specifications by a specified date; requiring the department to review statewide civics education course standards by a specified date; deleting obsolete language; providing an effective date.

By the Committee on Community Affairs; and Senator Simmons—

CS for SB 1510—A bill to be entitled An act relating to trust funds; creating s. 163.5162, F.S.; creating the Safe Neighborhood Improvement District Revolving Loan Trust Fund within the Department of Legal Affairs; providing for the purpose of the trust fund; providing that any balance remaining in the trust fund at end of a fiscal year remains in the trust fund; providing for future review and termination or re-creation of the trust fund; providing a contingent effective date.

By the Committee on Health Policy; and Senators Wright, Book, and Cruz—

CS for SB 1518—A bill to be entitled An act relating to alternative treatment options for veterans; creating s. 295.156, F.S.; providing definitions; specifying eligibility to receive alternative treatment; authorizing the Department of Veterans' Affairs, subject to appropriation, to contract with a state university or Florida College System institution to enter into and manage contracts for the provision of alternative treatment options for certain veterans; providing requirements as to the provision of alternative treatment options and related assessment data; requiring the department to annually prepare a report for submission to the Governor and Legislature; prescribing report requirements; authorizing the department to adopt rules; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Rouson—

CS for SB 1530—A bill to be entitled An act relating to vessels; creating s. 327.332, F.S.; requiring vessel operators to reduce speed in specified hazardous situations; providing penalties; amending s. 327.73, F.S.; revising civil penalties relating to certain at-risk vessels and prohibited anchoring or mooring; providing civil penalties relating to vessels that fail to reduce speed for special hazards; providing an effective date.

By the Committee on Innovation, Industry, and Technology; and Senators Simmons, Cruz, Mayfield, and Broxson—

CS for SB 1618—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 under which it is unlawful to smoke in, on, or near school property; amending s. 569.002, F.S.; defining the terms “the minimum age for purchase” and “electronic smoking device”; redefining the term “tobacco products”; deleting exemptions relating to tobacco products for persons under a certain age who meet specified requirements related to disability of nonage, military service, emancipation by a court and release from parental care and responsibility, and acting within the scope of lawful employment with certain entities; amending s. 569.007, F.S.; conforming provisions relating to the sale of tobacco products to federal law; providing an exception to laws relating to the sale of tobacco products for establishments that prohibit persons under 21 years of age from being on the licensed premises; amending s. 569.0075, F.S.; revising the age under which the gift of tobacco products to a person by certain entities is prohibited; amending s. 569.008, F.S.; revising legislative intent to reflect that the Legislature intends to prevent the sale of certain tobacco products to persons under a specified age; eliminating the division's authority to mitigate penalties imposed against a dealer for certain violations; amending s. 569.101, F.S.; revising the age limitation that applies to the sale, delivery, bartering, furnishing, or giving of certain tobacco products; revising penalties for violations; conforming the age specified in provisions related to a complete defense for persons charged with certain violations; amending s. 569.11, F.S.; deleting provisions prohibiting persons under 18 years of age from possessing tobacco products; conforming the age specified for misrepresentation of age to unlawfully 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.

By the Committee on Children, Families, and Elder Affairs; and Senator Montford—

CS for SB 1622—A bill to be entitled An act relating to public records; amending s. 409.175, F.S.; providing an exemption from public records requirements for the names of foster parent applicants and li-

censed foster parents, and the names of the spouses, minor children, and adult household members of such applicants and foster parents, which are held by the Department of Children and Families; providing an exception, under specified circumstances, for certain individuals charged with certain crimes; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committee on Infrastructure and Security; and Senator Lee—

CS for SB 1638—A bill to be entitled An act relating to commercial motor vehicles; amending s. 316.302, F.S.; revising regulations applicable to owners and drivers of commercial motor vehicles; exempting persons who operate a commercial motor vehicle solely in intrastate commerce which does not transport hazardous materials in amounts that require placarding from certain requirements related to electronic logging devices and hours of service supporting documents until a specified date; 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; extending an exemption from specified commercial motor vehicle requirements for a commercial vehicle having a certain gross vehicle weight rating and gross combined weight rating, under certain circumstances; deleting such exemption for a person transporting petroleum products; deleting an exemption from specified regulations relating to diabetes for certain drivers of commercial motor vehicles; providing an effective date.

By the Committee on Innovation, Industry, and Technology; and Senator Albritton—

CS for SB 1640—A bill to be entitled An act relating to the deregulation of professions and occupations; amending s. 20.165, F.S.; renaming the Board of Architecture and Interior Design as the Board of Architecture within the Department of Business and Professional Regulation; deleting a provision establishing the Florida Board of Auctioneers; 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 to changes made by the act; 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. 455.213, F.S.; requiring the Department of Business and Professional Regulation or a board to seek reciprocal licensing agreements with other states under certain circumstances; providing requirements; repealing s. 468.381, F.S., relating to purpose; amending s. 468.382, F.S.; revising definitions; repealing s. 468.384, F.S., relating to the Florida Board of Auctioneers; repealing s. 468.385, F.S., relating to licensure requirements for the practice of auctioneering; repealing s. 468.3851, F.S., relating to licensure renewal; repealing s. 468.3852, F.S., relating to license reactivation; repealing s. 468.3855, F.S., relating to training requirements for auctioneer apprenticeships; repealing s. 468.386, F.S., relating to fees and local licensing requirements; repealing s. 468.387, F.S., relating to licensure by endorsement; amending s. 468.388, F.S.; deleting certain requirements relating to auctioneer licenses with regard to the conduct of an auction; amending s. 468.389, F.S.; revising prohibited acts and penalties; amending s. 468.391, F.S.; conforming cross-references; repealing ss. 468.392, 468.393, 468.394, 468.395, 468.396, 468.397, 468.398, and 468.399, F.S., relating to the Auctioneer Recovery Fund, surcharges and assessments on license fees, payment of interest earned into the recovery fund, recovery from the recovery fund, claims against a single licensee in excess of a specified dollar limitation and joinder of claims, payment of claims from the recovery fund, suspension of a judgment debtor's license, and the expenditure of excess funds, respectively; amending s. 468.401, F.S.; redefining the term

“talent agency”; amending s. 468.408, F.S.; conforming provisions to changes made by the act; amending s. 468.412, F.S.; requiring employees of talent agencies to complete level 1 background screenings; amending s. 468.415, F.S.; prohibiting any agent, owner, or operator who commits sexual misconduct in the operation of a talent agency from acting as an agent, owner, or operator of a Florida talent agency; amending s. 468.524, F.S.; deleting specified exemptions from the time restriction for an employee leasing company to reapply for licensure; amending s. 468.613, F.S.; providing for waiver of specified requirements for certification under certain circumstances; amending s. 468.8314, F.S.; requiring an applicant for a license by endorsement to maintain a specified insurance policy; requiring the department to certify an applicant who holds a specified license issued by another state or territory of the United States under certain circumstances; amending s. 468.8414, F.S.; providing additional licensure requirements for mold remediators; amending s. 469.006, F.S.; providing additional 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 to changes made by the act; amending s. 471.005, F.S.; revising definitions; amending s. 471.011, F.S.; conforming a provision to changes made by the act; amending s. 471.015, F.S.; revising licensure requirements for engineers who hold specified licenses in another state; amending s. 471.023, F.S.; providing requirements for qualification of a business organization; providing requirements for a qualifying agent; deleting the administration of disciplinary action against a business organization; amending s. 473.308, F.S.; deleting continuing education requirements for license by endorsement for certified public accountants; amending s. 474.202, F.S.; revising the definition of the term “limited-service veterinary medical practice” to include certain vaccinations or immunizations; amending s. 474.207, F.S.; revising education requirements for licensure by examination; amending s. 474.217, F.S.; requiring the Department of Business and Professional Regulation to issue a license by endorsement to certain applicants who successfully complete a specified examination; amending s. 476.144, F.S.; requiring the department to license an applicant who is licensed to practice barbering in another state; amending s. 477.013, F.S.; revising the definition of the term “hair braiding”; repealing s. 477.0132, F.S., relating to registration for hair braiding, hair wrapping, and body wrapping; amending s. 477.0135, F.S.; providing additional exemptions from license or registration requirements for specified occupations or practices; amending s. 477.019, F.S.; conforming provisions to changes made by the act; amending s. 477.026, F.S.; conforming provisions to changes made by the act; amending s. 477.0263, F.S.; providing certain cosmetology services may be performed in a location other than a licensed salon under certain circumstances; amending ss. 477.0265 and 477.029, F.S.; conforming provisions to changes made by the act; amending s. 481.201, F.S.; deleting legislative findings relating to the practice of interior design; amending s. 481.203, F.S.; revising definitions; amending s. 481.205, F.S.; renaming the Board of Architecture and Interior Design as the Board of Architecture; revising membership of the board; conforming provisions; amending ss. 481.207, 481.209, and 481.213, F.S.; conforming provisions; amending s. 481.2131, F.S.; requiring certain interior designers to include proof of completed specified examination requirements when submitting documents for the issuance of a building permit; providing that a license or registration is not required for specified persons to practice; amending ss. 481.215 and 481.217, F.S.; conforming provisions to changes made by the act; amending s. 481.219, F.S.; deleting provisions permitting the practice of or offer to practice interior design through certain business organizations; deleting provisions requiring certificates of authorization for certain business organizations offering interior design services to the public; requiring a licensee or applicant in the practice of architecture to qualify as a business organization; providing requirements; amending s. 481.221, F.S.; conforming provisions; requiring a registered architect or a qualifying agent for a business organization to display their license number in specified advertisements; providing an exception; amending ss. 481.222 and 481.223, F.S.; conforming provisions; repealing s. 481.2251, F.S., relating to the practice and regulation of interior design, registration for interior designers, and disciplinary proceedings against registered interior designers; amending ss. 481.229 and 481.231, F.S.; conforming provisions; amending s. 481.303, F.S.; deleting the definition of the term “certificate of authorization”; amending s. 481.310, F.S.; providing that an appli-

cant who holds a specified degree is not required to demonstrate 1 year of practical experience for licensure; amending s. 481.311, F.S.; requiring the Board of Landscape Architecture to certify an applicant who holds a specified license issued by another state or territory of the United States under certain circumstances; conforming provisions; amending s. 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.; requiring a landscape architect to display their certificate number in specified advertisements; amending s. 481.329, F.S.; conforming a cross-reference; amending s. 489.103, F.S.; revising certain contract prices for exemption; amending s. 489.111, F.S.; providing that an applicant who is exempt from a specified examination is eligible for licensure; amending s. 489.113, F.S.; providing that an applicant holding a specified degree does not have to pass a certain examination; amending s. 489.115, F.S.; requiring the Construction Industry Licensing Board to certify any applicant who holds a specified license to practice contracting issued by another state or territory of the United States under certain circumstances; amending s. 489.511, F.S.; requiring the board to certify as qualified for certification by endorsement any applicant who holds a specified license to practice electrical or alarm system contracting issued by another state or territory of the United States under certain circumstances; amending s. 489.517, F.S.; providing a reduction in certain continuing education hours required for registered contractors; amending s. 489.518, F.S.; requiring a person to have completed a specified amount of training within a certain time period to perform the duties of an alarm system agent; amending s. 492.104, F.S.; conforming provisions to changes made by the act; amending s. 492.108, F.S.; requiring the department to issue a license by endorsement to any applicant who has held a specified license to practice geology in another state, trust, territory, or possession of the United States for a certain period of time; providing that an applicant may take the examination required by the board if they have not met the specified examination requirement; 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 an announcer; amending s. 553.5141, F.S.; conforming provisions to changes made by the act; amending s. 553.74, F.S.; revising the membership and qualifications of the Florida Building Commission; amending ss. 553.79, 558.002, 559.25, and 287.055, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Criminal Justice; and Senators Lee and Rouse—

CS for SB 1656—A bill to be entitled An act relating to criminal statutes; creating s. 775.022, F.S.; providing legislative intent; defining the term “criminal statute”; specifying that the reenactment or amendment of a criminal statute operates prospectively and does not affect or abate specified circumstances; providing exceptions; providing that a reference to any other chapter, part, section, or subdivision of the Florida Statutes in a criminal statute or a reference within a criminal statute constitutes a general reference under the doctrine of incorporation by reference; providing an effective date.

By the Committee on Health Policy; and Senator Lee—

CS for SB 1700—A bill to be entitled An act relating to prescribed controlled substances; amending s. 893.055, F.S.; expanding the circumstances under which the Attorney General may request information from the prescription drug monitoring program to include an active investigation or pending civil or criminal litigation involving prescribed controlled substances; requiring the Department of Health to assign each patient a unique identifying number when releasing certain information; limiting the information of a patient the department may release; authorizing the Attorney General to introduce as evidence in certain actions specified information that is released to the Attorney General from the program’s records system; authorizing certain persons

to testify as to the authenticity of certain records; amending s. 893.0551, F.S.; expanding the circumstances under which the department must disclose certain information to the Attorney General to include active investigations or pending civil or criminal litigation involving prescribed controlled substances; requiring the department to assign each patient a unique identifying number when releasing certain information; providing an exception; limiting the information of a patient the department may release; authorizing the release of specified information shared with a state attorney only in response to a discovery demand under certain circumstances; providing an effective date.

By the Committee on Health Policy; and Senator Harrell—

CS for SB 1712—A bill to be entitled An act relating to hospital licensure; amending s. 395.003, F.S.; deleting an obsolete provision; providing applicability; requiring certain hospitals licensed after a specified date to submit a notice to the Agency for Health Care Administration which contains specified information before filing for approval of plans and specifications to establish a new general hospital; prohibiting the agency from licensing a new general hospital unless certain criteria are met; requiring certain hospitals to participate in the Medicaid program and the Medicare program and to provide a certain amount of charity care; defining the terms “charity care” and “district”; providing a separate calculation of required charity care for such hospitals located in a medically underserved area; authorizing such hospitals to provide a certain donation the agency’s Grants and Donations Trust Fund in lieu of providing the required charity care; requiring such hospitals to annually report compliance to the agency; requiring the agency to impose a specified administrative fine for noncompliance; requiring the agency to adopt rules; repealing s. 395.6025, F.S., relating to rural hospital replacement facilities; amending s. 408.032, F.S.; revising the definition of the term “health care facility” to eliminate a reference to long-term care hospitals; deleting the definition of the term “long-term care hospital”; amending s. 408.034; authorizing the agency to issue a license to a general hospital that has not been issued a certificate of need under certain circumstances; amending s. 408.035, F.S.; deleting provisions related to the agency’s consideration and review of certificates of need for general hospitals; amending s. 408.036, F.S.; providing an exception for the construction or establishment of a general hospital and the conversion of a specialty hospital to a general hospital from certificate of need review requirements; amending ss. 408.037 and 408.039, F.S.; deleting provisions relating to certificate of need applications for general hospitals; amending s. 408.040, F.S.; requiring the agency to assess a specified administrative fine against the holder of a certificate of need or the holder of an exemption which fails to comply with specified conditions; requiring a general hospital that was issued a certificate of need with certain conditions to continue to meet those conditions to maintain licensure; amending s. 408.043, F.S.; deleting provisions relating to certificates of need for osteopathic acute care hospitals; prohibiting the agency from initiating a review cycle or from accepting letters of intent or applications for the issuance of certificate of need for the new construction or the establishment of a freestanding hospital; requiring the agency to issue such a certificate of need to certain applicants, regardless of litigation status; providing applicability; providing effective dates.

By the Committees on Community Affairs; and Environment and Natural Resources; and Senators Mayfield, Simmons, Harrell, Pizzo, Farmer, and Gruters—

CS for CS for SB 1758—A bill to be entitled An act relating to water quality improvements; providing a short title; requiring the Department of Environmental Protection, in coordination with the Department of Health, to develop a report to be submitted to the Legislature by a specified date on the impacts of transferring the onsite sewage program of the Department of Health to the Department of Environmental Protection by a type two transfer; providing an exception; amending s. 373.807, F.S.; revising the requirements for a basin management action plan for an Outstanding Florida Spring; prohibiting a local government from participating in the wastewater grant program under certain circumstances; providing penalties; requiring certain agricultural operations that fail to adopt a basin management action plan or alternative

restoration plan within a specified timeframe to sign a notice of intent to implement certain practices, measures, or monitoring; amending s. 373.811, F.S.; conforming a cross-reference; amending s. 403.031, F.S.; defining terms; creating s. 403.0616, F.S.; requiring the department, subject to appropriation, to establish a real-time water quality monitoring program; encouraging the formation of public-private partnerships; amending s. 403.067, F.S.; requiring certain agricultural operations that fail to adopt a basin management action plan or alternative restoration plan within a specified timeframe to sign a notice of intent to implement certain practices, measures, or monitoring; revising requirements for a basin management action plan; requiring each local government to develop a wastewater treatment plan that meets certain requirements; prohibiting a local government that does not meet certain requirements relating to wastewater treatment plant project plans or onsite sewage treatment and disposal system remediation plans from participating in the wastewater grant program within a specified timeframe; providing penalties; defining the term “onsite sewage treatment and disposal system”; requiring a local government, in cooperation with specified entities, to develop an onsite sewage treatment and disposal system remediation plan as part of the basin management action plan under certain circumstances; providing requirements for such plan; providing requirements for a restoration plan for certain water bodies; creating s. 403.0673, F.S.; establishing a wastewater grant program within the Department of Environmental Protection; authorizing the department to distribute appropriated funds for certain projects; providing requirements for the distribution; requiring the department to coordinate with each water management district to identify grant recipients; requiring an annual report to the Governor and the Legislature by a specified date; creating s. 403.0771, F.S.; requiring a wastewater treatment plant to notify customers of unlawful discharges of raw or partially treated sewage into any waterway or aquifer within a specified timeframe; prohibiting a local government that owns such a plant from participating in the wastewater grant program within a specified timeframe; providing penalties; requiring the department to maintain a publicly accessible website that contains certain information relating to wastewater treatment facilities; amending s. 403.086, F.S.; prohibiting facilities for sanitary sewage disposal from disposing of any waste in the Indian River Lagoon without first providing advanced waste treatment; amending s. 403.9337, F.S.; providing penalties for a local government that fails to adopt, enact, and implement a specified ordinance by a specified date; requiring the Department of Environmental Protection to revise the basin management action plan for the Indian River Lagoon and other specified basin management action plans by a specified date; authorizing the department to grant an extension to a local government upon a showing of good cause; providing a declaration of important state interest; providing effective dates.

By the Committee on Environment and Natural Resources; and Senators Bracy and Stewart—

CS for SB 1772—A bill to be entitled An act relating to the Little Wekiva River; providing legislative intent; directing the St. Johns River Water Management District to conduct a specified study and submit a report to the Acquisition and Restoration Council and the Board of Trustees of the Internal Improvement Trust Fund by a specified date and to develop a specified plan and submit the plan to the Governor and Legislature by a specified date; directing the council to make certain determinations; prohibiting the approval and issuance of permits for certain development projects and commencement of certain permitted development projects until the council makes certain determinations; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Health Policy—

CS for SB 7080—A bill to be entitled An act relating to public records and meetings; creating s. 456.4502, F.S.; providing an exemption from public records requirements for certain information held by the Department of Health, the Board of Medicine, or the Board of Osteopathic Medicine pursuant to the Interstate Medical Licensure Compact; providing an exemption from public meeting requirements for certain meetings of the Interstate Medical Licensure Commission; providing an

exemption from public records requirements for recordings, minutes, and records generated during the closed portions of such meetings; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committees on Judiciary; and Banking and Insurance; and Senators Brandes and Bracy—

CS for CS for SB 714—A bill to be entitled An act relating to insurance; providing a short title; amending s. 215.555, F.S.; increasing the required reimbursement of loss adjustment expenses in reimbursement contracts between the State Board of Administration and property insurers under the Florida Hurricane Catastrophe Fund; amending s. 319.30, F.S.; specifying means by which an insurance company may forward certificates of title of certain salvage motor vehicles or mobile homes to the Department of Highway Safety and Motor Vehicles; revising the effective date of certain procedures and requirements relating to certificates of title; providing that certain electronic signatures satisfy certain signature requirements; amending s. 440.381, F.S.; revising a criminal penalty for the submission, with certain intent, of an employer application for workers' compensation insurance coverage which contains false, misleading, or incomplete information; providing that certain sworn statements in such applications are not required to be notarized; creating s. 624.1055, F.S.; providing a right of contribution among insurers for defense costs under certain circumstances; providing a requirement for, and authorizing the use of certain factors by, a court in allocating costs; providing a cause of action to enforce the right of contribution; providing construction and applicability; amending s. 624.155, F.S.; deleting a provision that tolls, under certain circumstances, a period before a civil action against an insurer may be brought; deleting a provision authorizing the Department of Financial Services to return a civil remedy notice for lack of specificity; prohibiting the filing of the notice within a certain timeframe under certain circumstances; amending s. 624.404, F.S.; adding a circumstance under which the Office of Insurance Regulation may waive a 3-year operation requirement for foreign or alien insurers and exchanges; amending s. 624.4085, F.S.; specifying the applicable formula for determining risk-based capital of certain health maintenance organizations and prepaid limited health service organizations; amending s. 626.916, F.S.; deleting a limit on fees charged by filing surplus lines agents per policy certified for export; authorizing retail agents to charge reasonable fees for placing surplus lines policies; specifying requirements for itemizing and enumerating fees; amending s. 626.9541, F.S.; providing that insurers and agents may give insureds certain free or discounted loss mitigation services or loss control items; deleting a limitation on the value of loss mitigation services that may be given to insureds; amending s. 627.0655, F.S.; revising circumstances under which insurers or certain authorized persons may provide certain premium discounts to insureds; amending s. 627.426, F.S.; adding means by which liability insurers may provide to named insureds certain notices relating to coverage denials based on a particular coverage defense; amending s. 627.4555, F.S.; requiring life insurers that are required to provide a specified notice to policyowners of an impending lapse in coverage to also notify the policyowner's agent of record within a certain timeframe; providing that the agent is not responsible for any lapse in coverage; exempting the insurer from the requirement under certain circumstances; amending s. 627.7015, F.S.; adding circumstances under which certain property insurers may provide required notice to policyholders of their right to participate in a certain mediation program; amending s. 627.7295, F.S.; reducing the collected premium required before private passenger motor vehicle insurance policies or binders may be initially issued; amending s. 921.0022, F.S.; conforming a provision to changes made by the act; providing effective dates.

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

By the Committee on Children, Families, and Elder Affairs; and Senator Powell—

CS for SB 1418—A bill to be entitled An act relating to mental health; amending s. 394.4615, F.S.; requiring service providers to disclose information from a clinical record under certain circumstances relating to threats to cause seriously bodily injury or death; amending s. 394.463, F.S.; revising deadlines for submission of documentation regarding involuntary examinations; amending s. 456.059, F.S.; requiring, rather than authorizing, psychiatrists to disclose certain patient communications for purposes of notifying potential victims and law enforcement agencies of certain threats; amending s. 490.0147, F.S.; requiring, rather than authorizing, psychologists to disclose certain patient and client communications for purposes of notifying potential victims and law enforcement agencies of certain threats; providing psychologists with immunity from specified liability and actions under certain circumstances; amending s. 491.0147, F.S.; requiring, rather than authorizing, certain license holders and certificate holders to disclose certain patient and client communications for purposes of notifying potential victims and law enforcement agencies of certain threats; providing such persons with immunity from specified liability and actions; amending s. 1012.583, F.S.; revising responsibilities of the Department of Education and the Statewide Office for Suicide Prevention; revising criteria for designation as a Suicide Prevention Certified School; requiring that the department, schools, and school districts post certain information regarding such schools be posted on their respective websites; reenacting s. 490.009, F.S., relating to discipline of psychiatrists; reenacting s. 491.009, F.S., relating to discipline of psychologists; providing an effective date.

—was referred to the Committee on Rules.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State **SB 2**, **SB 4**, **SB 6**, and **SB 8** which he approved on April 3, 2019.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 207 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Donalds, Andrade, Beltran, McClain, Sabatini—

CS for HB 207—A bill to be entitled An act relating to impact fees; amending s. 163.31801, F.S.; revising the minimum requirements for the adoption of impact fees by specified local governments; exempting water and sewer connection fees from the Florida Impact Fee Act; providing an effective date.

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

RETURNING MESSAGES — FINAL ACTION

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed SB 180.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed SB 212.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

CORRECTION AND APPROVAL OF JOURNAL

The Journals of March 27 and April 2 were corrected and approved.

CO-INTRODUCERS

Senators Baxley—CS for SB 772; Cruz—SB 1538; Farmer—CS for SB 78; Rodriguez—SB 990; Stewart—CS for CS for SB 366; Torres—SB 430

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 2:15 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 2:30 p.m., Thursday, April 4 or upon call of the President.



Journal of the Senate

Number 10—Regular Session

Thursday, April 4, 2019

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CALL TO ORDER

The Senate was called to order by President Galvano at 2:30 p.m. A quorum present—40:

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

PRAYER

The following prayer was offered by Rick Spence, Chaplain, Central Florida Firefighters' Association, Ocoee:

Most gracious Heavenly Father, we just come to you right now with grateful and humble hearts. We are thankful for this opportunity and thankful for the men and women in this assembly who made that step forward to serve their public. We know we are never more like Christ than when we are in the service of others.

We pray for godly wisdom upon each man and each woman in this assembly. We pray they will be able to see people as you see people, Lord. We just ask for your blessing upon them and upon their staff. We ask for strong health, guidance, and direction for them as they carry out the people's business. We appreciate this time to be together today. In Jesus' name, amen.

PLEDGE

Senate Pages, Natalie Dunn of Tallahassee; Haleigh Howell of Panama City Beach; Holden Margheim of DeBary; and Ryan Stogdill of Jupiter, 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 Fiorillo of Boca Raton, sponsored by Senator Rader, as the doctor of the day. Dr. Fiorillo specializes in family practice.

MOTIONS RELATING TO COMMITTEE REFERENCE

Senator Rodriguez moved **SB 7096** be referred to the Committee on Ethics and Elections, pursuant to Rule 4. The President referred the motion to Senator Benacquisto, Chair of the Committee on Rules.

ADOPTION OF RESOLUTIONS

At the request of Senator Montford—

By Senator Montford—

SR 1812—A resolution recognizing April 9, 2019, as “FSU Day” in Florida.

WHEREAS, Florida State University was founded in 1851, and its Tallahassee campus is the oldest continuous site of higher education in this state, and

WHEREAS, the State of Florida recognizes Florida State University as a preeminent university and as a leader in education, research, student retention, and graduation, and

WHEREAS, Florida State University is a nationally recognized institution, with many of its colleges and programs ranked within the top 10 in the nation, and

WHEREAS, in 2019, Florida State University vaulted to 26th place among public universities in the U.S. News and World Report rankings, moving up 17 places since 2016, and

WHEREAS, in 2019, the U.S. News and World Report also recognized Florida State University as the most efficient university in the nation based on its ability to manage its financial resources while providing top-quality education, and

WHEREAS, Florida State University leads State University System institutions with a 4-year graduation rate of 71.5 percent, placing it in the top 15 of the nation's public research institutions, and

WHEREAS, Florida State University offers graduate, undergraduate, doctoral, and professional degrees in 306 programs within 19 independent colleges and schools, taught by a faculty of 2,305 members, which has included National Academy of Sciences members and six Nobel Laureates, and

WHEREAS, Florida State University is more popular than ever with prospective first-time college students, as a record number of applications were received for admission to the 2019 summer and fall semesters, and

WHEREAS, Florida State University received a total of nearly 57,000 applications for admission for the 2018-2019 academic year, an 11.9 percent jump over last year's total, which resulted in one of the university's largest freshmen classes ever, of about 6,200 students, and

WHEREAS, Florida State University has one of the most academically accomplished freshman classes in school history, with a median GPA of 4.3, a median SAT score of 1,345, and a median ACT composite score of 30, and

WHEREAS, the Florida State University Center for Academic Retention and Enhancement is celebrating 50 years of providing aid to underrepresented students who have faced both educational and economic difficulties in their lives and of helping such students to graduate and succeed, and

WHEREAS, in 2018, Florida State University's women's softball team celebrated its first-ever NCAA National Championship, with the women's soccer team also winning an NCAA National Championship, its second national title, and

WHEREAS, in 2019, INSIGHT Into Diversity magazine recognized Florida State University as a "Diversity Champion" for the third consecutive year, and

WHEREAS, the college experience continues to enrich the lives of Florida State University students due to its long-standing tradition of promoting racial, ethnic, and cultural diversity on campus and because of the university's aggressive recruitment of a diverse student body, NOW, THEREFORE,

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

That April 9, 2019, is recognized as "FSU Day" in Florida in recognition of Florida State 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 Florida State University President John Thrasher as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

At the request of Senator Harrell—

By Senator Harrell—

SR 1816—A resolution recognizing May 5-11, 2019, and the first full week in May each year thereafter, as "Tardive Dyskinesia Awareness Week" in Florida.

WHEREAS, tardive dyskinesia is a condition of involuntary muscle movements of the face, trunk, and extremities which can vary in frequency and severity, and

WHEREAS, tardive dyskinesia is a condition that may occur as a result of treatment using dopamine receptor blocking agents for both psychiatric and nonpsychiatric conditions, and may persist even after treatment is discontinued, and

WHEREAS, research conducted by the Citizens Commission on Human Rights shows that more than 12 million Americans take antipsychotic medications and that more than 500,000 of such Americans may have tardive dyskinesia, and

WHEREAS, anyone taking an antipsychotic medication may develop tardive dyskinesia, but people who are elderly, female, diabetic or who have a mental illness are at a greater risk of developing symptoms, and

WHEREAS, it is in the best interest of all Floridians that public awareness of tardive dyskinesia be increased, NOW, THEREFORE,

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

That May 5-11, 2019, and the first full week in May each year thereafter, is recognized as "Tardive Dyskinesia Awareness Week" in Florida.

—was introduced, read, and adopted by publication.

At the request of Senator Bradley—

By Senator Bradley—

SR 1824—A resolution recognizing April 2019 as "Springs Protection Awareness Month" in Florida.

WHEREAS, Florida's springs are essential to the environment and the economy and to the residents of and visitors to this state, and

WHEREAS, Florida has one of the most productive aquifers in the world, which supports more than 900 natural springs and gives this state one of the world's highest concentrations of springs, and

WHEREAS, the groundwater supply is vital to the state's economy, and approximately 93 percent of Florida residents rely on it for their drinking water, and

WHEREAS, Florida's springs reflect groundwater conditions and provide an important habitat for wildlife, making them a natural resource that must be protected, and

WHEREAS, springs provide important recreational resources and opportunities that are enjoyed by residents and visitors alike, and

WHEREAS, Florida's springs discharge nearly 8 billion gallons of water each day, and healthy springs reflect the State of Florida's commitment to sustainable groundwater and surface water resource protection, NOW, THEREFORE,

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

That April 2019 is recognized as "Springs Protection Awareness Month" in Florida.

—was introduced, read, and adopted by publication.

BILLS ON THIRD READING

SB 144—A bill to be entitled An act relating to impact fees; amending s. 163.31801, F.S.; revising the minimum requirements for impact fees adopted by a local government; exempting water and sewer connection fees from the Florida Impact Fee Act; providing an effective date.

—was read the third time by title.

Pending further consideration of **SB 144**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 207** was withdrawn from the Committees on Community Affairs; Finance and Tax; and Appropriations.

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

CS for HB 207—A bill to be entitled An act relating to impact fees; amending s. 163.31801, F.S.; revising the minimum requirements for the adoption of impact fees by specified local governments; exempting water and sewer connection fees from the Florida Impact Fee Act; providing an effective date.

—a companion measure, was substituted for **SB 144** and read the second time by title.

On motion by Senator Gruters, by two-thirds vote, **CS for HB 207** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Bradley	Gainer
Albritton	Brandes	Gibson
Baxley	Braynon	Gruters
Bean	Broxson	Harrell
Benacquisto	Cruz	Hooper
Berman	Diaz	Hutson
Book	Farmer	Lee
Bracy	Flores	Mayfield

Montford	Rader	Stargel
Passidomo	Rodriguez	Stewart
Perry	Rouson	Taddeo
Pizzo	Simmons	Thurston
Powell	Simpson	Wright

Nays—1

Torres

MOMENT OF SILENCE

At the request of Senator Rouson, the Senate observed a moment of silence in honor of Dr. Martin Luther King, Jr., who was assassinated on this date 51 years ago.

By direction of the President, the Senate resumed consideration of—

MOTIONS RELATING TO COMMITTEE REFERENCE

The President requested Senator Rodriguez restate his motion and informed the body this motion was nondebatable.

The motion failed to receive the required two-thirds vote of the members present, pursuant to Rule 4.10(2).

On motion by Senator Stewart, by two-thirds vote, **SB 708** was withdrawn from the committees of reference and further consideration.

REPORTS OF COMMITTEES

The Committee on Finance and Tax recommends the following pass: SB 60; CS for SB 324; SJR 326; SJR 886; CS for SB 888

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

The Committee on Military and Veterans Affairs and Space recommends the following pass: SB 1226

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

The Committee on Military and Veterans Affairs and Space recommends the following pass: SM 852

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

The Committee on Rules recommends the following pass: CS for SB 24; SB 198; CS for SB 292; SB 374; SB 436; CS for CS for SB 450; SB 648; SB 7020; SB 7050; SB 7056; SB 7076

The bills were placed on the Calendar.

The Committee on Infrastructure and Security recommends committee substitutes for the following: SB 480; SB 482; SB 484; SB 486; SB 1104; SB 1106

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 Military and Veterans Affairs and Space recommends a committee substitute for the following: SB 718

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

The Committee on Military and Veterans Affairs and Space recommends a committee substitute for the following: SB 620

The bill with committee substitute attached was referred to the Committee on Innovation, Industry, and Technology under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 1666

The Committee on Infrastructure and Security recommends committee substitutes for the following: SB 728; CS for SB 1792

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: SB 114

The bill with committee substitute attached was placed on the Calendar.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Education recommends the following pass: SB 172; SB 680; SB 720

The Appropriations Subcommittee on Health and Human Services recommends the following pass: SB 1300

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Rules; and Senators Hutson, Simpson, and Benacquisto—

CS for SB 114—A bill to be entitled An act relating to high school graduation requirements; providing a short title; amending s. 1002.3105, F.S.; revising the requirements for award of a standard high school diploma through Academically Challenging Curriculum to Enhance Learning (ACCEL) options; amending s. 1003.41, F.S.; revising the social studies standards for the Next Generation Sunshine State Standards to include financial literacy as a separate subject; amending s. 1003.4282, F.S.; revising the required credits for a standard high school diploma to include one-half credit in financial literacy and seven and one-half, rather than eight, credits in electives; requiring the state board to identify certain assessments for credit acceleration purposes; exempting certain students from meeting the financial literacy requirement under certain circumstances; amending s. 1003.4295, F.S.; providing that certain assessments identified in State Board of Education rule may be used by students to earn high school credit for certain courses; providing an effective date.

By the Committee on Infrastructure and Security; and Senator Rouson—

CS for SB 480—A bill to be entitled An act relating to specialty license plates; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Highwaymen license plate; providing for distribution and use of fees collected from the sale of the plates; providing a contingent effective date.

By the Committee on Infrastructure and Security; and Senator Rouson—

CS for SB 482—A bill to be entitled An act relating to fees; amending s. 320.08056, F.S.; establishing a fee for a certain specialty license plate; providing a contingent effective date.

By the Committee on Infrastructure and Security; and Senator Rader—

CS for SB 484—A bill to be entitled An act relating to specialty license plates; 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 a contingent effective date.

By the Committee on Infrastructure and Security; and Senator Rader—

CS for SB 486—A bill to be entitled An act relating to fees; amending s. 320.08056, F.S.; creating a fee for a certain specialty license plate; providing a contingent effective date.

By the Committees on Innovation, Industry, and Technology; and Criminal Justice; and Senator Pizzo—

CS for CS for SB 610—A bill to be entitled An act relating to condominium associations; amending s. 718.111, F.S.; revising criminal penalties relating to the acceptance of things or services of value or kickbacks; revising the documents required to be included with accounting records; requiring an association to maintain official records in a specified manner; revising requirements for the creation of a rebuttable presumption relating to the provision of records; authorizing an association to direct certain persons to the association's website to fulfill certain obligations relating to the inspection of records; providing criminal penalties for certain violations relating to official association records; defining the term "repeatedly"; requiring certain associations to post copies of certain documents on the association's website by a specified date; revising criminal penalties relating to the use of association debit cards; defining the term "lawful obligation of the association"; creating s. 718.129, F.S.; providing criminal penalties for fraudulent voting activities related to association elections; providing an effective date.

By the Committee on Military and Veterans Affairs and Space; and Senator Broxson—

CS for SB 620—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. 163.3175, F.S.; revising applicability with respect to certain military installations; 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.; revising the definition of the term "activities"; 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; amending s. 1003.05, F.S.; requiring public schools to accept a permanent change of station order as proof of residency for certain programs; amending s. 1009.21, F.S.; revising when active duty members of the Armed Services of the United States are classified as residents for tuition purposes; providing an effective date.

By the Committee on Military and Veterans Affairs and Space; and Senator Gruters—

CS for SB 718—A bill to be entitled An act relating to the Honor and Remember flag; creating s. 256.16, F.S.; designating the Honor and

Remember flag as an emblem of the state; authorizing the display of the flag at specified locations, on specified days, and in a specified manner; requiring the flags to be manufactured in the United States; authorizing local governments to display the flag at certain locations; authorizing certain departments, agencies, and local governments to adopt certain regulations by a specified date; providing an effective date.

By the Committee on Infrastructure and Security; and Senator Lee—

CS for SB 728—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; authorizing community development districts to merge with another type of special district created by special act or by filing a petition for establishment of a new district; authorizing a community development district merging with another type of district to enter into merger agreements for certain purposes; providing an effective date.

By the Committee on Infrastructure and Security; and Senator Bean—

CS for SB 1104—A bill to be entitled An act relating to license plates; amending s. 320.06, F.S.; providing an exception to a design requirement for dealer license plates; amending s. 320.0657, F.S.; providing an exception to a design requirement for fleet license plates; authorizing fleet companies to purchase specialty license plates in lieu of standard fleet license plates; requiring fleet companies to be responsible for certain costs; amending s. 320.08, F.S.; authorizing dealers to purchase specialty license plates in lieu of standard graphic dealer license plates; requiring dealers to be responsible for certain costs; amending s. 320.08053, F.S.; revising requirements for presale and issuance of specialty license plates; amending s. 320.08056, F.S.; allowing the Department of Highway Safety and Motor Vehicles to authorize dealer and fleet specialty license plates; providing requirements for such plates; making technical changes; deleting fees relating to the American Red Cross, Donate Organs-Pass It On, St. Johns River, and Hispanic Achievers license plates to conform to changes made by the act; revising provisions for discontinuing issuance of a specialty license plate; conforming cross-references; prohibiting use fees received by any entity from being used for certain purposes; requiring certain organizations to establish endowments based in this state for providing scholarships to Florida residents and to provide documentation of consent to use certain images; revising, as of a specified date, the criteria, procedures, and exceptions under which the department discontinues the issuance of an approved specialty license plate; revising applicability; amending s. 320.08058, F.S.; revising the design of the Special Olympics Florida license plate; deleting provisions requiring the department to develop the American Red Cross license plate; revising the authorized use of proceeds from the sale of the Live the Dream license plate; deleting provisions requiring the department to develop the Donate Organs-Pass It On license plate; revising the design of the Lighthouse Association license plate; revising the authorized use of proceeds from the sale of the In God We Trust license plate; deleting provisions requiring the de-

partment to develop the St. Johns River and Hispanic Achievers license plate; revising the distribution of proceeds from the sale of the Fallen Law Enforcement Officers license plate; requiring the department to develop certain specialty license plates; providing for distribution and use of fees collected from the sale of such plates; amending s. 320.08062, F.S.; directing the department to audit certain organizations that receive funds from the sale of specialty license plates; amending s. 320.08068, F.S.; requiring distribution of a specified percentage of motorcycle specialty license plate annual use fees to Preserve Vision Florida; creating s. 320.0875, F.S.; providing for a special motorcycle license plate to be issued to a recipient of the Purple Heart; providing requirements for the plate; amending s. 320.089, F.S.; providing for a special license plate to be issued to a recipient of the Bronze Star; providing for distribution of certain annual use fees withheld by the department; providing contingent effective dates.

By the Committee on Infrastructure and Security; and Senator Bean—

CS for SB 1106—A bill to be entitled An act relating to fees; amending s. 320.08056, F.S.; creating a uniform annual use fee collected for a specialty license plate unless otherwise specified; adding annual use fees for certain specialty license plates; providing a contingent effective date.

By the Committees on Community Affairs; and Environment and Natural Resources; and Senator Flores—

CS for CS for SB 1666—A bill to be entitled An act relating to vessels; amending s. 327.395, F.S.; revising boating safety identification requirements for certain persons; requiring any person who rents and operates certain vessels to have certain photographic and safety identification in his or her possession before operating the vessel; authorizing the commission to appoint certain persons to issue temporary certificates; authorizing the commission to issue boating safety identification cards for temporary certificates in digital or electronic formats; authorizing the commission to appoint agents to administer and charge fees for the boating safety education course or temporary certificate examination; amending s. 327.4109, F.S.; defining a term; directing the Fish and Wildlife Conservation Commission to conduct, contingent upon appropriation, a specified study of the impacts of long-term stored vessels and certain anchored and moored vessels on local communities and the state and to submit a report to the Governor and Legislature within a specified timeframe; providing for expiration of the study requirements; amending s. 327.60, F.S.; authorizing certain counties to create no-discharge zones; providing requirements for discharge in specified areas outside the no-discharge zones; reenacting and amending s. 327.73, F.S., relating to noncriminal infractions; specifying the fines for violations related to no-discharge zones; amending s. 328.72, F.S.; revising the distribution of vessel registration fees to provide grants for derelict vessel removal; amending s. 376.15, F.S.; authorizing the commission to use certain funds to remove, or to pay private contractors to remove, derelict vessels; amending s. 823.11, F.S.; prohibiting persons from residing or dwelling on certain derelict vessels until certain conditions are met; providing an effective date.

By the Committees on Infrastructure and Security; and Community Affairs; and Senator Gruters—

CS for CS for SB 1792—A bill to be entitled An act relating to towing of vehicles and vessels; 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; defining the term “vessels”; 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 adopting or maintaining in effect an ordinance or rule that imposes charges, costs, expenses, fines, fees, or penalties on authorized wrecker operators or registered owners or other legally authorized persons in control or lienholders of vehicles or vessels under certain conditions; providing exceptions; prohibiting municipalities or counties from enacting an ordinance or rule requiring an authorized wrecker operator to accept checks as a form of payment;

amending s. 713.78, F.S.; authorizing certain persons to place liens on vehicles or vessels to recover specified fees or charges; amending s. 715.07, F.S.; revising certain notice and signage requirements; revising requirements relating to towing and to removing vehicles or vessels to include persons who are in custody of a vehicle or of a vessel; prohibiting municipalities or counties from enacting an ordinance or rule requiring a towing business to accept checks as a form of payment; prohibiting municipalities or counties from authorizing attorney fees or court costs in connection with the towing of vehicles or vessels from private property; providing that the regulation of attorney fees and court costs in connection with the towing of vehicles or vessels from private property is expressly preempted to the state and any municipal or county ordinance on the subject is void; deleting a requirement related to liability for improper removal of a vehicle or of a vessel; 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>
Greater Orlando Aviation Authority Appointee: Hunt, Randall, Lake Mary	04/16/2022
Board of Trustees of Miami-Dade College Appointee: Abraham, Anay Marie, Miami	05/31/2019

Referred to the Committee on Ethics and Elections.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health Market Reform Subcommittee and Representative(s) Duggan, Bush—

CS for HB 7—A bill to be entitled An act relating to direct health care agreements; amending s. 624.27, F.S.; expanding the scope of direct primary care agreements; providing definitions; conforming provisions to changes made by the act; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 105 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Agriculture & Natural Resources Subcommittee and Representative(s) Jacobs, Cortes, J., DuBose, Killebrew, McClain, Raschein—

CS for CS for HB 105—A bill to be entitled An act relating to domestic wastewater collection system assessment and maintenance; creating s. 403.1839, F.S.; providing definitions; providing legislative findings; establishing the Blue Star Collection System Assessment and Maintenance Program and providing its purpose; requiring the Department of Environmental Protection to adopt rules and review and

approve program applications for certification; specifying the documentation utilities must submit to qualify for certification; 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 nonprofit utilities to participate in the Clean Water State Revolving Fund Program under certain conditions; authorizing the department to reduce penalties for sanitary sewer overflows at certified utilities and for investments in certain assessment and maintenance activities; amending s. 403.067, F.S.; creating a defensible expectation of compliance with certain water quality standards for certified utilities; amending s. 403.087, F.S.; requiring the department to issue extended operating permits to certified utilities under certain conditions; amending s. 403.161, F.S.; authorizing the department to reduce penalties based on certain system investments for permitted facilities; amending s. 403.1838, F.S.; authorizing additional recipients and uses of Small Community Sewer Construction Assistance Act grants; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 319 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Health Market Reform Subcommittee and Representative(s) Grant, M.—

CS for CS for HB 319—A bill to be entitled An act relating to patient safety and quality measures; amending s. 395.1012, F.S.; requiring that each hospital provide specified information and data relating to patient safety and quality measures to a patient under certain circumstances or to any person upon request; requiring hospitals and ambulatory surgical centers to submit patient safety culture survey data to the Agency for Health Care Administration; 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; providing appropriations; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 327, as amended, by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Jeff Takacs, Clerk

By Oversight, Transparency & Public Management Subcommittee, Energy & Utilities Subcommittee and Representative(s) Davis, Yarborough—

CS for CS for HB 327—A bill to be entitled An act relating to public records and public meetings; amending s. 286.0113, F.S.; exempting from public meetings requirements certain exempt information concerning information technology systems held by specified utilities; requiring the exempt portions to be recorded and transcribed; exempting from public records requirements recordings and transcripts of such meetings; authorizing the release of portions of such meetings under specified circumstances; 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 Innovation, Industry, and Technology; Governmental Oversight and Accountability; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 387 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Insurance & Banking Subcommittee and Representative(s) Burton—

CS for HB 387—A bill to be entitled An act relating to nonadmitted insurance markets; amending s. 626.916, F.S.; removing the price cap on per-policy fees that surplus lines agents may charge for certain policies; requiring such fees to be itemized and enumerated in a policy; amending s. 626.931, F.S.; deleting the requirement that surplus line agents file an affidavit with the Florida Surplus Lines Service Office; conforming cross-references; amending s. 626.932, F.S.; revising the requirements for surplus lines agents' tax remittance to the Florida Surplus Lines Service Office; amending ss. 626.935 and 629.401, F.S.; conforming provisions to changes made by the act; amending s. 627.715, F.S.; revising the expiration date of provisions relating to certain surplus lines contracts or endorsements; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 445 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Diamond—

HB 445—A bill to be entitled An act relating to trademark classifications; amending s. 495.111, F.S.; revising classes of goods and services to conform to the classifications adopted by the United States Patent and Trademark Office; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Innovation, Industry, and Technology; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 449 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Children, Families & Seniors Subcommittee and Representative(s) Willhite, Plakon, Cortes, J., DuBose, Geller, Gottlieb, Jenne, Watson, C., Williams—

CS for CS for HB 449—A bill to be entitled An act relating to Alzheimer's disease; amending s. 430.501, F.S.; increasing membership of the Alzheimer's Disease Advisory Committee; revising representative requirements of the committee; requiring the committee to submit an annual report to specified parties that includes certain information and recommendations; requiring the Department of Elderly Affairs to review and update the Alzheimer's disease state plan every 3 years in collaboration with certain parties; providing requirements for the plan; amending s. 430.502, F.S.; establishing a specified memory disorder clinic; providing that certain clinics shall not receive decreased funding for a specified reason; 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 Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 525 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Raschein, Alexander, Ausley, Cortes, J.—

HB 525—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 Subcommittee on Education; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 591 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Jeff Takacs, Clerk

By Energy & Utilities Subcommittee and Representative(s) Yarborough, Davis—

CS for HB 591—A bill to be entitled An act relating to a public records; amending s. 119.0713, F.S.; exempting from public records requirements customer meter-derived data and billing information in increments of less than one billing cycle that is held by certain utilities; providing a statement of public necessity; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Governmental Oversight and Accountability; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 679 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Business & Professions Subcommittee and Representative(s) Hage, Sabatini—

CS for HB 679—A bill to be entitled An act relating to legislative review of proposed regulation of unregulated functions; amending s. 11.62, F.S.; defining terms; providing that certain requirements must be met before the adoption of a regulation of an unregulated profession or occupation or the substantial expansion of regulation of a regulated profession or occupation; requiring the proponents of legislation that proposes such regulation to provide certain information to the state agency proposed to have jurisdiction over the regulation and the Legislature by a certain date; requiring such state agency to provide certain information to the Legislature within a certain time period; providing an exception; revising information that a legislative committee must consider when determining whether a regulation is justified; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Governmental Oversight and Accountability; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 813 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health Market Reform Subcommittee and Representative(s) Tomkow—

CS for HB 813—A bill to be entitled An act relating to hospital observation status; amending s. 395.301, F.S.; requiring a licensed facility, upon placing a patient on observation status, to immediately notify the patient of such status using certain forms; requiring that such notification be documented in the patient's medical records and discharge papers; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 6037 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Perez—

HB 6037—A bill to be entitled An act relating to individual wine containers; repealing s. 564.05, F.S., relating to the limitation of size of individual wine containers; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Commerce and Tourism; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7025 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Oversight, Transparency & Public Management Subcommittee and Representative(s) LaMarca—

HB 7025—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 397.334, F.S., which provides an exemption from public records requirements for certain information relating to screenings for participation in treatment-based drug court programs, behavioral health evaluations, and subsequent treatment status reports; removing the scheduled repeal of the exemption; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7033 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Oversight, Transparency & Public Management Subcommittee and Representative(s) Aloupis—

HB 7033—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 662.148, F.S., which provides a public records exemption for certain information held by the Office of Financial Regulation relating to a family trust company, licensed family trust company, or foreign licensed family trust company; removing the scheduled repeal of the exemption; providing an effective date.

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

RETURNING MESSAGES

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed SB 2500, with 1 amendment, and that the House agrees to the request of the Senate for a budget conference.

Jeff Takacs, Clerk

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed SB 2504, with 1 amendment, and that the House agrees to the request of the Senate for a budget conference.

Jeff Takacs, Clerk

RETURNING MESSAGES — FINAL ACTION

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed SB 7016.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

ENROLLING REPORTS

SB 180 and SB 212 have been enrolled, signed by the required constitutional officers, and presented to the Governor on April 4, 2019.

Debbie Brown, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 3 was corrected and approved.

CO-INTRODUCERS

Senator Torres—SB 66

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 3:03 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 4:00 p.m., Wednesday, April 10 or upon call of the President.



Journal of the Senate

Number 11—Regular Session

Tuesday, April 9, 2019

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REPORTS OF COMMITTEES

The Committee on Children, Families, and Elder Affairs recommends the following pass: CS for SB 1222

The Committee on Community Affairs recommends the following pass: CS for SB 718; CS for SB 816; SB 1694

The Committee on Criminal Justice recommends the following pass: CS for SB 982

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

The Committee on Health Policy recommends the following pass: SB 410

The bill was referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Infrastructure and Security recommends the following pass: SB 1610

The bill was referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Community Affairs recommends the following pass: SB 1512

The bill was referred to the Committee on Commerce and Tourism under the original reference.

The Committee on Judiciary recommends the following pass: SB 958

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

The Committee on Community Affairs recommends the following pass: SB 854

The bill was referred to the Committee on Innovation, Industry, and Technology under the original reference.

The Committee on Criminal Justice recommends the following pass: SB 1260

The Committee on Health Policy recommends the following pass: SB 1774

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

The Committee on Children, Families, and Elder Affairs recommends the following pass: SB 476; SB 1188; SB 1280

The Committee on Commerce and Tourism recommends the following pass: CS for SB 1638; CS for SB 1690

The Committee on Community Affairs recommends the following pass: CS for SB 668

The Committee on Criminal Justice recommends the following pass: CS for SB 1530

The Committee on Judiciary recommends the following pass: CS for SB 630; CS for SB 920; SB 990; SB 1208; CS for SB 1700

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

The Committee on Finance and Tax recommends committee substitutes for the following: SB 298; SB 576; SB 856

The bills with committee substitute attached were 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 1492

The Committee on Health Policy recommends a committee substitute for the following: SB 1778

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 Health Policy recommends a committee substitute for the following: SB 258

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

The Committee on Rules recommends a committee substitute for the following: CS for CS for SB 318

The bill with committee substitute attached was placed on the Calendar.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Criminal and Civil Justice recommends the following pass: CS for SB 828; CS for SB 1030; SB 1766; SB 7082

The bills 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: SB 1068

The Appropriations Subcommittee on Education recommends committee substitutes for the following: CS for SB 226; CS for SB 464

The Appropriations Subcommittee on Health and Human Services recommends committee substitutes for the following: SB 778; SB 1436; SB 7078

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends committee substitutes for the following: CS for SB 898; CS for SB 932; CS for SB 974; CS for SB 1044

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 Health and Human Services recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

For Term
Ending

Secretary of Health Care Administration

Appointee: Mayhew, Mary C.

Pleasure of
Governor

The appointment was referred to the Committee on Health Policy under the original reference.

Appropriations Subcommittee on Criminal and Civil Justice recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

For Term
Ending

Secretary of Corrections

Appointee: Inch, Mark S.

Pleasure of
Governor

The Committee on Criminal Justice recommends that the Senate confirm the following appointments made by the Governor and Cabinet:

Office and Appointment

For Term
Ending

Florida Commission on Offender Review

Appointee: Coonrod, Melinda N.

06/30/2024

The Committee on Health Policy recommends that the Senate confirm the following appointments made by the Governor:

Office and Appointment

For Term
Ending

Secretary of Health Care Administration

Appointee: Mayhew, Mary C.

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

Senate Bills 7000-7088—Previously introduced.

By the Committee on Infrastructure and Security—

SB 7090—A bill to be entitled An act relating to the Department of Highway Safety and Motor Vehicles; amending s. 316.003, F.S.; defining terms; conforming a cross-reference; amending s. 316.027, F.S.; deleting the defined term “serious bodily injury”; requiring community service in a trauma center or hospital that receives victims of vehicle crashes; amending s. 316.0271, F.S.; requiring that, under a yellow dot program, certain critical medical information be made readily available to responders in the event of a motor vehicle crash; authorizing an emergency medical responder at a motor vehicle crash to search the glove compartment of the vehicle for a yellow dot folder; amending s. 316.061, F.S.; prohibiting certain persons from being liable or at fault regarding the cause of a crash solely by reason of moving a vehicle; 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. 316.1895, F.S.; authorizing a district school board by simple majority vote to increase the time a school zone speed limit is in force under certain circumstances; amending s. 316.192, F.S.; deleting the defined term “serious bodily injury”; amending s. 316.193, F.S.; adding an operator to persons who may incur serious bodily injury for purposes of a certain penalty; amending s. 316.1933, F.S.; adding a driver to persons who may incur serious bodily injury for purposes of a certain alcohol or drug test; deleting the defined term “serious bodily injury”; amending s. 316.194, F.S.; authorizing traffic crash investigation officers, rather than traffic accident investigation officers, to move vehicles; amending s. 316.302, F.S.; revising the applicability of specified rules and regulations to certain owners and drivers of commercial motor vehicles; providing that a person who operates a commercial motor vehicle solely in intrastate commerce which does not transport hazardous materials in amounts that require placarding need not comply with specified requirements of electronic logging devices and hours of service supporting documents until a specified date; removing a limit on civil penalties for falsification of certain time records; deleting a requirement that a motor carrier maintain documentation of driving times under certain circumstances; revising the conditions under which persons who operate commercial motor vehicles are exempt from specified rules and regulations; 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. 316.622, F.S.; requiring that the department provide to the Department of Business and Professional Regulation a copy of each crash report involving a farm labor vehicle; amending s. 316.640, F.S.; authorizing the Division of the Florida Highway Patrol to employ traffic crash investigation officers, rather than traffic accident investigation officers; conforming provisions to changes made by that act; amending s. 316.655, F.S.; authorizing a driver convicted of certain violations resulting in a crash, rather than an accident, to have his or her driving privileges revoked or suspended by the court; amending s. 316.70, F.S.; requiring that owners and drivers of certain nonpublic sector buses be subject to specified rules and regulations; providing duties for the Department of Highway Safety and Motor Vehicles, rather than the Department of Transportation, for such nonpublic sector buses; authorizing department personnel to conduct compliance investigations and assess certain penalties; authorizing motor carriers to be enjoined under certain circumstances; authorizing certain officers and agents to require drivers of certain commercial vehicles to submit to certain inspections and to either remove the vehicle or driver from service or provide notice requiring correction under certain circumstances; amending s. 318.19, F.S.; revising infractions that require a mandatory hearing; amending s. 319.001, F.S.; defining terms; creating s. 319.002, F.S.; providing for department administering

and enforcement requirements; providing rulemaking authority for the department; amending s. 319.141, F.S.; creating a private rebuilt motor vehicle inspection program, to replace a pilot rebuilt motor vehicle inspection program; providing powers and duties of the department; specifying the purpose of the program; providing requirements for the program; providing powers and requirements for private rebuilt inspection providers; creating s. 319.1411, F.S.; authorizing the department to monitor and inspect the operations of private rebuilt inspection providers to make specified determinations; creating s. 319.142, F.S.; providing grounds and requirements for termination of a contract with a private rebuilt inspection provider; creating s. 319.1414, F.S.; authorizing the department to investigate and examine private rebuilt inspection providers under certain circumstances; providing additional powers related to such investigations and examinations; requiring a court to take specified actions under certain circumstances; providing for witness fees; authorizing the department to adopt certain rules; amending s. 319.25, F.S.; authorizing the department to conduct investigations and examinations of certain persons relating to title certificates; authorizing additional powers related to such investigations and examinations; requiring a court to take specified actions under certain circumstances; providing for witness fees; authorizing the department to adopt certain rules; amending s. 319.40, F.S.; authorizing the department or a tax collector to collect electronic mail addresses or cellular telephone numbers and to use them for certain purposes; providing that electronic mail addresses and cellular telephone numbers may be provided at the option of the applicant; requiring the department or a tax collector to disclose to the applicant the purposes for which the electronic mail addresses and cellular telephone numbers may be used; amending s. 320.01, F.S.; redefining the term "apportionable vehicle"; amending s. 320.03, F.S.; authorizing the department, under certain circumstances, to provide tax collectors and certain agents and vendors with certain real-time access to data related to vehicle and mobile home registration certificates, registration license plates, and validation stickers; providing requirements for a certain memorandum of understanding; amending s. 320.06, F.S.; providing for future repeal of requirements for vehicles that have apportioned registrations; providing requirements for certain vehicles that have apportioned registrations upon implementation of a certain operating system; requiring that the fee be deposited into the Highway Safety Operating Trust Fund; authorizing certain license plates to be replaced at no charge; providing tax collectors and their agents the option to purchase validation stickers and paper stock that is used to produce vehicle registrations from vendors under certain circumstances; exempting such purchases from certain competitive bid requirements; requiring the department to reimburse the tax collectors and their agents for such purchases, subject to certain restrictions; requiring the tax collectors and their agents to invoice the department in arrears for the validation stickers and vehicle registrations as they are issued; amending s. 320.0607, F.S.; providing applicability; amending s. 320.131, F.S.; authorizing the department 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. 320.27, F.S.; defining the term "control person"; authorizing the department to deny a new or renewal application for, or suspend or revoke, certain dealer licenses under certain circumstances; authorizing the court to bar a person from acting as a motor vehicle dealer under certain circumstances, subject to certain requirements; amending s. 320.8232, F.S.; requiring the Mobile and Manufactured Home Repair and Remodeling Code to be a uniform code; providing specified standards for provisions of the code; requiring all repair and remodeling of mobile and manufactured homes to be done in accordance with department rules; amending s. 320.861, F.S.; authorizing the department to conduct investigations and examinations of persons suspected of violating or of having violated certain laws, rules, or orders relating to motor vehicle licenses; providing additional powers related to such investigations and examinations; requiring a court to take specified actions under certain circumstances; providing for witness fees; authorizing the department to adopt certain rules; amending s. 320.95, F.S.; authorizing the department or a tax collector to collect electronic mail addresses or cellular telephone numbers and to use electronic mail or text messages for certain purposes; providing that electronic mail addresses and cellular telephone numbers may be provided at the option of the applicant; requiring the department or a tax collector to disclose to the applicant the purposes for which the electronic mail addresses and cellular telephone numbers may be used; amending s. 321.05, F.S.; authorizing certain patrol officers to investigate traffic crashes; amending s. 321.065, F.S.; authorizing the department to em-

ploy certain traffic crash investigation officers; amending s. 321.23, F.S.; revising certain public records photographs to include crashes; amending s. 322.051, F.S.; extending the period after which a renewal application for an identification card is considered the same as an original application; amending s. 322.0602, F.S.; authorizing courts to include a requirement for supervised visitation under the Youthful Drunk Driver Visitation Program at trauma centers that regularly receive victims of vehicle crashes; conforming provisions to changes made by the act; amending s. 322.08, F.S.; authorizing the department or a tax collector to collect electronic mail addresses or cellular telephone numbers and use electronic mail or text messages for certain purposes; providing that electronic mail addresses and cellular telephone numbers may be provided at the option of the applicant; requiring the department or a tax collector to disclose to the applicant the purposes for which the electronic mail addresses and cellular telephone numbers may be used; amending s. 322.091, F.S.; requiring that the department make available, upon request, a report that includes specific information for students whose driving privileges have been suspended; amending s. 322.17, F.S.; authorizing stolen identification cards to be replaced at no charge under certain circumstances; amending s. 322.21, F.S.; providing for expedited shipping for the renewal or replacement driver licenses or identification cards under certain circumstances, subject to certain requirements; requiring that the fee be deposited into the Highway Safety Operating Trust Fund; amending s. 322.212, F.S.; prohibiting a person from providing altered or counterfeit documents or participating in dishonest or deceptive actions in any application for a driver license or identification card; providing for the suspension of specified licenses or permits for specified periods under certain circumstances; providing construction; amending s. 322.36, F.S.; providing for suspension of license for loaning a vehicle to a person whose license is suspended if such vehicle is involved in certain crashes; amending s. 322.61, F.S.; adding violations for disqualification from operating a commercial motor vehicle; creating s. 322.71, F.S.; authorizing the department to conduct investigations and examinations of persons suspected of violating or of having violated certain laws, rules, or orders relating to motor vehicle licenses; providing additional powers related to such investigations and examinations; requiring a court to take specified actions under certain circumstances; providing for witness fees; authorizing the department to adopt certain rules; amending s. 323.001, F.S.; providing that the requirements for a certain written hold on a motor vehicle apply when an officer has probable cause to believe the vehicle was involved in a certain traffic crash; amending s. 323.002, F.S.; revising the term "wrecker operator system" to include wrecker operators removing vehicles from crash scenes under certain circumstances; requiring that an unauthorized wrecker operator provide a copy of a certain disclosure to the owner or operator of a vehicle in the presence of a law enforcement officer if such officer is at the scene of a motor vehicle crash; revising applicability to include vehicles involved in a crash, rather than an accident; amending s. 324.011, F.S.; requiring that certain operators of motor vehicles involved in a crash or convicted of certain traffic offenses show proof of financial ability to respond for damages in future crashes; amending s. 324.022, F.S.; requiring that a certain owner or operator of a motor vehicle establish and maintain the ability to respond in damages for liability on account of certain crashes; conforming a provision to changes made by the act; amending s. 324.023, F.S.; requiring that a certain owner or operator of a motor vehicle establish and maintain the ability to respond in damages for liability on account of certain crashes; amending s. 324.051, F.S.; authorizing a law enforcement officer at a criminal trial to testify as to any statement made to the officer by the person involved in a crash under certain circumstances; providing for certain suspensions of license, registration, and operating privileges after notice of a certain crash; amending s. 324.242, F.S.; requiring that the department release a policy number for a policy covering a vehicle involved in a motor vehicle crash under certain circumstances; conforming provisions to changes made by the act; amending s. 328.30, F.S.; authorizing the department to accept certain applications by electronic or telephonic means; authorizing the department or a tax collector to collect electronic mail addresses or cellular telephone numbers and to use electronic mail or text messages for certain purposes; providing that electronic mail addresses and cellular telephone numbers may be provided at the option of the applicant; requiring the department or a tax collector to disclose to the applicant the purposes for which the electronic mail addresses and cellular telephone numbers may be used; amending s. 328.40, F.S.; providing that certain records made or kept by the department are subject to certain inspection and copying requirements; amending s. 328.73, F.S.; requiring the department, under certain circumstances, to

provide tax collectors and certain agents and vendors with certain real-time access to data related to registration certificates and vessel numbers and decals; providing requirements for a certain memorandum of understanding; amending s. 328.80, F.S.; authorizing the department to accept certain applications by electronic or telephonic means; authorizing the department or a tax collector to collect electronic mail addresses or cellular telephone numbers and to use electronic mail or text messages for certain purposes; providing that electronic mail addresses and cellular telephone numbers may be provided at the option of an applicant; requiring the department or tax collector to disclose to an applicant the purposes for which the electronic mail addresses and cellular telephone numbers may be used; amending s. 627.7415, F.S.; revising the applicability of certain federal regulations that commercial motor vehicles are subject to for certain insurance purposes; amending ss. 316.251, 501.976, 655.960, 856.015, F.S.; conforming cross-references; providing an effective date.

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

By the Committee on Infrastructure and Security—

SB 7092—A bill to be entitled An act relating to fees; amending s. 319.1414, F.S.; requiring that costs incurred by the Department of Highway Safety and Motor Vehicles to obtain a certain order be charged to a subpoenaed person; amending s. 320.06, F.S.; requiring a specified fee for certain validation stickers; amending s. 320.861, F.S.; requiring that costs incurred by the department to obtain a certain order be charged to a subpoenaed person; amending s. 322.21, F.S.; requiring a certain fee for the expedited shipping of a renewal or replacement driver license or identification card; amending s. 322.71, F.S.; requiring that costs incurred by the department to obtain a certain order be charged to a subpoenaed person; providing a contingent effective date.

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

By the Committee on Infrastructure and Security—

SB 7094—A bill to be entitled An act relating to public records; creating public records exemptions for certain information received by the Department of Highway Safety and Motor Vehicles; amending s. 119.0712, F.S.; providing exemptions from public records requirements for personal information in certain vessel records, e-mail addresses, and cellular telephone numbers issued or collected by the Department of Highway Safety and Motor Vehicles; providing for retroactive application; authorizing disclosure of confidential information under certain circumstances; providing for future legislative review and repeal of the exemptions; providing statements of public necessity; amending s. 319.1414, F.S.; exempting from public records requirements certain information received by the department as a result of investigations and examinations of private rebuilt inspection providers; providing for future legislative review and repeal of the exemptions; amending s. 319.25, F.S.; exempting from public record requirements certain information received by the department as a result of investigations and examinations relating to title certificates; providing for future legislative review and repeal of the exemptions; amending s. 320.861, F.S.; exempting from public records requirements certain information received by the department as a result of investigations and examinations of persons suspected of violating or of having violated certain laws, rules, or orders relating to motor vehicle licenses; providing for future legislative review and repeal of the exemptions; amending s. 322.71, F.S.; exempting from public records requirements certain information received by the department as a result of investigations and examinations of persons suspected of violating or of having violated certain laws, rules, or orders relating to driver licenses; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing a contingent effective date.

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Finance and Tax; and Senators Montford, Torres, Baxley, Broxson, and Gruters—

CS for SB 298—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 applications for approval as growth funds in a specified manner; specifying information required to be submitted in an application; requiring the department to approve or deny the applications within a specified timeframe; prohibiting the department from approving more than a certain amount of investment authority or investor contributions; requiring the department to deny applications under certain circumstances; authorizing an applicant whose application was denied to provide additional information within a certain timeframe to cure defects in the application; prohibiting the department from reducing the investment authority of an application or denying an application unless certain circumstances are met; requiring the department to certify approved applications; requiring the growth fund to collect contributions and investments within a certain timeframe; requiring the department to provide a tax credit certificate to certain taxpayers; requiring the department to revoke a growth fund's certification under specified conditions; granting a credit against state premium tax liability for specified investors; 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 a tax credit certificate under certain circumstances; authorizing a growth fund to request certain determinations from the department; providing a formula for calculating the maximum amount of investments; specifying a timeframe within which a growth fund may correct violations to avoid revocation of a tax credit certificate; requiring the department to distribute reverted investment authority among certain growth funds; authorizing the growth fund to submit an exit application; providing procedures for use by the department in handling exit applications; prohibiting a growth fund that has exited the program from making certain distributions or paying certain fees under certain circumstances; requiring the growth fund to remit certain payments to the department under certain circumstances; requiring the growth fund to submit a report to the department at a specified time; prohibiting the department from revoking a growth fund's tax credit certificate after it exits the program; requiring the 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; specifying that a growth fund is deemed to be a recipient of state financial assistance under certain circumstances; providing applicability; providing for future expiration; providing an effective date.

By the Committees on Rules; Education; and Children, Families, and Elder Affairs; and Senator Montford—

CS for CS for CS for SB 318—A bill to be entitled An act relating to public records; amending s. 39.202, F.S.; prohibiting the release of any identifying information with respect to any person reporting child abuse, abandonment, or neglect, except under certain circumstances; updating terminology; making conforming changes; providing a statement of public necessity; providing an effective date.

By the Committee on Finance and Tax; and Senators Perry and Flores—

CS for SB 576—A bill to be entitled An act relating to a back-to-school sales tax holiday; providing exemptions from the sales and use tax on the retail sale of certain clothing, school supplies, personal computers, and personal computer-related accessories during a specified timeframe; defining terms; specifying locations where the exemptions do not apply; authorizing certain dealers to opt out of participating in the tax holiday, subject to certain requirements; authorizing the Department of Revenue to adopt emergency rules; providing an appropriation; providing an effective date.

By the Committee on Finance and Tax; and Senator Gruters—

CS for SB 856—A bill to be entitled An act relating to homestead exemptions; amending s. 196.031, F.S.; providing that a person or family unit receiving or claiming the benefit of certain ad valorem tax exemptions or tax credits in another state is entitled to the homestead exemption in this state if the person or family unit demonstrates certain conditions to the property appraiser; amending s. 196.121, F.S.; providing that homestead exemption forms prescribed by the Department of Revenue may include taxpayer information relating to such ad valorem tax exemptions or tax credits in another state; providing applicability; providing an effective date.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State **SB 180** and **SB 212** which he approved on April 8, 2019.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 5009 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Appropriations Committee and Representative(s) Magar—

HB 5009—A bill to be entitled An act relating to state employees' group insurance program; amending s. 110.123, F.S.; requiring the procurement of contracts for insurance plans, health maintenance organization plans, and pharmacy benefit plans to be conducted simultaneously beginning in a certain year; providing requirements for such contracts; requiring, rather than authorizing, health maintenance organization plans to be negotiated on a regional or statewide basis; removing obsolete language; amending s. 110.12303, F.S.; authorizing international prescription services to be included in the state group insurance program; requiring the department to offer international prescription services; amending s. 110.12315, F.S.; requiring the Department of Management Services to use varying plan and network designs in the state employees' prescription drug program; requiring the department to implement formulary management cost-saving measures; providing requirements for such measures; amending s. 287.056, F.S.; requiring the department to enter into contracts with benefits consulting companies; 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 Governmental Oversight and Accountability; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 5011 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Appropriations Committee and Representative(s) Renner—

HB 5011—A bill to be entitled An act relating to county court judges; amending s. 34.022, F.S.; revising the number of county court judges in certain counties; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 5301 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Government Operations & Technology Appropriations Subcommittee and Representative(s) Williamson—

HB 5301—A bill to be entitled An act relating to information technology reorganization; transferring all powers, duties, functions, records, offices, personnel, associated administrative support positions, property, pending issues and existing contracts, administrative authority, certain administrative rules, trust funds, and unexpended balances of appropriations, allocations, and other funds of the Agency for State Technology to the Department of Management Services by a type two transfer; providing for the continuation of certain contracts and interagency agreements; amending s. 20.22, F.S.; establishing the Division of State Technology within the Department of Management Services to supersede the Technology Program; establishing the position of state chief information officer and providing qualifications thereof; amending s. 20.255, F.S.; removing the expiration for provisions designating the Department of Environmental Protection as the lead agency for geospatial data; authorizing the department to adopt rules for specified purposes; repealing s. 20.61, F.S., relating to the Agency for State Technology; amending s. 112.061, F.S.; authorizing the Department of Management Services to adopt rules for certain purposes; defining the term "statewide travel management system"; specifying reporting requirements for executive branch agencies and the judicial branch through the statewide travel management system; specifying that travel reports on the system may not reveal confidential or exempt information; amending s. 282.003, F.S.; revising a short title; reordering and amending s. 282.0041, F.S.; revising and providing definitions; amending s. 282.0051, F.S.; transferring powers, duties, and functions of the Agency for State Technology to the Department of Management Services and revising such powers, duties, and functions; removing certain project oversight requirements; requiring agency projected costs for data center services to be provided to the Governor and the Legislature on an annual basis; requiring the department to provide certain recommendations; amending s. 282.201, F.S.; transferring the state data center from the Agency for State Technology to the Department of Management Services; requiring the department to appoint a director of the state data center; deleting legislative intent; revising duties of the state data center; requiring the state data center to show preference for cloud-computing solutions in its procurement process; revising the use of the state data center and certain consolidation requirements; removing obsolete language; revising agency limitations; creating s. 282.206, F.S.; providing legislative intent regarding the use of cloud computing; requiring each state agency to adopt formal procedures for cloud-computing options; requiring a state agency to develop, and update annually, a strategic plan for submission to the Governor and the Legislature; specifying requirements for the strategic plan; requiring a state agency customer entity to notify the state data center biannually of changes in anticipated use of state data center services; specifying requirements and limitations as to cloud-computing services for the Department of Law Enforcement; amending s. 282.318, F.S.; requiring the Department of Management Services to appoint a state chief information security officer; revising and specifying requirements for service-level agreements for information technology and information technology resources and services; conforming provisions to changes made by the act; amending ss. 17.0315, 20.055, 97.0525, 110.205, 215.322, 215.96, 287.057, 282.00515, 287.0591, 365.171, 365.172, 365.173, 445.011, 445.045, 668.50, and 943.0415, F.S.; conforming provisions and a cross-reference to changes made by the act; creating the Florida Cybersecurity Task Force; providing for the membership, meeting requirements, and duties of the task force; providing for administrative and staff support; requiring executive branch departments and agencies to cooperate with information requests made by the task force; providing reporting requirements; providing for expiration of the task force; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 5303 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Government Operations & Technology Appropriations Subcommittee and Representative(s) Williamson—

HB 5303—A bill to be entitled An act relating to child support enforcement; amending s. 409.2567, F.S.; revising a requirement that the Department of Revenue pay a federally required annual fee for public assistance cases involving certain individuals; providing an effective date.

—was referred to the Committee on Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 5401 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Agriculture & Natural Resources Appropriations Subcommittee and Representative(s) Raschein—

HB 5401—A bill to be entitled An act relating to the Department of Environmental Protection; transferring primary powers and duties of the Fish and Wildlife Conservation Commission relating to certain environmental crimes and the enforcement of related laws to the Division of Law Enforcement within the Department of Environmental Protection; providing requirements for a memorandum of agreement between the department and the commission regarding their respective responsibilities; reassigning personnel and equipment from the Office of Emergency Response within the department to the Division of Law Enforcement within the department; providing for a transition advisory working group; providing for the retention and transfer of specified benefits for employees who are transferred from the commission to the department; amending s. 20.255, F.S.; establishing the Division of Law Enforcement within the department; providing law enforcement officers of the department who meet certain requirements with specified authority; amending s. 258.004, F.S.; requiring the Division of Law Enforcement of the department and its officers and the Division of Law Enforcement of the commission and its officers to enforce laws relating to state parks; amending s. 258.008, F.S.; providing for certain fines to be paid to the department and deposited in the State Park Trust Fund; amending s. 258.501, F.S.; conforming provisions to changes made by the act; amending s. 282.709, F.S.; appointing a representative of the

Division of Law Enforcement of the department to the Joint Task Force on State Agency Law Enforcement Communications; amending s. 316.640, F.S.; vesting the enforcement of certain traffic laws in the Division of Law Enforcement of the department; amending s. 376.3071, F.S.; authorizing the use of moneys from the Inland Protection Trust Fund for the enforcement of certain laws by the department; amending ss. 403.413 and 784.07, F.S.; revising definitions; amending ss. 843.08 and 843.085, F.S.; providing penalties for false personation and unlawful use of badges and other symbols of an officer of the department, respectively; amending s. 870.04, F.S.; vesting the dispersement of riotous assembly in the officers of the department; amending s. 932.7055, F.S.; providing for proceeds accrued pursuant to the Florida Contraband Forfeiture Act to be deposited in specified trust funds of the department; reenacting s. 790.166(8)(a), F.S., relating to the prohibited manufacturing, possession, sale, delivery, display, use, or attempted or threatened use of a weapon of mass destruction or hoax weapon of mass destruction, to incorporate the amendment made to s. 784.07, F.S., in a reference thereto; providing an effective date.

—was referred to the Committee on Appropriations.

ENROLLING REPORTS

SB 7016 has been enrolled, signed by the required constitutional officers, and presented to the Governor on April 9, 2019.

Debbie Brown, Secretary

CO-INTRODUCERS

Senators Bracy—CS for SB 426, SB 7076; Farmer—CS for SB 426; Hooper—CS for SB 634; Mayfield—CS for SB 426, CS for SB 634; Montford—CS for SB 426, CS for SB 464; Passidomo—SB 1620; Pizzo—CS for CS for SB 1666; Powell—CS for SB 426; Rader—SB 1280; Rodriguez—SB 958; Rouson—CS for SB 426; Thurston—SB 1780

SENATE PAGES

April 8-12, 2019

Collin Baldetti, Saint Johns; Jonathan Bramblett, Tallahassee; Stella Butkis, Huntsville, Alabama; Nicholas Cerasoli, Havana; Logan Chenecek, Tallahassee; Maria Estrada, Miami; Sydney Forslund, Tallahassee; Jenna Graham, Tallahassee; Elizabeth Jeffrey, Sarasota; Mary Kathryn “Katie” McGrane, Tallahassee; Melissa Martinez, Miami; Peyton Moxam, Winter Haven; Madison Rayborn, Tallahassee; Daniel Sampson, Tallahassee; Hannah Troop, Tallahassee



Journal of the Senate

Number 12—Regular Session

Wednesday, April 10, 2019

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ADOPTION OF RESOLUTIONS

At the request of Senator Perry—

By Senator Perry—

SR 1822—A resolution commending the University of Florida for its outstanding ranking as eighth on the 2019 *U.S. News & World Report* list of Top Public Schools in the nation and recognizing April 10, 2019, as “Gator Day.”

WHEREAS, the University of Florida is a top 10 university, rising from No. 9 in 2018 to No. 8 in the 2019 *U.S. News & World Report* list of Top Public Schools among National Universities, and

WHEREAS, the University of Florida continues its upward momentum with a 40-percent increase in the number of graduate programs now ranked among the top 30 nationwide, according to the 2020 *U.S. News & World Report* list of Best Graduate Schools, and

WHEREAS, UF Online, the University of Florida’s online bachelor’s degree program, is tied for the No. 5 spot in the country, up from No. 12 last year, in the 2019 *U.S. News & World Report* rankings, and

WHEREAS, UF physics professor Clifford Will is the 2019 recipient of the Albert Einstein Medal by the Albert Einstein Society in Bern, Switzerland, for his “important contributions to general relativity,” and

WHEREAS, UF researchers, with funding from the State of Florida, have developed a rapid, cost-effective point-of-care test for the Zika virus which can be used in the field, and

WHEREAS, applications to the University of Florida once again reached a new record in 2019, with more than 41,000 prospective students vying for admission during the summer and fall semesters, and

WHEREAS, UF was ranked No. 6 on *College Magazine’s* list of the top 10 campuses for students who have physical disabilities, and

WHEREAS, with generous funding made possible by the Legislature, the University of Florida is nearly halfway toward reaching its goal of hiring 500 new faculty members to further enhance teaching and research and to build on UF’s reputation as one of the very best research universities in the nation, and

WHEREAS, University of Florida faculty earned a record \$837.6 million in research awards in fiscal year 2018, and

WHEREAS, UF athletes have won 20 national team titles since the 2008-2009 season, and UF is one of only two programs to claim at least one national title in collegiate sports each of the last 11 seasons, and

WHEREAS, the UF athletic program has ranked among the nation’s top 10 for 35 straight years (1983-1984 to 2017-2018) and among the top 5 for 20 of the last 27 years, according to national all-sport rankings, and

WHEREAS, the University of Florida Athletic Association has contributed more than \$76 million since 2006 to help fund UF academic endeavors, NOW, THEREFORE,

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

That the Florida Senate commends the University of Florida for its outstanding ranking as eighth on the 2019 *U.S. News & World Report* list of Top Public Schools in the nation and recognizes April 10, 2019, as “Gator Day.”

CALL TO ORDER

The Senate was called to order by President Galvano at 4:00 p.m. A quorum present—36:

Mr. President	Diaz	Powell
Albritton	Farmer	Rader
Baxley	Gibson	Rodriguez
Bean	Gruters	Rouson
Benacquisto	Harrell	Simmons
Berman	Hooper	Simpson
Book	Hutson	Stargel
Bracy	Mayfield	Stewart
Bradley	Montford	Taddeo
Brandes	Passidomo	Thurston
Broxson	Perry	Torres
Cruz	Pizzo	Wright

Excused: Senator Gainer

PRAYER

The following prayer was offered by Derrick Crum, Pastor, Grace Baptist Church, Crawfordville:

Dear God, we come to you today with humble hearts. God, we are thankful for another day you have given us. We are asking you to be with every man and woman here. We thank you for their service. God, I ask you to bless this meeting.

Lord, we thank you for providing us with a universal Father that is unexplainable. God, we know that everything happens for you. Lord, I ask you now to clear our minds and hearts, so that we may show the love that you have shown us. We do this in your name. Amen.

PLEDGE

Senate Pages, Collin Baldetti of Saint Johns; Stella Butkis of Huntsville, Alabama, granddaughter of Senator Gainer; Nicholas Cerasoli of Havana; Elizabeth Jeffrey of Sarasota; and Hannah Troop 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. David J. El Hassan of Middleburg, sponsored by Senator Bradley, as the doctor of the day. Dr. El Hassan specializes in family medicine.

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 as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

At the request of Senator Wright—

By Senator Wright—

SR 1826—A resolution honoring the 50th anniversary of the Apollo 11 lunar landing and designating July 14-20, 2019, as “Apollo 11 Week” in Florida.

WHEREAS, on July 20, 1969, the crew members of the Apollo 11 spacecraft, Neil Armstrong, Buzz Aldrin, and Michael Collins, made history by completing the first manned lunar landing and walk on the moon, and

WHEREAS, the crew members of Apollo 11 were the public face of an effort that involved an estimated 400,000 men and women from varied backgrounds and fields who were tasked with accomplishing the audacious goal, first announced by President John F. Kennedy in 1961, of safely landing a man on the moon and bringing him back to Earth, and

WHEREAS, the lunar landing was a historic moment that would not have been possible without the sacrifices made by astronauts and test pilots, including the crew of Apollo 1, who gave their lives in the testing and training that led to Apollo 11’s successful mission, and

WHEREAS, the Apollo program inspired generations of American students to pursue careers in science, technology, engineering, and mathematics, which has fueled economic growth throughout a range of industries for the last 4 decades, and

WHEREAS, July 20, 2019, marks the 50th anniversary of the historic Apollo 11 landing on the lunar surface, NOW, THEREFORE,

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

That July 14-20, 2019, is designated as “Apollo 11 Week” in Florida.

—was introduced, read, and adopted by publication.

At the request of Senator Farmer—

By Senator Farmer—

SR 1838—A resolution honoring the Florida State University soccer team for winning the 2018 National Collegiate Athletic Association Women’s Soccer Championship.

WHEREAS, the Florida State University soccer team, led by Head Coach Mark Krikorian, won the 2018 National Collegiate Athletic Association Women’s Soccer Championship, the second time in the school history that the team won this title, and

WHEREAS, on their way to the title, the Seminoles defeated seven teams that accounted for 31 of the 35 all-time NCAA Women’s Soccer Championships, including each of the last three national champions, and

WHEREAS, under the outstanding coaching of Coach Krikorian, the Seminoles allowed just 13 goals through their 27 games and posted 16 shutouts in the season, and

WHEREAS, the Seminoles were highly recognized at the Top-Drawer Soccer Postseason Awards, with Yujie Zhao named National Freshman of the Year and Coach Krikorian named National Coach of the Year, and

WHEREAS, other Seminoles who also earned national accolades include Brooke Bollinger, Freshman Best XI Second Team; Deyna Castellanos, Best XI Third Team; Jaelin Howell, Freshman Best XI First Team; and Natalia Kuikka, Best XI Second Team, and

WHEREAS, the Seminoles placed six members on the College Cup All-Tournament Team, including Dallas Dorosy, who was named Most Outstanding Player on Offense, and Jaelin Howell, who was named Most Outstanding Player on Defense, and

WHEREAS, Gabby Carle won the NCAA Elite 90 Award, which recognizes the student-athlete with the highest grade point average at the College Cup, NOW, THEREFORE,

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

That the Florida State University soccer team is congratulated for winning the 2018 National Collegiate Athletic Association Women’s Soccer Championship.

BE IT FURTHER RESOLVED that copies of this resolution be presented to the President of Florida State University, John Thrasher; Interim Athletics Director, David Coburn; Head Soccer Coach, Mark Krikorian; and each assistant coach and member of the Florida State University soccer team as a tangible token of the sentiments expressed herein.

—was introduced, read, and adopted by publication.

At the request of Senator Farmer—

By Senator Farmer—

SR 1840—A resolution congratulating the members of the Florida State University Seminoles 2018 softball team and their coaches on an outstanding season and on winning the 2018 National Collegiate Athletic Association Division 1 Softball Championship.

WHEREAS, the Florida State University Seminoles 2018 softball team won the 2018 National Collegiate Athletic Association (NCAA) Division 1 Softball Championship by defeating the University of Washington Huskies softball team 8-3 on June 5, 2018, and

WHEREAS, while playing in the NCAA’s Women’s College World Series (WCWS), the FSU Seminoles softball team finished in the top 5 of 15 WCWS record book team categories, set 2 WCWS team records for stolen bases and attempted stolen bases, and tied the WCWS record for most wins, and

WHEREAS, individually, members of the FSU Seminoles softball team finished in the top 5 of 15 WCWS record book individual categories and set 3 individual records: most stolen bases, Dani Morgan; advancing the most runners, Elizabeth Mason; and highest earned run average, Meghan King, and

WHEREAS, Jessie Warren tied the WCWS record for most base hits with 13, and her teammates Jessie Warren, Meghan King, Anna Shelnutt, Elizabeth Mason, and Sydney Sherrill were named to the WCWS All-Tournament Team, and

WHEREAS, 2018 was the sixth consecutive year that the FSU Seminoles softball team reached the NCAA Super Regional round, and

WHEREAS, in addition to winning the 2018 NCAA Championship, the FSU Seminoles softball team was also the 2018 Atlantic Coast Conference (ACC) Regular Season Champion for the sixth consecutive year and the 2018 ACC Tournament Champion for the fifth consecutive year, and

WHEREAS, teammates Jessie Warren, Kylee Hanson, Sydney Sherrill, Zoe Casas, and Meghan King were named to the All-ACC First Team, while Carsyn Gordon was named to the All-ACC Second Team, and

WHEREAS, Jessie Warren was named the ACC Player of the Year, Kylee Hanson was named ACC Pitcher of the Year, and Sydney Sherrill was named ACC Freshman of the Year, and

WHEREAS, other members of the FSU Seminoles softball team who earned additional honors are Kylee Hanson and Sydney Sherrill, both of whom were named the National Fastpitch Coaches Association (NFCA) and USA Softball National Player of the Week; Jessie Warren, Kylee Hanson, and Sydney Sherrill, who were named NFCA All-Americans;

and Kylee Hanson, Carsyn Gordon, Jessie Warren, Sydney Sherrill, and Meghan King, who were named NFCA Southeast All-Region Members, and

WHEREAS, as a freshman, Sydney Sherrill finished the season with 29 doubles, an ACC single-season record, and Jessie Warren finished her career with the team with 83 home runs, 273 runs batted in, 229 runs scored, and a .820 slugging percentage, setting NCAA, team, and personal records, and

WHEREAS, members of the coaching staff of the FSU Seminoles softball team also were recognized for their outstanding work and dedication, with Head Coach Lonni Alameda and assistant coaches Travis Wilson, Craig Snider named the 2018 NFCA National Coaching Staff of the Year, and

WHEREAS, as a team, the FSU Seminoles softball team hit 115 doubles during the 2018 season, setting a team and ACC single-season record; hit 76 home runs, setting a team record; and won 36 consecutive ACC games from May 7, 2016, to April 6, 2018, the fifth longest conference winning streak in NCAA history, NOW, THEREFORE,

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

That the Florida State University Seminoles 2018 softball team is congratulated on their exemplary season and on winning the 2018 National Collegiate Athletic Association Division 1 Softball Championship.

BE IT FURTHER RESOLVED that copies of this resolution be presented to the president of Florida State University, John Thrasher; Interim Athletics Director, David Coburn; Head Softball Coach, Lonni Alameda; and each assistant coach and member of the Florida State University Seminoles 2018 softball team as a tangible token of the sentiments expressed herein.

—was introduced, read, and adopted by publication.

At the request of Senator Montford, the rules were waived and—

By Senators Montford and Broxson—

SR 1844—A resolution to the Congress of the United States urging members of Congress to immediately pass a federal supplemental appropriations package for disaster relief and recovery to assist those attempting to rebuild their lives in the wake of Hurricane Michael.

WHEREAS, on October 10, 2018, Hurricane Michael made landfall near Mexico Beach as an extraordinarily powerful Category 4 hurricane, and, as a result of the storm, a state and national disaster was declared, and

WHEREAS, the impacted Panhandle region of Florida includes Bay, Calhoun, Franklin, Gadsden, Gulf, Hamilton, Holmes, Jackson, Jefferson, Leon, Liberty, Madison, Okaloosa, Suwannee, Taylor, Wakulla, Walton, and Washington Counties, and

WHEREAS, Hurricane Michael damaged or destroyed more than 144,000 insured homes in Florida, thus far resulting in more than \$6 billion in property insurance claims, and agricultural losses or damages in this state are believed to be approaching \$1.5 billion, and

WHEREAS, the impacts of the fourth-strongest Atlantic hurricane ever to make landfall in the United States are still evident in the Panhandle, and

WHEREAS, some residents in the impacted counties are still in the process of repairing and restoring their properties and businesses, while others are still without a permanent place to live, and

WHEREAS, local hospitals, educational facilities, and other community facilities are still struggling to recover from the impacts of the storm so that they may return to full delivery of services to area residents, and

WHEREAS, economic losses in fiscally constrained counties pose additional challenges, and overcoming those challenges requires the full support of federal and state governmental agencies and resources, and

WHEREAS, the Legislature is committed to assisting those impacted counties and their residents in recovering from the devastation of Hurricane Michael, both in the short term and in the long term, and

WHEREAS, the Legislature recognizes not only its role but also the role of the federal government in accelerating Federal Emergency Management Agency payments to survivors of previous disasters and in allocating vital resources for the people of Northwest Florida so that they may rebuild in the aftermath of Hurricane Michael, NOW, THEREFORE,

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

That the Congress of the United States is urged to immediately pass a federal supplemental appropriations package for disaster relief and recovery which provides needed resources to residents, businesses, local governments, and other entities in the Florida Panhandle and to recognize the crucial role of these federal resources in addressing the diverse and unique challenges of rebuilding after Hurricane Michael.

BE IT FURTHER RESOLVED that the Secretary of State dispatch copies of this resolution to the President of the United States, to the President of the United States Senate, to the Speaker of the United States House of Representatives, and to each member of the Florida delegation to the United States Congress.

—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 1844**.

Yeas—37

Mr. President	Farmer	Rader
Albritton	Flores	Rodriguez
Baxley	Gibson	Rouson
Bean	Gruters	Simmons
Benacquisto	Harrell	Simpson
Berman	Hooper	Stargel
Book	Hutson	Stewart
Bracy	Lee	Taddeo
Bradley	Mayfield	Thurston
Brandes	Passidomo	Torres
Braynon	Perry	Wright
Cruz	Pizzo	
Diaz	Powell	

SPECIAL ORDER CALENDAR

On motion by Senator Simmons—

CS for SB 24—A bill to be entitled An act for the relief of the Estate of Eric Scot Tenner by the Miami-Dade County Board of County Commissioners; providing for an appropriation to compensate his estate for injuries and damages sustained by Eric Scot Tenner and his survivors as a result of the negligence of an employee of the Miami-Dade County Board of County Commissioners; providing a limitation on the payment of attorney fees; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 24** was placed on the calendar of Bills on Third Reading.

On motion by Senator Gruters—

SB 178—A bill to be entitled An act relating to Florida tourism marketing; amending s. 288.1226 and s. 288.923, F.S., relating to the Florida Tourism Industry Marketing Corporation direct-support organization and the Division of Tourism Marketing of Enterprise Florida, Inc., respectively; abrogating the scheduled repeal of provisions related to the corporation and the division, respectively; 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 Mayfield moved the following amendment which was adopted:

Amendment 1 (785382) (with title amendment)—Delete lines 17-18 and insert:

(14) REPEAL.—This section is repealed October 1, 2027 ~~2019~~, unless reviewed and saved from repeal by the Legislature.

And the title is amended as follows:

Delete lines 3-8 and insert: s. 288.1226, F.S.; revising the scheduled repeal of the Florida Tourism Industry Marketing Corporation direct-support organization; amending s. 288.923, F.S.; abrogating the scheduled repeal of the Division of Tourism Marketing of Enterprise Florida, Inc.;

Pursuant to Rule 4.19, **SB 178**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Flores—

CS for CS for SB 252—A bill to be entitled An act relating to driver license, identification card, and motor vehicle registration applications; amending s. 320.02, F.S.; deleting a requirement that the application form for motor vehicle registration and renewal of registration include language permitting a voluntary contribution to the Auto Club Group Traffic Safety Foundation; requiring that such application form include language permitting a voluntary contribution to the Live Like Bella Childhood Cancer Foundation; requiring that the Department of Highway Safety and Motor Vehicles distribute such contributions to the Live Like Bella Childhood Cancer Foundation; amending s. 322.08, F.S., deleting a requirement that the application form for a driver license or identification card include language permitting a voluntary contribution to the Auto Club Group Traffic Safety Foundation; providing an effective date.

—was read the second time by title.

SENATOR SIMMONS PRESIDING

Pursuant to Rule 4.19, **CS for CS for SB 252** was placed on the calendar of Bills on Third Reading.

On motion by Senator Lee—

CS for SB 292—A bill to be entitled An act relating to education; amending s. 1001.43, F.S.; making a technical change; prohibiting a district school board from prohibiting a student from lawfully wearing the uniform of any of the Armed Forces of the United States or of the state at his or her graduation ceremony; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 292** was placed on the calendar of Bills on Third Reading.

On motion by Senator Montford—

CS for CS for CS for SB 318—A bill to be entitled An act relating to public records; amending s. 39.202, F.S.; prohibiting the release of any identifying information with respect to any person reporting child abuse, abandonment, or neglect, except under certain circumstances; updating terminology; making conforming changes; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Senator Montford moved the following amendment:

Amendment 1 (434076) (with title amendment)—Delete line 166 and insert:

investigation. *The expansion of the public records exemption under this subsection to include other identifying information with respect to any person reporting child abuse, abandonment, or neglect is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2024, unless reviewed and saved from repeal through reenactment by the Legislature. If the expansion of the exemption is not saved from repeal, this subsection shall revert to that in existence on June 30, 2019, except that any amendments to such text 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 subsection.*

And the title is amended as follows:

Delete line 7 and insert: changes; providing for future legislative review and repeal of the exemption; providing for reversion of specified language if the exemption is not saved from repeal; providing a statement of public necessity;

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Montford moved the following substitute amendment which was adopted:

Amendment 2 (150002) (with directory and title amendments)—Between lines 166 and 167 insert:

(9) *The expansion of the public records exemption under this section to include other identifying information with respect to any person reporting child abuse, abandonment, or neglect is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2024, unless reviewed and saved from repeal through reenactment by the Legislature. If the expansion of the exemption is not saved from repeal, this section shall revert to that in existence on June 30, 2019, except that any other amendments made to this section, other than by this act, are preserved and continue to operate to the extent that such amendments are not dependent upon the portions of text that expire under this subsection.*

And the directory clause is amended as follows:

Delete line 13 and insert: Florida Statutes, are amended, and subsection (9) is added to that section, to read:

And the title is amended as follows:

Delete line 7 and insert: changes; providing for future legislative review and repeal of the exemption; providing for reversion of statutory text of certain provisions if the exemption is not saved from repeal; providing a statement of public necessity;

Pursuant to Rule 4.19, **CS for CS for CS for SB 318**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 322** was deferred.

On motion by Senator Harrell—

SB 374—A bill to be entitled An act relating to the Children and Youth Cabinet; amending s. 402.56, F.S.; expanding the membership of the Children and Youth Cabinet within the Executive Office of the Governor to include a representative from the Florida Dental Association appointed by the Governor; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 374** was placed on the calendar of Bills on Third Reading.

On motion by Senator Hooper—

SB 436—A bill to be entitled An act relating to use of vessel registration fees; amending s. 328.66, F.S.; authorizing a portion of county or municipal vessel registration fees to be used for specified additional purposes; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 436** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 450—A bill to be entitled An act relating to public records and public meetings; amending s. 286.0113, F.S.; exempting from public meetings requirements certain exempt information concerning information technology systems held by specified utilities; requiring the exempt portions of such meetings to be recorded and transcribed; authorizing the release of portions of such meetings under specified circumstances; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 450**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 327** was withdrawn from the Committees on Innovation, Industry, and Technology; Governmental Oversight and Accountability; and Rules.

On motion by Senator Gibson—

CS for CS for HB 327—A bill to be entitled An act relating to public records and public meetings; amending s. 286.0113, F.S.; exempting from public meetings requirements certain exempt information concerning information technology systems held by specified utilities; requiring the exempt portions to be recorded and transcribed; exempting from public records requirements recordings and transcripts of such meetings; authorizing the release of portions of such meetings under specified circumstances; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 450** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 327** was placed on the calendar of Bills on Third Reading.

On motion by Senator Albritton—

SB 596—A bill to be entitled An act relating to regional rural development grants; amending s. 288.018, F.S.; defining the term “regional economic development organization”; specifying that the concept of building the professional capacity of a regional economic development organization includes the hiring of professional staff to perform specified services; providing that matching grants may be used to provide technical assistance to local governments and economic development organizations and to existing and prospective businesses; specifying that a regional economic development organization that provides taxpayer-funded incentives is not eligible to participate in the matching grant program; increasing the maximum amount of annual grant funding that specified economic development organizations may receive; revising the required amount of nonstate matching funds; requiring that certain information be included in a contract or agreement involving the expenditure of grant funds; requiring that contracts or agreements involving the expenditure of grant funds, and a plain-language version of certain contracts or agreements, be placed on the contracting regional economic development organization’s website for a specified period before execution; deleting an obsolete provision; increasing the amount of funds the Department of Economic Opportunity may expend each fiscal year for certain purposes; amending s. 288.0655, F.S.; increasing the maximum percentage of total infrastructure project costs for which the department may award a grant; deleting a provision authorizing a higher maximum percentage of total infrastructure project costs 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; requiring that improvements to broadband Internet service and access be made through certain partnerships, which must be established through a competitive selection process; extending the date by which the department is required to reevaluate certain guidelines and criteria; requiring that certain information be included in a contract or agreement involving the expenditure of grant funds; requiring that contracts or agreements involving the expenditure of grant funds, and a plain-language version of certain contracts or agreements, be placed on the contracting regional economic development organization’s website for a specified period before execution; providing an effective date.

—was read the second time by title.

Senator Albritton moved the following amendment which was adopted:

Amendment 1 (177406) (with title amendment)—Delete lines 168-169 and insert:

tourism infrastructure, and deployment of broadband Internet service and access in unserved rural communities. For the purposes of this paragraph, the term “unserved rural community” means a geographic area of this state, identified at the census block level, in which there is not at least one provider of broadband Internet service which offers a connection to the Internet that provides capacity for transmission at an actual speed of at least 10 megabits per second downstream and at least 1 megabit per second upstream.

And the title is amended as follows:

Delete lines 34-37 and insert: providing that deploying broadband Internet service to certain areas may be included in a project that is eligible for rural infrastructure grant funds; defining the term “unserved rural community”; requiring that improvements to broadband

Pursuant to Rule 4.19, **SB 596**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

SB 7010—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 397.334, F.S., relating to an exemption from public records requirements for certain information relating to screenings for participation in treatment-based drug court programs and subsequent treatment status reports; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7010**, pursuant to Rule 3.11(3), there being no objection, **HB 7025** was withdrawn from the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

On motion by Senator Benacquisto—

HB 7025—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 397.334, F.S., which provides an exemption from public records requirements for certain information relating to screenings for participation in treatment-based drug court programs, behavioral health evaluations, and subsequent treatment status reports; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **SB 7010** and read the second time by title.

Pursuant to Rule 4.19, **HB 7025** was placed on the calendar of Bills on Third Reading.

On motion by Senator Diaz—

SB 7018—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 585.611, F.S., which provides an exemption from public records requirements for the personal identifying information of a person employed by, under contract with, or volunteering for a public research facility that conducts or is engaged in activities related to animal research; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7018** was placed on the calendar of Bills on Third Reading.

On motion by Senator Montford—

SB 7022—A bill to be entitled An act relating to the Fish and Wildlife Conservation Commission citizen support organizations; amending s. 379.223, F.S.; abrogating the scheduled repeal of provisions governing citizen support organizations established under the Fish and Wildlife Conservation Commission; creating s. 379.2231, F.S.; defining the terms “convicted” and “conviction”; authorizing a court to order persons convicted of certain violations to pay an additional assessment; authorizing a specified citizen support organization to post certain rewards; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7022** was placed on the calendar of Bills on Third Reading.

On motion by Senator Rouson—

SB 7050—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 559.5558, F.S., which provides an exemption from public records requirements for information collected in connection with investigations and examinations by the Office of Financial Regulation of the Financial Services Commission; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7050** was placed on the calendar of Bills on Third Reading.

SB 7056—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 662.148, F.S., relating to an exemption from public records requirements for certain information held by the Office of Financial Regulation relating to family trust companies, licensed family trust companies, and foreign licensed family trust companies; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7056**, pursuant to Rule 3.11(3), there being no objection, **HB 7033** was withdrawn from the Committees on Banking and Insurance; Governmental Oversight and Accountability; and Rules.

On motion by Senator Rouson—

HB 7033—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 662.148, F.S., which provides a public records exemption for certain information held by the Office of Financial Regulation relating to a family trust company, licensed family trust company, or foreign licensed family trust company; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **SB 7056** and read the second time by title.

Pursuant to Rule 4.19, **HB 7033** was placed on the calendar of Bills on Third Reading.

THE PRESIDENT PRESIDING

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Pizzo, by two-thirds vote, **SB 1310** was withdrawn from the committees of reference and further consideration.

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, April 10, 2019: CS for SB 24, SB 178, CS for CS for SB 252, CS for SB 292, CS for CS for CS for SB 318, CS for CS for SB 322, SB 374, SB 436, CS for CS for SB 450, SB 596, SB 7010, SB 7018, SB 7022, SB 7050, SB 7056.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Kathleen Passidomo, Majority Leader
Audrey Gibson, Minority Leader

The Committee on Finance and Tax recommends the following pass: CS for SB 264; CS for CS for SB 1000; SB 1098; CS for SB 1412

The Committee on Infrastructure and Security recommends the following pass: SB 230; CS for SB 826

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

The Committee on Infrastructure and Security recommends the following pass: CS for SB 78

The bill was referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.

The Committee on Education recommends the following pass: SB 382; SB 456; SB 458

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

The Committee on Military and Veterans Affairs and Space recommends the following pass: SB 748

The bill was referred to the Appropriations Subcommittee on Health and Human Services under the original reference.

The Committee on Military and Veterans Affairs and Space recommends the following pass: SB 914

The bill was referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.

The Committee on Education recommends the following pass: SJR 274

The Committee on Governmental Oversight and Accountability recommends the following pass: CS for SB 38; SB 404; CS for SB 548; SB 1616; CS for SB 1622

The Committee on Infrastructure and Security recommends the following pass: SB 1494

The Committee on Military and Veterans Affairs and Space recommends the following pass: SR 1820

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 CS for SB 34; CS for SB 354; SJR 362; SB 530; CS for SB 600; SB 702; CS for SB 980; CS for SB 1002; SB 7032; SB 7048

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 1650

The Committee on Commerce and Tourism recommends committee substitutes for the following: CS for SB 334; CS for SB 1640

The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 616

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 a committee substitute for the following: SB 876

The Committee on Infrastructure and Security recommends a committee substitute for the following: CS for SB 328

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 Children, Families, and Elder Affairs recommends committee substitutes for the following: SB 1432; SB 1592

The Committee on Health Policy recommends committee substitutes for the following: SB 1192; SB 1620

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 Judiciary recommends a committee substitute for the following: SB 1272

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

The Committee on Community Affairs recommends committee substitutes for the following: SB 1036; SB 1752

The bills with committee substitute attached were referred to the Committee on Innovation, Industry, and Technology under the original reference.

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 882

The Committee on Health Policy recommends a committee substitute for the following: SB 832

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 Banking and Insurance recommends a committee substitute for the following: CS for CS for SB 714

The Committee on Commerce and Tourism recommends a committee substitute for the following: CS for SB 1420

The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 588

The Committee on Health Policy recommends a committee substitute for the following: CS for SB 1180

The Committee on Infrastructure and Security recommends a committee substitute for the following: CS for SB 1730

The Committee on Judiciary recommends committee substitutes for the following: CS for SB 772; CS for SB 862; CS for SB 1034; CS for SB 1400; SB 7086

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 418; SB 1128; CS for CS for SB 1666

The bills with committee substitute attached were placed on the Calendar.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Agriculture, Environment, and General Government recommends the following pass: CS for SB 538; SB 1502; SB 1552; CS for SB 1646

The Appropriations Subcommittee on Criminal and Civil Justice recommends the following pass: CS for SB 656

The Appropriations Subcommittee on Education recommends the following pass: CS for SB 934; SB 1132; CS for SB 1342; SB 1444; SB 1456

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends the following pass: CS for SB 542; CS for CS for SB 892; CS for SB 1054

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

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Health Policy; and Senators Bean and Benacquisto—

CS for SB 258—A bill to be entitled An act relating to the use of genetic information; amending s. 627.4301, F.S.; defining the terms “genetic test results,” “life insurer,” and “long-term care insurer”; prohibiting life insurers, long-term care insurers, and disability income insurers from certain actions relating to genetic information or genetic testing of applicants; providing that such insurers may consider an individual’s genetic test results only under certain circumstances; prohibiting such insurers from taking certain actions relating to coverage or rates unless certain conditions are met; providing that genetic information is nonpublic, private health information and is subject to certain privacy protections; providing construction and applicability; amending s. 760.40, F.S.; revising the definition of the term “DNA analysis”; specifying that certain requirements relating to DNA analysis apply to entities providing direct-to-consumer commercial genetic testing; prohibiting certain actions by such entities without a prior written authorization and request from the consumer for release of certain information; providing an effective date.

By the Committees on Commerce and Tourism; and Innovation, Industry, and Technology; and Senator Brandes—

CS for CS for SB 334—A bill to be entitled An act relating to professional regulation; amending s. 455.213, F.S.; requiring certain boards and entities within the Divisions of Certified Public Accounting, Professions, or Real Estate of the Department of Business and Professional Regulation 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 the department from charging an applicant who is confined or under supervision an additional fee; prohibiting a board from basing a denial of a license application solely on the applicant’s current confinement or supervision; authorizing a board to stay the issuance of an approved license under certain circumstances; requiring a board to verify an applicant’s release with the Department of Corrections; requiring the Department of Business and Professional Regulation to allow certain applicants to appear by teleconference or video conference at certain meetings; requiring a board to provide certain lists on its website specifying how certain crimes do or do not affect an applicant’s eligibility for licensure; providing that certain information be identified for the crimes on a certain list; requiring such lists to be available to the public upon request; amending s. 489.107, F.S.; revising the membership of the Construction Industry Licensing Board; conforming provisions to changes made by the act; amending s. 489.553, F.S.; prohibiting the conviction of a crime before a specified date from being grounds for the denial of registration under certain circumstances; defining the term “conviction”; authorizing a person to apply for registration before his or her lawful release from confinement or supervision; prohibiting the department from charging an applicant who is confined or under supervision an additional fee; prohibiting the department from basing the denial of registration solely on the applicant’s current confinement or supervision; authorizing the board to stay the issuance of an approved registration under certain circumstances; requiring the department to verify an applicant’s release with the Department of Corrections; requiring the Department of Business and Professional Regulation to allow certain applicants to appear by teleconference or video conference at certain meetings; requiring the department to provide certain lists on its website specifying how certain crimes do or do not affect an applicant’s eligibility for registration; providing that certain information be identified for each crime on certain lists; requiring such lists to be available to the public upon request; providing an effective date.

By the Committees on Judiciary; and Banking and Insurance; and Senators Stargel and Baxley—

CS for CS for SB 772—A bill to be entitled An act relating to liens against motor vehicles and vessels; amending s. 559.917, F.S.; authorizing a person claiming a lien against a motor vehicle to obtain the release of the vehicle from a lien claimed by a motor vehicle repair shop under certain circumstances; amending s. 559.920, F.S.; prohibiting a motor vehicle repair shop from violating certain provisions; amending s. 713.585, F.S.; revising notice requirements for enforcing a lien by sale of a motor vehicle; revising requirements for notice of lien and notice of sale of a motor vehicle; requiring a lienor to make the motor vehicle available for inspection by notice recipients; revising requirements for transfer of title; authorizing a lienor to charge an administrative fee up to a certain amount; defining the term “administrative fee”; requiring a motor vehicle repair shop, garage, automotive service facility, or storage operator to use a third-party service to provide notices of lien and sale; providing an exception; defining the term “third-party service”; requiring a third-party service to apply to and be approved by the Department of Highway Safety and Motor Vehicles; providing requirements; authorizing the department to deny, suspend, or revoke approval under certain circumstances; providing recordkeeping requirements; providing requirements for retaining approved status; requiring maintenance of a website for access to certain information; requiring a lienor to release certain personal property; requiring the lienor to release the vehicle upon payment of charges; requiring a lienor to accept a copy of an electronic title or a paper title as evidence of a person’s interest in a vehicle; amending s. 713.78, F.S.; revising requirements for notice of lien for recovering, towing, or storing a vehicle or vessel; revising requirements for notice of the sale of such vehicle or vessel; revising requirements for transfer of title; authorizing a lienor to charge an administrative fee up to a certain amount; defining the term “administrative fee”; requiring a towing-storage operator to use a third-party service to provide notices of lien and sale; providing an exception; defining the term “third-party service”; requiring a third-party service to apply to and be approved by the department; providing requirements; authorizing the department to deny, suspend, or revoke approval under certain circumstances; providing recordkeeping requirements; providing requirements for retaining approved status; requiring maintenance

of a website for access to certain information; requiring a lienor to accept a copy of an electronic title or a paper title as evidence of a person’s interest in a vehicle or vessel; providing an effective date.

By the Committee on Health Policy; and Senator Rader—

CS for SB 832—A bill to be entitled An act relating to adoption records; amending s. 63.162, F.S.; providing that the name and identity of a birth parent, an adoptive parent, and an adoptee may be disclosed from the adoption records without a court order under certain circumstances; providing an effective date.

By the Committees on Judiciary; and Banking and Insurance; and Senator Stargel—

CS for CS for SB 862—A bill to be entitled An act relating to lessor liability under special mobile equipment leases; creating s. 768.092, F.S.; defining terms; providing that a lessor of special mobile equipment that causes injury, death, or damage is not liable for certain acts of the lessee or lessee’s agent if the lease agreement requires documented proof of specified insurance coverage; providing that a lessee’s failure to maintain the required coverage does not impose liability on the lessor; providing an effective date.

By the Committee on Criminal Justice; and Senator Powell—

CS for SB 876—A bill to be entitled An act relating to direct filing of an information; amending s. 985.265, F.S.; revising provisions concerning the housing of children held in detention; prohibiting a child who has been transferred to adult court for criminal prosecution pursuant to direct file from being held in a jail or other facility used for the detention of adults prior to a hearing to determine if the child should remain in adult court; amending s. 985.557, F.S.; deleting references to the state attorney’s discretion to direct file a juvenile; revising discretionary direct file criteria; deleting provisions for mandatory direct file; providing for an opportunity for a hearing to reverse a direct file; amending s. 985.565, F.S.; conforming provisions to changes made by the act; reenacting ss. 985.15(1), 985.26(2)(c), and 985.556(3), F.S., relating to filing decisions, length of detention, and involuntary mandatory waiver, respectively, to incorporate the amendment made to s. 985.557, F.S., in references thereto; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Gruters—

CS for SB 882—A bill to be entitled An act relating to restrictive covenants; creating s. 542.336, F.S.; providing that certain restrictive covenants are void and unenforceable for a specified period; providing an effective date.

By the Committees on Judiciary; and Banking and Insurance; and Senator Gruters—

CS for CS for SB 1034—A bill to be entitled An act relating to assignment of consumer debts; amending s. 559.715, F.S.; authorizing an assignee to take certain actions for debts that are in default; revising when an assignee may bring an action to collect a debt; specifying that such action is subject to certain requirements; providing an effective date.

By the Committees on Health Policy; and Banking and Insurance; and Senators Mayfield and Harrell—

CS for CS for SB 1180—A bill to be entitled An act relating to prescription drug formulary consumer protection; creating s. 627.42393, F.S.; requiring insurers issuing individual or group health insurance policies to provide certain notices to current and prospective insureds within a certain timeframe before the effective date of any change to a prescription drug formulary during a policy year; specifying requirements for a notice of medical necessity that an insured’s treating physician may submit to the insurer within a certain timeframe; specifying means by which the notice is to be submitted; requiring the Financial Services Commission to adopt a certain rule; specifying a requirement

and prohibited acts relating to coverage changes by an insurer if the treating physician provides certain certification; providing construction and applicability; amending s. 627.6699, F.S.; requiring small employer carriers to comply with certain requirements for any change to a prescription drug formulary under the health benefit plan; amending s. 641.31, F.S.; requiring health maintenance organizations to provide certain notices to current and prospective subscribers within a certain timeframe before the effective date of any change to a prescription drug formulary during a contract year; specifying requirements for a notice of medical necessity that a subscriber's treating physician may submit to the health maintenance organization within a certain timeframe; specifying means by which the notice is to be submitted; requiring the commission to adopt a certain rule; specifying a requirement and prohibited acts relating to coverage changes by a health maintenance organization if the treating physician provides certain certification; providing construction and applicability; providing a declaration of important state interest; providing an effective date.

By the Committee on Health Policy; and Senators Bean and Baxley—

CS for SB 1192—A bill to be entitled An act relating to electronic prescribing; amending s. 456.42, F.S.; requiring certain health care practitioners to electronically generate and transmit prescriptions for medicinal drugs upon license renewal or by a specified date; providing exceptions; authorizing the Department of Health, in consultation with the Board of Medicine and the Board of Osteopathic Medicine, to adopt rules; amending s. 456.43, F.S.; revising the definitions of the terms “prescribing decision” and “point of care”; revising the authority for electronic prescribing software to display information regarding a payor's formulary under certain circumstances; amending ss. 409.912, 456.0392, 458.3265, 458.331, 459.0137, and 459.015, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Judiciary; and Senator Gruters—

CS for SB 1272—A bill to be entitled An act relating to anti-Semitism; amending s. 1000.05, F.S.; prohibiting discrimination in the Florida K-20 public education system based on religion; requiring public K-20 educational institutions to take into consideration anti-Semitism under certain instances of discrimination; defining the term “anti-Semitism”; providing an exception; providing construction; amending s. 1002.20, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committees on Judiciary; and Community Affairs; and Senator Albritton—

CS for CS for SB 1400—A bill to be entitled An act relating to private property rights; amending s. 163.3209, F.S.; deleting a provision that authorizes electric utilities to perform certain right-of-way tree maintenance only if a property owner has received local government approval; creating s. 163.3214, F.S.; prohibiting certain local government ordinances or regulations from requiring a permit, application, notice, fee, or fine for certain activities regarding trees on residential property; prohibiting a local government from authorizing the removal of certain trees during a specified time period; authorizing a local government to enforce ordinances or regulations pertaining to the replanting of trees under certain circumstances; providing applicability; creating s. 715.015, F.S.; establishing a property owner bill of rights; requiring each county property appraiser office to provide information regarding the property owner bill of rights on the appraiser's website; providing that such bill of rights does not provide a cause of action; providing an effective date.

By the Committees on Commerce and Tourism; and Community Affairs; and Senator Gruters—

CS for CS for SB 1420—A bill to be entitled An act relating to insulation products; creating s. 553.843, F.S.; specifying that a person who takes certain actions relating to interior building envelope insulation products without having certain testing data is subject to the Florida Deceptive and Unfair Trade Practices Act; requiring that cer-

tain testing data be provided upon request of a local building official; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Baxley—

CS for SB 1432—A bill to be entitled An act relating to foster parents; creating s. 39.4087, F.S.; providing a short title; providing legislative intent; creating a bill of rights for foster parents; providing for mediation; requiring the Department of Children and Families to adopt rules; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Book—

CS for SB 1492—A bill to be entitled An act relating to government-sponsored recreation programs; amending s. 402.302, F.S.; revising the definition of the term “child care facility” to exclude government-sponsored recreation programs; defining the term “government-sponsored recreation program”; amending s. 402.316, F.S.; providing an exemption for government-sponsored recreation programs from specified child care facility requirements; providing that an otherwise exempt government-sponsored recreation program may waive the exemption by notifying the department; providing that such a program may not withdraw its waiver of the exemption and continue to operate; amending ss. 39.201, 402.305, and 1002.82, F.S.; conforming cross-references; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Harrell—

CS for SB 1592—A bill to be entitled An act relating to assisted living facilities; amending s. 429.02, F.S.; defining and redefining terms; amending s. 429.11, F.S.; prohibiting a county or municipality from issuing a business tax receipt, rather than an occupational license, to an assisted living facility under certain circumstances; amending s. 429.176, F.S.; amending educational requirements for an administrator who is replacing another administrator; amending s. 429.23, F.S.; requiring a facility to initiate an investigation of an adverse incident within 24 hours and provide a report of such investigation to the Agency for Health Care Administration within 15 days; amending s. 429.255, F.S.; authorizing a facility resident or his or her representative to contract with a third party under certain circumstances; amending s. 429.256, F.S.; requiring a person assisting with a resident's self-administration of medication to confirm that the medication is intended for that resident and to orally advise the resident of the medication name and purpose; amending s. 429.26, F.S.; including medical examinations within criteria used for admission to an assisted living facility; providing specified criteria for determinations of appropriateness for admission and continued residency at an assisted living facility; defining the term “bedridden”; requiring that a resident receive a medical examination within a specified timeframe after admission to a facility; requiring that such examination be recorded on a specified form; providing minimum requirements for such form; revising provisions relating to the placement of residents by the Department of Elderly Affairs or the Department of Children and Families; requiring a facility to notify a resident's representative or designee of the need for health care services and to assist in making appointments for such care and services under certain circumstances; removing provisions relating to the retention of certain residents in a facility; amending s. 429.28, F.S.; revising residents' rights relating to a safe and secure living environment; amending s. 429.41, F.S.; removing provisions relating to firesafety requirements; removing an obsolete provision; requiring, rather than authorizing, the Agency for Health Care Administration to use an abbreviated biennial standard licensure inspection; revising the criteria under which a facility must be fully inspected; revising provisions requiring the agency to develop key quality-of-care standards; creating s. 429.435, F.S.; revising uniform firesafety standards for assisted living facilities, which are relocated to this section; amending s. 429.52, F.S.; revising provisions relating to facility staff training requirements; requiring the Department of Elderly Affairs to establish core training requirements for facility administrators; revising the

training and continuing education requirements for facility staff who assist residents with the self-administration of medications; revising provisions relating to the training responsibilities of the Department of Elderly Affairs and the Agency for Health Care Administration; requiring the Department of Elderly Affairs to contract with another entity to administer the competency test; requiring the department to adopt a curriculum outline to be used by core trainers; amending s. 429.07, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Health Policy; and Senators Gainer and Pasidomo—

CS for SB 1620—A bill to be entitled An act relating to health care licensure requirements; creating s. 456.0231, F.S.; defining the term “physician”; exempting certain physicians from specified licensing requirements when providing certain services to veterans in this state; requiring such physicians to submit specified documentation to the Department of Health; requiring an exempted physician to attest that he or she will provide medical services only to veterans under certain conditions; authorizing the department to adopt rules; providing an effective date.

By the Committees on Commerce and Tourism; and Innovation, Industry, and Technology; and Senator Albritton—

CS for CS for SB 1640—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 to changes made by the act; 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. 455.213, F.S.; requiring the Department of Business and Professional Regulation or a board to seek reciprocal licensing agreements with other states under certain circumstances; providing requirements; requiring the department, in consultation with applicable professional boards and the Department of Education, to conduct a specified review of certain apprenticeship programs; requiring the Department of Business and Professional Regulation to submit a report to the Governor and the Legislature by a specified date; amending s. 468.385, F.S.; revising requirements relating to businesses auctioning or offering to auction property in this state; amending s. 468.401, F.S.; redefining the term “talent agency”; amending s. 468.408, F.S.; conforming provisions to changes made by the act; amending s. 468.412, F.S.; requiring employees of talent agencies to complete level 1 background screenings; amending s. 468.415, F.S.; prohibiting any agent, owner, or operator who commits sexual misconduct in the operation of a talent agency from acting as an agent, owner, or operator of a Florida talent agency; amending s. 468.524, F.S.; deleting specified exemptions from the time restriction for an employee leasing company to reapply for licensure; amending s. 468.613, F.S.; providing for waiver of specified requirements for certification under certain circumstances; amending s. 468.8314, F.S.; requiring an applicant for a license by endorsement to maintain a specified insurance policy; requiring the department to certify an applicant who holds a specified license issued by another state or territory of the United States under certain circumstances; amending s. 468.8414, F.S.; providing additional licensure requirements for mold remediators; amending s. 469.006, F.S.; providing additional 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 to changes made by the act; amending s. 471.005, F.S.; revising definitions; amending s. 471.011, F.S.; conforming a provision to changes made by the act; amending s.

471.015, F.S.; revising licensure requirements for engineers who hold specified licenses in another state; amending s. 471.023, F.S.; providing requirements for qualification of a business organization; providing requirements for a qualifying agent; deleting the administration of disciplinary action against a business organization; amending s. 473.308, F.S.; deleting continuing education requirements for license by endorsement for certified public accountants; amending s. 474.202, F.S.; revising the definition of the term “limited-service veterinary medical practice” to include certain vaccinations or immunizations; amending s. 474.207, F.S.; revising education requirements for licensure by examination; amending s. 474.217, F.S.; requiring the Department of Business and Professional Regulation to issue a license by endorsement to certain applicants who successfully complete a specified examination; amending s. 476.144, F.S.; requiring the department to license an applicant who is licensed to practice barbering in another state; amending s. 477.013, F.S.; revising the definition of the term “hair braiding”; repealing s. 477.0132, F.S., relating to registration for hair braiding, hair wrapping, and body wrapping; amending s. 477.0135, F.S.; providing additional exemptions from license or registration requirements for specified occupations or practices; amending s. 477.019, F.S.; conforming provisions to changes made by the act; amending s. 477.026, F.S.; conforming provisions to changes made by the act; amending s. 477.0263, F.S.; providing certain cosmetology services may be performed in a location other than a licensed salon under certain circumstances; amending ss. 477.0265 and 477.029, F.S.; conforming provisions to changes made by the act; amending s. 481.203, F.S.; revising definitions; amending s. 481.215, F.S.; conforming provisions to changes made by the act; revising requirements relating to the renewal of an interior designer license; specifying that the Board of Architecture and Interior Design shall only approve certain continuing education; providing exceptions; amending s. 481.219, F.S.; conforming provisions to changes made by the act; requiring certain licensees and applicants to qualify a business organization upon approval of the board; providing requirements for business organizations engaging in the practice of architecture or interior design and for the qualifying agents of such business organizations; revising construction; amending s. 481.221, F.S.; conforming provisions to changes made by the act; requiring a registered architect, an interior designer, and a business organization to display certain license numbers in specified advertisements; providing an exception; amending s. 481.229, F.S.; conforming provisions to changes made by the act; amending s. 481.303, F.S.; deleting the definition of the term “certificate of authorization”; amending s. 481.310, F.S.; providing that an applicant who holds certain degrees is not required to demonstrate 1 year of practical experience for licensure; amending s. 481.311, F.S.; requiring the Board of Landscape Architecture to certify an applicant who holds a specified license issued by another state or territory of the United States under certain circumstances; conforming provisions to changes made by the act; amending s. 481.317, F.S.; conforming provisions to changes made by the act; 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.; requiring a landscape architect to display their certificate number in specified advertisements; amending s. 481.329, F.S.; conforming a cross-reference; amending s. 489.103, F.S.; revising certain contract prices for exemption; amending s. 489.111, F.S.; revising provisions relating to eligibility for licensure; amending s. 489.115, F.S.; requiring the Construction Industry Licensing Board to certify any applicant who holds a specified license to practice contracting issued by another state or territory of the United States under certain circumstances; amending s. 489.511, F.S.; requiring the board to certify as qualified for certification by endorsement any applicant who holds a specified license to practice electrical or alarm system contracting issued by another state or territory of the United States under certain circumstances; amending s. 489.517, F.S.; providing a reduction in certain continuing education hours required for registered contractors; amending s. 489.518, F.S.; requiring a person to have completed a specified amount of training within a certain time period to perform the duties of an alarm system agent; amending s. 492.104, F.S.; conforming provisions to changes made by the act; amending s. 492.108, F.S.; requiring the department to issue a license by endorsement to any applicant who has held a specified license to practice geology in another state, trust, territory, or possession of the United States for a certain period of time; providing that an applicant

may take the examination required by the board if they have not met the specified examination requirement; 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 to changes made by the act; 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 an announcer; amending s. 553.74, F.S.; revising the membership and qualifications of the Florida Building Commission; amending ss. 559.25 and 287.055, F.S.; conforming provisions to changes made by the act; providing effective dates.

By the Committees on Children, Families, and Elder Affairs; and Health Policy; and Senator Albritton—

CS for CS for SB 1650—A bill to be entitled An act relating to child welfare; creating s. 39.0012, F.S.; requiring the Department of Children and Families to establish a direct-support organization to assist the Children and Youth Cabinet with carrying out certain purposes and responsibilities; providing purposes and duties of the direct-support organization; providing for a board of directors; providing membership requirements; delineating contract and other governance requirements; providing for the future repeal of the direct-support organization; amending s. 39.01, F.S.; revising definitions; amending s. 39.201, F.S.; requiring the central abuse hotline to accept certain reports or calls for investigation for children who do not live in this state; requiring the Department of Children and Families to initiate an investigation when a report is received from an emergency room physician; amending s. 39.303, F.S.; expanding the types of reports that the department must refer to Child Protection Teams; amending s. 39.4015, F.S.; revising definitions; amending s. 39.402, F.S.; requiring that the order for placement of a child in shelter care contain a written finding specifying that the Department of Children and Families has placement and care responsibility for certain children; amending s. 39.407, F.S.; authorizing certain advanced practice registered nurses to prescribe psychotropic medications to certain children; revising the time period within which a court must review a child's residential treatment plan; amending s. 39.5085, F.S.; requiring information to be provided to relatives and nonrelatives regarding the Guardianship Assistance Program and the Relative Caregiver Program; amending s. 39.5086, F.S.; deleting the term "fictive kin"; amending s. 39.6225, F.S.; revising who the department must provide guardianship assistance payments to; defining the term "relative"; revising the requirements that must be met for approval of an application for the Guardianship Assistance Program; revising when guardianship assistance benefits must be terminated; conforming provisions to changes made by the act; amending s. 39.6251, F.S.; requiring a young adult in extended foster care to provide certain documentation or authorize release of certain records; revising permanency goals for young adults in extended foster care; requiring execution of a voluntary placement agreement under certain circumstances; requiring the department to adopt rules; amending s. 39.701, F.S.; revising when a court must return a child to the custody of his or her parents after making certain determinations; requiring the court to enter certain orders if a young adult enters extended foster care; amending s. 402.56, F.S.; revising membership of the Children and Youth Cabinet; amending s. 409.1451, F.S.; authorizing certain financial awards to be disregarded when a young adult is applying for other federal assistance; amending s. 409.175, F.S.; revising definitions; revising provisions related to the licensure of family foster homes and certain child-caring and child-placing agencies; requiring the department to post certain information on its website; deleting required numbers of training hours for foster parents; amending s. 409.903, F.S.; revising eligibility for Medicaid coverage; amending s. 409.991, F.S.; revising a definition; amending s. 414.045, F.S.; revising eligibility for child-only funding; amending s. 1009.25, F.S.; revising eligibility for tuition fee exemptions; providing an effective date.

By the Committee on Health Policy; and Senator Stargel—

CS for SB 1778—A bill to be entitled An act relating to public records; creating s. 390.01118, F.S.; providing a public records exemption for information that could identify a minor which is contained in a record held by the court relating to the minor's petition to waive consent requirements to obtain an abortion; providing for future legislative review and repeal under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

By the Committees on Judiciary; and Criminal Justice—

CS for SB 7086—A bill to be entitled An act relating to voting rights restoration; amending ss. 97.052, 97.053, and 98.045, F.S.; revising terminology regarding voting rights restoration to conform to the State Constitution; amending s. 98.075, F.S.; revising terminology regarding voting rights restoration to conform to the State Constitution; requiring the supervisor of elections of the county in which an ineligible voter is registered to notify the voter of instructions for seeking restoration of voting rights pursuant to s. 4, Art. VI of the State Constitution, in addition to restoration of civil rights pursuant to s. 8, Art. IV of the State Constitution; creating s. 98.0751, F.S.; requiring the voting disqualification of certain felons to be removed and voting rights restored pursuant to s. 4, Art. VI of the State Constitution; providing that the voting disqualification arising from specified felony offenses is not removed unless a person's civil rights are restored through the clemency process pursuant to s. 8, Art. IV of the State Constitution; providing definitions; authorizing the Department of State to verify whether a person who has been convicted of a felony offense has completed all the terms of his or her sentence; authorizing the Department of State to adopt rules and prescribe forms; amending s. 940.061, F.S.; requiring the Department of Corrections to inform inmates and offenders of voting rights restoration pursuant to s. 4, Art. VI of the State Constitution, in addition to executive clemency and civil rights restoration; amending s. 944.292, F.S.; conforming a provision regarding the suspension of civil rights; amending s. 944.705, F.S.; requiring the Department of Corrections to include notification of all outstanding terms of sentence in an inmate's release documents; providing an exception to the notification requirement for inmates who are released to any type of supervision monitored by the department; creating s. 948.041, F.S.; requiring the department, upon the termination of an offender's term of probation or community control, to provide written notification to the offender of all outstanding terms of sentence; amending s. 951.29, F.S.; requiring each county detention facility to provide information on the restoration of voting rights pursuant to s. 4, Art. VI of the State Constitution to certain prisoners; requiring each county detention facility to provide written notification to certain prisoners of all outstanding terms of sentence upon release; creating the Restoration of Voting Rights Work Group within the Department of State; specifying membership of the work group; establishing the manner of appointments and the terms of membership; prescribing the duties of the work group; requiring the work group to submit a report to the Legislature by a specified date; providing for staffing; authorizing reimbursement for per diem and travel expenses; providing for expiration of the work group; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Children, Families, and Elder Affairs; and Senator Baxley—

CS for SB 1432—A bill to be entitled An act relating to foster parents; creating s. 39.4087, F.S.; providing a short title; providing legislative intent; creating a bill of rights for foster parents; providing for mediation; requiring the Department of Children and Families to adopt rules; providing an effective date.

—was referred to the Committee on Rules.

CORRECTION AND APPROVAL OF JOURNAL

The Journals of April 4 and April 9 were corrected and approved.

CO-INTRODUCERS

Senators Albritton—SB 784, SB 1616; Benacquisto—CS for SB 24;
Rouson—SJR 274, CS for SB 1218

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, April 17 or upon call of the President.



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REPORTS OF COMMITTEES

The Committee on Innovation, Industry, and Technology recommends the following pass: CS for SB 620

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

The Committee on Appropriations recommends the following pass: SB 120; SB 172; CS for SB 442; CS for CS for CS for SB 452; SB 720; CS for SB 828; SB 910; SB 1300; HB 5011 with 1 amendment; HB 5303; HB 5401; CS for SB 7042

The bills were placed on the Calendar.

The Committee on Innovation, Industry, and Technology recommends a committee substitute for the following: CS for SB 770

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

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: SB 784

The bill with committee substitute attached was referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.

The Committee on Innovation, Industry, and Technology recommends a committee substitute for the following: SB 1362

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

The Committee on Education recommends a committee substitute for the following: SB 1726

The Committee on Governmental Oversight and Accountability recommends a committee substitute for the following: 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 Governmental Oversight and Accountability recommends committee substitutes for the following: CS for SB 200; CS for SB 1224

The Committee on Innovation, Industry, and Technology recommends a committee substitute for the following: CS for SB 1704

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: CS for SB 426; CS for SB 464; CS for SB 626; CS for CS for SB 796; CS for SB 844; SB 860; CS for SB 974; CS for SB 1020; CS for CS for SB 1080; SB 1436; CS for SB 1500; CS for SB 7030; CS for SB 7040; SB 7068

The Committee on Rules recommends a committee substitute for the following: CS for SB 1200

The bills with committee substitute attached were placed on the Calendar.

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Agriculture, Environment, and General Government recommends the following pass: SB 1570; SB 7098

The Appropriations Subcommittee on Education recommends the following pass: SB 194; SB 522; SB 798; CS for SB 1164; CS for SB 1470

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

The Appropriations Subcommittee on Agriculture, Environment, and General Government recommends committee substitutes for the following: CS for SB 286; CS for SB 1278

The Appropriations Subcommittee on Criminal and Civil Justice recommends a committee substitute for the following: SB 7072

The Appropriations Subcommittee on Education recommends a committee substitute for the following: CS for SB 1308

The Appropriations Subcommittee on Health and Human Services recommends committee substitutes for the following: SB 716; CS for SB 732; CS for SB 900; CS for SB 1218; CS for SB 1460; CS for SB 1518; CS for SB 1528; CS for SB 1712

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends committee substitutes for the following: CS for SB 676; SB 1306; SB 7096

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 Innovation, Industry, and Technology—

SB 7100—A bill to be entitled An act relating to public records; transferring, renumbering, and amending ss. 24.105(12) and 24.118(4), F.S.; exempting from public records requirements certain security information held by the Department of the Lottery, information about lottery games, personal identifying information of retailers and vendors for purposes of background checks, and certain financial information held by the department; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing applicability; providing a directive to the Division of Law Revision; providing an effective date.

—was referred to the Committee on Rules.

By the Committee on Innovation, Industry, and Technology—

SB 7102—A bill to be entitled An act relating to hemp; creating s. 581.218, F.S.; providing legislative findings; defining terms; providing requirements for the distribution and retail sale of hemp extract; amending s. 893.02, F.S.; revising the term “cannabis” to exclude hemp for purposes of ch. 893, F.S.; providing an effective date.

—was referred to the Committee on Appropriations.

SB 7104—Not used.

By the Committee on Education—

SB 7106—A bill to be entitled An act relating to risk protection orders; amending s. 790.401, F.S.; redefining the term “petitioner” to include individuals who have a biological or legal parent-child relationship with, who are a legal guardian of, or who are a sibling of a respondent; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Rules.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Governmental Oversight and Accountability; and Judiciary; and Senator Cruz—

CS for CS for SB 200—A bill to be entitled An act for the relief of the Estate of Herminio Padilla, Jr., by the City of West Palm Beach, Palm Beach County, the City of Lake Worth, the City of Riviera Beach, and the Town of Palm Beach; providing for an appropriation to compensate his estate for injuries and damages sustained by Herminio Padilla, Jr., as a result of the negligence of the City of West Palm Beach, Palm Beach County, the City of Lake Worth, the City of Riviera Beach, and the Town of Palm Beach; providing a limitation on the payment of fees and costs; providing an effective date.

By the Committees on Infrastructure and Security; and Judiciary; and Senator Brandes—

CS for CS for SB 328—A bill to be entitled An act relating to courts; amending s. 28.241, F.S.; requiring specified filing fees for appeals from certain county courts; amending s. 34.01, F.S.; increasing the jurisdictional limit for actions at law by county courts on specified dates; requiring the State Courts Administrator to submit a report containing certain recommendations and reviews to the Governor and the Legislature by a specified date; amending s. 34.041, F.S.; providing county court civil filing fees for claims of specified values; providing for distribution of the fees; amending s. 44.108, F.S.; prohibiting the levy of

certain fees for mediation and arbitration services in certain cases; creating s. 45.21, F.S., authorizing certain defendants to demand that a court issue a ruling related to proper court venue; authorizing a court to transfer certain civil cases if specified criteria are met; providing applicability; providing an effective date.

By the Committees on Rules; and Banking and Insurance; and Senator Simpson—

CS for CS for SB 418—A bill to be entitled An act relating to essential health benefits under health plans; defining the terms “EHB-benchmark plan” and “office”; requiring the Office of Insurance Regulation to conduct a study evaluating this state’s current benchmark plan for essential health benefits under the federal Patient Protection and Affordable Care Act (PPACA) and options for changing the benchmark plan for future plan years; requiring the office, in conducting the study, to consider plans and certain benefits used by other states and to compare costs with those of this state; requiring the office to solicit and consider proposed health plans from health insurers and health maintenance organizations in developing recommendations; requiring the office, by a certain date, to provide a report with certain recommendations and a certain analysis to the Governor and the Legislature; creating s. 627.443, F.S.; defining the terms “EHB-benchmark plan” and “PPACA”; authorizing health insurers and health maintenance organizations to create new health insurance policies and health maintenance contracts meeting certain criteria for essential health benefits under PPACA; providing that such criteria may be met by certain means; providing construction; providing that such policies and contracts created by health insurers and health maintenance organizations may be submitted to the office for certain purposes; providing an effective date.

By the Committees on Appropriations; and Community Affairs; and Senators Flores, Torres, Hooper, Perry, Gruters, Broxson, Stewart, Taddeo, Berman, Powell, Mayfield, Rouson, Montford, Bracy, Farmer, Book, Gibson, and Bean—

CS for CS for SB 426—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 dies as a result of cancer or cancer treatments; specifying that any costs associated with benefits granted by the act must be borne by the employer; requiring the Division of State Fire Marshal to adopt certain rules; amending s. 121.735, F.S.; adjusting the allocation of funds to provide line-of-duty death benefits for members in the investment plan of the Florida Retirement System; directing the Division of Law Revision to adjust the employer contribution rates for the Special Risk Class and DROP in the Florida Retirement System; providing a declaration of important state interest; providing an effective date.

By the Committees on Appropriations; and Education; and Senators Flores and Montford—

CS for CS for SB 464—A bill to be entitled An act relating to prepaid college plans; amending s. 1009.98, F.S.; authorizing the transfer of fees associated with dormitory residency to approved qualified nonprofit organizations under certain circumstances; prohibiting transferred fees from exceeding a specified amount; defining the term “qualified nonprofit organization”; amending s. 1009.983, F.S.; revising the governance of the Florida Prepaid College Board’s direct-support organization; providing an effective date.

By the Committees on Community Affairs; and Commerce and Tourism; and Senators Hutson and Bradley—

CS for CS for SB 588—A bill to be entitled An act relating to pre-emption of local regulations; creating s. 499.072, F.S.; prohibiting certain governmental entities from adopting or enforcing local ordinances or regulations relating to over-the-counter proprietary drugs and cosmetics before a specified date; providing penalties for violations of the moratorium by a local governmental entity; amending s. 526.143, F.S.;

preempting the establishment of the requirements for alternate generated power sources to the state and to the Division of Emergency Management; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Perry—

CS for SB 602—A bill to be entitled An act relating to public records; amending s. 119.07, F.S.; requiring a court to assess the reasonable costs of enforcement against an agency upon the court's determination in an action for a declaratory judgment that certain records are not subject to a public records exemption; providing an effective date.

By the Committees on Community Affairs; and Innovation, Industry, and Technology; and Senators Perry and Hutson—

CS for CS for SB 616—A bill to be entitled An act relating to engineering; amending s. 455.271, F.S.; deleting a provision requiring a delinquent status licensee to apply for active or inactive status; requiring rulemaking to authorize licensees whose licenses are void to apply for reinstatement; amending s. 471.008, F.S.; revising the Board of Professional Engineers' rulemaking authority; amending s. 471.013, F.S.; revising the prerequisites for a person to take an examination that determines whether she or he is qualified to practice in this state as an engineer; deleting an obsolete provision; amending s. 471.015, F.S.; revising licensure certification requirements to include active engineering experience and a minimum age; revising requirements for licensure by endorsement by the board; providing that the time period in which a licensure application must be granted or denied is tolled if an applicant is required to make a personal appearance before the board; authorizing the board to deny a license if such an applicant fails to appear before the board within a specified timeframe; amending s. 471.019, F.S.; requiring the board to adopt rules relating to a reinstatement process for void licenses; revising continuing education requirements for reactivating a license; amending s. 471.021, F.S.; requiring an applicant to appoint the Department of State as an agent of the applicant for service of process of certain actions; amending s. 471.025, F.S.; requiring a successor engineer to be able to independently re-create certain work when seeking to reuse certain documents; specifying that a successor engineer assumes full professional and legal responsibility by signing or affixing his or her seal to assumed documents; releasing the engineer who previously sealed the documents from any professional responsibility or civil liability for her or his work that is assumed by a successor engineer; defining the term "successor engineer"; amending s. 553.79, F.S.; requiring that structural inspections on a threshold building be performed during new construction or during certain repair or restoration projects; amending s. 553.791, F.S.; revising notice requirements for certain building code inspection services by private providers; decreasing the amount of time a local building official has to take certain actions after receiving a permit application and affidavit from a private provider; prohibiting a local building official from prohibiting a private provider from performing any inspection outside the local building official's normal operating hours; providing an effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senators Brandes and Broxson—

CS for CS for SB 626—A bill to be entitled An act relating to insurer guaranty associations; amending s. 631.713, F.S.; revising applicability of part III of ch. 631, F.S., as to health maintenance organizations, long-term care insurance benefits, certain health care benefits, and certain structured settlement annuity benefits; amending s. 631.716, F.S.; revising the number of members and composition of the Florida Life and Health Insurance Guaranty Association's board of directors; specifying requirements relating to the director of the Florida Health Maintenance Organization Consumer Assistance Plan to be confirmed to the association's board; specifying rights of the director or his or her alternate; deleting an obsolete provision; amending s. 631.717, F.S.; adding the reissuance of covered policies to a list of duties of the association relating to insolvent insurers; providing construction; specifying duties of the association as to potential long-term care insurer impairments or

insolvencies, sharing information, and providing assistance to the Florida Health Maintenance Organization Consumer Assistance Plan's board of directors; revising applicability of a specified limit on the association's liability for the contractual obligations of an insolvent insurer; conforming a provision to changes made by the act; requiring that the Department of Financial Services, rather than a receivership court, approve certain alternative policies or contracts; authorizing the board to file directly for actuarially justified rate or premium increases; amending s. 631.718, F.S.; specifying the calculation and allocation of Class B assessments for long-term care insurance; specifying a limit on certain assessments on a member insurer or member health maintenance organization; providing that the Financial Services Commission, rather than the department, prescribes the form of a certain certificate of contribution; providing that the Office of Insurance Regulation, rather than the department, approves certain assets shown on insurer financial statements; conforming provisions to changes made by the act; amending s. 631.721, F.S.; deleting an obsolete provision; revising the requirements of the association's plan of operation relating to long-term care insurer impairments and insolvencies; conforming a cross-reference; creating s. 631.738, F.S.; providing that certain provisions do not apply to certain member insurers and health maintenance organizations; amending s. 631.816, F.S.; adding duties of the board of directors of the Florida Health Maintenance Organization Consumer Assistance Plan to conform to changes made by the act; amending s. 631.818, F.S.; adding to the duties of the plan to conform to changes made by the act; amending s. 631.819, F.S.; specifying requirements for long-term care insurer impairment and insolvency assessments for member health maintenance organizations; requiring the plan to issue certificates of contribution to member health maintenance organizations paying certain assessments; specifying requirements of, and the use of, such certificates; amending s. 631.820, F.S.; conforming provisions to changes made by the act; amending s. 631.821, F.S.; making a technical change; providing applicability; providing a directive to the Division of Law Revision; providing an effective date.

By the Committees on Banking and Insurance; Judiciary; and Banking and Insurance; and Senators Brandes and Bracy—

CS for CS for CS for SB 714—A bill to be entitled An act relating to insurance; providing a short title; amending s. 215.555, F.S.; increasing the required reimbursement of loss adjustment expenses in reimbursement contracts between the State Board of Administration and property insurers under the Florida Hurricane Catastrophe Fund; amending s. 319.30, F.S.; specifying means by which an insurance company may forward certificates of title of certain salvage motor vehicles or mobile homes to the Department of Highway Safety and Motor Vehicles; revising the effective date of certain procedures and requirements relating to certificates of title; providing that certain electronic signatures satisfy certain signature requirements; amending s. 440.381, F.S.; revising a criminal penalty for the submission, with certain intent, of an employer application for workers' compensation insurance coverage which contains false, misleading, or incomplete information; providing that certain sworn statements in such applications are not required to be notarized; creating s. 624.1055, F.S.; providing a right of contribution among insurers for defense costs under certain circumstances; providing a requirement for, and authorizing the use of certain factors by, a court in allocating costs; providing a cause of action to enforce the right of contribution; providing construction and applicability; amending s. 624.155, F.S.; deleting a provision that tolls, under certain circumstances, a period before a civil action against an insurer may be brought; deleting a provision authorizing the Department of Financial Services to return a civil remedy notice for lack of specificity; prohibiting the filing of the notice within a certain timeframe under certain circumstances; amending s. 624.404, F.S.; adding a circumstance under which the Office of Insurance Regulation may waive a 3-year operation requirement for foreign or alien insurers and exchanges; amending s. 624.4085, F.S.; specifying the applicable formula for determining risk-based capital of certain health maintenance organizations and prepaid limited health service organizations; amending s. 626.914, F.S.; revising the definition of the term "diligent effort" as used in the Surplus Lines Law; amending s. 627.062, F.S.; specifying applicable rate standards and requirements for certain personal lines residential property insurance; creating s. 627.1711, F.S.; providing a limitation on certain personal lines residential property insurance po-

licies that may be written or renewed by an insurer each calendar year; amending s. 627.4102, F.S.; providing an exemption, if certain conditions are met, from a form approval process for certain personal lines residential property insurance forms; amending s. 626.916, F.S.; specifying applicable requirements before certain personal lines residential property insurance may be exported; deleting a limit on fees charged by filing surplus lines agents per policy certified for export; authorizing retail agents to charge reasonable fees for placing surplus lines policies; specifying requirements for itemizing and enumerating fees; amending s. 626.9541, F.S.; providing that insurers and agents may give insureds certain free or discounted loss mitigation services or loss control items; deleting a limitation on the value of loss mitigation services that may be given to insureds; amending s. 627.0655, F.S.; revising circumstances under which insurers or certain authorized persons may provide certain premium discounts to insureds; amending s. 627.426, F.S.; adding means by which liability insurers may provide to named insureds certain notices relating to coverage denials based on a particular coverage defense; amending s. 627.4555, F.S.; requiring life insurers that are required to provide a specified notice to policyowners of an impending lapse in coverage to also notify the policyowner's agent of record within a certain timeframe; providing that the agent is not responsible for any lapse in coverage; exempting the insurer from the requirement under certain circumstances; amending s. 627.7015, F.S.; adding circumstances under which certain property insurers may provide required notice to policyholders of their right to participate in a certain mediation program; amending s. 627.7295, F.S.; reducing the collected premium required before private passenger motor vehicle insurance policies or binders may be initially issued; amending s. 921.0022, F.S.; conforming a provision to changes made by the act; providing effective dates.

By the Committees on Innovation, Industry, and Technology; and Education; and Senators Hutson and Perry—

CS for CS for SB 770—A bill to be entitled An act relating to workforce education; amending s. 446.011, F.S.; revising terminology; amending s. 446.021, F.S.; revising definitions; amending s. 446.032, F.S.; requiring the Department of Education to annually publish a specified report; providing requirements for the report; requiring the department to provide assistance to certain entities in notifying specified persons of apprenticeship and preapprenticeship opportunities; amending s. 446.045, F.S.; revising the membership criteria for certain appointments to the State Apprenticeship Advisory Council; amending s. 446.052, F.S.; revising terminology; amending s. 446.081, F.S.; limiting the applicability of state apprenticeship and job-training program requirements to provisions for veterans, minority persons, and women; amending s. 446.091, F.S.; conforming a provision to changes made by the act; amending s. 446.092, F.S.; revising the criteria for apprenticeship occupations; amending s. 455.213, F.S.; requiring the Department of Business and Professional Regulation to consult with the Department of Education to evaluate certain apprenticeship programs to determine potential substitutions for certain licensure requirements; amending s. 1001.02, F.S.; conforming provisions to changes made by the act; amending s. 1001.43, F.S.; encouraging district school boards to declare an “Academic Scholarship Signing Day” and “College and Career Decision Day” for specified purposes; amending s. 1001.706, F.S.; conforming provisions to changes made by the act; amending s. 1002.3105, F.S.; providing that certain career education credits may be used to satisfy elective credit requirements for the accelerated high school graduation option; amending s. 1003.4156, F.S.; requiring students to take a career education planning course for promotion to high school; providing requirements for such course; requiring each student that takes the course to receive an academic and career plan; providing requirements for such plan; amending s. 1003.4282, F.S.; authorizing a student to earn two mathematics credits under certain circumstances; authorizing a credit in computer science to meet specified graduation requirements under certain circumstances; requiring the department to award a certificate of completion to students who fulfill specified requirements; requiring that the certificate of completion specify that the student is workforce ready; providing that students who are otherwise entitled to receive a certificate of completion may elect to remain in high school for up to a specified period of time to receive special instruction to remedy their deficiencies; requiring the department to adopt rules; correcting a cross-reference relating to the federal Elementary and Secondary Education Act (ESEA), as amended by the Every Student Succeeds Act (ESSA); requiring a student who earns a credit through a career education course to pass specified assessments; revising the re-

quirements for the instructional methodology of certain courses; providing that, as of a specified school year, certain students are eligible for an alternative pathway to a standard high school diploma through the Career and Technical Education (CTE) pathway option; providing requirements for the CTE pathway option; requiring district school boards to incorporate certain information in the student progression plan; requiring certain charter schools to comply with specified application requirements; providing that charter schools that exclusively offer the CTE pathway option are exempt from specified application requirements; authorizing the department to adopt rules relating to application requirements for certain charter schools; authorizing adjunct educators to administer courses in the CTE pathway option; amending s. 1003.4285, F.S.; revising the requirements to earn the scholar designation on a standard high school diploma; amending s. 1003.491, F.S.; requiring school districts to provide opportunities for certain students to enroll in specified courses or academies; requiring school districts to provide academic advising to students under certain circumstances; providing requirements for such academic advising; requiring the Commissioner of Education to annually review career and technical offerings in consultation with certain entities for specified purposes; requiring the commissioner to phase out certain career and technical education offerings and encourage specified entities to offer certain programs; creating s. 1004.013, F.S.; establishing the SAIL to 60 Initiative for specified purposes; providing State Board of Education and the Board of Governors responsibilities relating to the initiative; providing Chancellor of the State University System and the Chancellor of the Florida College System responsibilities; amending s. 1004.015, F.S.; renaming the Higher Education Coordinating Council as the Florida Talent Development Council; revising the membership of the council; revising the duties and responsibilities of the council; requiring the council to submit a strategic plan to the Governor and Legislature by a specified date; providing requirements for the strategic plan; requiring the Department of Economic Opportunity to provide administrative support for the council; amending s. 1004.6495, F.S.; conforming provisions to changes made by the act; amending s. 1004.935, F.S.; conforming a cross-reference; amending s. 1006.22, F.S.; expanding the circumstances in which motor vehicles may be used for public school transportation; amending s. 1007.23, F.S.; requiring the statewide articulation agreement to provide for a reverse transfer agreement; providing for an associate degree to be awarded to certain students by Florida College System institutions; providing requirements for state universities; creating s. 1007.233, F.S.; requiring certain career centers and Florida College System institutions to annually submit a career pathways agreement to the Department of Education by a specified date; providing requirements for such agreements; amending s. 1007.25, F.S.; requiring state universities to notify students of the criteria and process for requesting an associate in arts certificate at specified times; amending s. 1007.2616, F.S.; conforming provisions to changes made by the act; amending s. 1007.271, F.S.; requiring a career center to enter into an agreement with specified high schools to offer certain courses to high school students; providing requirements for such agreement; amending s. 1008.34, F.S.; revising school grade components to specify that career dual enrollment includes career clock-hour courses and the completion of certain preapprenticeship programs; amending s. 1008.37, F.S.; revising the date on a required report by the commissioner; amending s. 1008.44, F.S.; increasing the number of CAPE Digital Tool certificates relating to specified subjects that may be included on the CAPE Industry Certification Funding List; amending s. 1009.21, F.S.; conforming provisions to changes made by the act; amending s. 1011.80, F.S.; requiring certain school districts and Florida College System institutions to maintain certain records; requiring such records be submitted to the department; revising the calculation for fund and fees for certain workforce education programs; creating s. 1011.802, F.S.; creating the FLAG program; providing for funding; providing purpose, requirements, and administration of the program; requiring certain career centers and institutions to provide quarterly reports; authorizing rulemaking; amending s. 1012.57, F.S.; deleting a requirement that the adjunct teaching certificate be used only for part-time teaching positions; authorizing school districts to issue adjunct teaching certificates for part-time and full-time teaching positions; providing limitations on adjunct teaching certificates for full-time positions; providing school district requirements; providing effective dates.

By the Committee on Governmental Oversight and Accountability; and Senators Gruters, Broxson, and Albritton—

CS for SB 784—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 for benefits for certain retirees and beneficiaries of the Florida Retirement System; amending s. 121.73, F.S.; adjusting the allocation of funds to provide disability coverage to members of the investment plan of the Florida Retirement System; amending s. 121.735, F.S.; adjusting the allocation of funds to provide line-of-duty death benefits for members in the investment plan of the Florida Retirement System; directing the Division of Law Revision to adjust the employer contribution rates for the Special Risk Class and DROP in the Florida Retirement System; providing a declaration of important state interest; providing effective dates.

By the Committees on Appropriations; Infrastructure and Security; and Innovation, Industry, and Technology; and Senators Gruters, Bracy, Montford, and Broxson—

CS for CS for CS for SB 796—A bill to be entitled An act relating to public utility storm protection plans; creating s. 366.96, F.S.; providing legislative findings; defining terms; requiring public utilities to individually submit to the Public Service Commission, for review and approval, a transmission and distribution storm protection plan; requiring utilities to update their respective plans on a specified basis; requiring the commission to approve or modify submitted plans within a specified timeframe, taking into consideration specified factors; requiring the commission to conduct an annual proceeding to allow utilities to justify and recover certain costs through a storm protection cost recovery clause; providing that utilities may not include certain costs in their base rates; providing for the allocation of such costs; authorizing utilities to recover depreciation on certain capital costs through the recovery clause; requiring the commission to adopt rules; requiring the commission to propose a rule for adoption within a specified timeframe; providing a directive to the Division of Law Revision; providing appropriations and authorizing positions; providing an effective date.

By the Committees on Appropriations; and Infrastructure and Security; and Senators Berman, Bean, Hutson, and Gibson—

CS for CS for SB 844—A bill to be entitled An act relating to the Orange Alert; amending s. 937.0201, F.S.; redefining the term “missing endangered person” to include a missing adult who meets the criteria for activation of the Orange Alert of the Department of Law Enforcement; creating s. 937.0205, F.S.; providing legislative findings and intent; requiring the Department of Law Enforcement, in cooperation with the Department of Transportation, the Department of Highway Safety and Motor Vehicles, the Department of the Lottery, and local law enforcement agencies, to establish and implement the Orange Alert; providing alert requirements; authorizing local law enforcement agencies to broadcast to subscribers of notifications, to the media, and on lottery terminals about certain missing adults; specifying which local law enforcement agency may broadcast such information; authorizing the local law enforcement agency to request that a case be opened with the Department of Law Enforcement’s Missing Endangered Persons Information Clearinghouse; requiring the clearinghouse to coordinate with the Department of Transportation and the Department of Highway Safety and Motor Vehicles for the activation of dynamic message signs on state highways and the immediate broadcast of certain critical information under certain circumstances; specifying that an agency responsible for posting an Orange Alert on dynamic message signs does not violate the act if other emergency information must be posted instead; requiring the Orange Alert to include certain procedures; specifying additional requirements for the alert; authorizing the Department of Law Enforcement to adopt rules; amending s. 937.021, F.S.; providing that the Department of Law Enforcement, as the Orange Alert coordinator, and certain agencies, employees, individuals, and entities are immune from civil liability for damages for performing certain actions in good faith; providing that the presumption of good faith is not overcome under certain circumstances; providing construction; amending s. 937.022, F.S.; authorizing only the law enforcement agency having jurisdiction over a case to make a request to the clearinghouse for the activation of a state Orange Alert involving a missing adult under certain circumstances; amending s. 429.918, F.S.; conforming provisions

to changes made by the act; providing an appropriation; providing an effective date.

By the Committee on Appropriations; and Senators Stargel and Gibson—

CS for SB 860—A bill to be entitled An act relating to Alzheimer’s disease; amending s. 430.501, F.S.; increasing membership of the Alzheimer’s Disease Advisory Committee; revising representation requirements of the committee; requiring the committee to submit an annual report to specified parties which includes certain information and recommendations; requiring the Department of Elderly Affairs to review and update the Alzheimer’s disease state plan every 3 years in collaboration with certain parties; providing requirements for the plan; amending s. 430.502, F.S.; establishing a specified memory disorder clinic; providing that certain clinics shall not receive decreased funding for a specified reason; providing an effective date.

By the Committees on Appropriations; and Infrastructure and Security; and Senator Perry—

CS for CS for SB 974—A bill to be entitled An act relating to motor vehicles; amending s. 316.235, F.S.; authorizing any motor vehicle to be equipped with certain lamps or devices under certain circumstances; amending s. 316.2397, F.S.; authorizing certain vehicles to display red and white lights; amending s. 316.2398, F.S.; authorizing certain vehicles to display red and white warning signals under certain circumstances; providing requirements and penalties; amending s. 319.30, F.S.; authorizing an insurance company to provide an independent entity with a certain release statement authorizing it to release a vehicle to the lienholder; authorizing a certain notice sent by certified mail that a motor vehicle is available for pickup to be sent by another commercially available delivery service that provides proof of delivery; requiring the notice to state that the owner has a specified period during which to pick up the vehicle; authorizing an independent entity to apply for a certificate of destruction or a certificate of title if the vehicle is not claimed within a specified time after the delivery or attempted delivery of the notice; specifying requirements for an independent entity if Department of Highway Safety and Motor Vehicles records do not contain the owner’s address; requiring an independent entity to maintain specified records for a minimum period; requiring an independent entity to provide proof of all lien satisfactions or proof of a release of all liens on a motor vehicle upon applying for a certificate of destruction or salvage certificate of title; requiring an independent entity to provide an affidavit with specified statements if such entity is unable to obtain a lien satisfaction or a release of all liens on the motor vehicle; providing that notice to lienholders and attempts to obtain a release from lienholders may be by certain written request; amending s. 320.03, F.S.; authorizing specified entities that process certain transactions or certificates for derelict or salvage motor vehicles to be authorized electronic filing system agents; deleting obsolete provisions; authorizing the department to adopt rules; amending s. 316.224, F.S.; conforming a cross-reference; providing effective dates.

By the Committees on Appropriations; and Agriculture; and Senators Bradley, Albritton, Hutson, and Bracy—

CS for CS for SB 1020—A bill to be entitled An act relating to the state hemp program; creating s. 581.217, F.S.; creating the state hemp program within the Department of Agriculture and Consumer Services; providing the purpose of the program; providing legislative findings; defining terms; providing requirements for program registration and for the distribution and retail sale of hemp and hemp products; providing that hemp seed and hemp seed dealers are subject to the Florida Seed Law; providing hemp seed certification requirements; requiring the department, in consultation with the Department of Health and the Department of Business and Professional Regulation, to adopt specified rules within a specified timeframe; directing the Commissioner of Agriculture, in consultation with the Governor and Attorney General, to submit a specified plan within a specified timeframe to the United States Secretary of Agriculture; creating an Industrial Hemp Advisory Board for a specified purpose; providing that the board is adjunct to the department for administrative purposes; providing the membership and meetings of the board; prohibiting members of the board from receiving compensation; authorizing members of the board to receive reim-

bursements for certain expenses; amending s. 893.02, F.S.; revising the definition of the term “cannabis” to exclude hemp and industrial hemp for purposes of the Florida Comprehensive Drug Abuse Prevention and Control Act; amending s. 1004.4473, F.S.; revising the schools at which the department is required to authorize and oversee the development of industrial hemp pilot projects; authorizing universities to implement industrial hemp pilot projects pursuant to the state hemp program; requiring the department to submit certain program and fee information in its legislative budget request for the 2020-2021 fiscal year; providing a directive to the Division of Law Revision; providing an effective date.

By the Committee on Community Affairs; and Senator Gruters—

CS for SB 1036—A bill to be entitled An act relating to Florida Building Code enforcement; amending s. 553.80, F.S.; prohibiting a local government from carrying forward more than a specified amount of unexpended revenue; defining the term “operating budget”; providing an exception; revising requirements for the expenditure of certain unexpended revenue; expanding the list of activities that are prohibited from being funded by fees adopted for enforcing the Florida Building Code; providing an effective date.

By the Committees on Appropriations; Education; and Criminal Justice; and Senator Book—

CS for CS for CS for SB 1080—A bill to be entitled An act relating to hazing; amending s. 1006.63, F.S.; redefining the term “hazing”; expanding the crime of hazing, a third degree felony, to include when a person solicits others to commit or is actively involved in the planning of hazing; expanding the crime of hazing, a first degree misdemeanor, to include when a person solicits others to commit or is actively involved in the planning of hazing; providing that a person may not be prosecuted if certain conditions are met; providing immunity from prosecution to persons who meet specified requirements; defining the term “aid”; reenacting s. 1001.64(8)(e), F.S., relating to Florida College System institution boards of trustees and related powers and duties, to incorporate the amendment made to s. 1006.63, F.S., in a reference thereto; providing an effective date.

By the Committee on Rules; and Senator Diaz—

CS for SB 1128—A bill to be entitled An act relating to emotional support animals; amending s. 413.08, F.S.; revising and providing definitions; providing that an individual with a disability who has an emotional support animal or obtains an emotional support animal is entitled to full and equal access to all housing accommodations; providing an exception; prohibiting a housing accommodation from requiring such individual to pay extra compensation for such animal; authorizing a housing accommodation to request certain written documentation under certain circumstances; authorizing the Department of Health to adopt rules; specifying that an individual with a disability is liable for certain damage done by her or his emotional support animal; prohibiting the falsification of written documentation or other misrepresentation regarding the use of an emotional support animal; providing penalties; providing an effective date.

By the Committees on Rules; and Judiciary; and Senator Stargel—

CS for CS for SB 1200—A bill to be entitled An act relating to construction bonds; amending s. 255.05, F.S.; requiring a notice of nonpayment to be under oath; specifying that certain negligent inclusions or omissions do not constitute a default that operates to default an otherwise valid bond claim; specifying that a claimant who serves a fraudulent notice of nonpayment forfeits his or her rights under a bond; providing that the service of a fraudulent notice of nonpayment is a complete defense to the claimant’s claim against the 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 in relation to bonds for construction contracts; reenacting s. 627.428, F.S., relating to attorney fees; amending s. 713.23, F.S.; requiring a lienor to serve a notice of nonpayment under oath to specified entities during a certain period of time; specifying that certain

negligent inclusions or omissions do not constitute a default that operates to default an otherwise valid bond claim; specifying that a lienor who serves a fraudulent notice of nonpayment forfeits his or her rights under the bond; providing that the service of a fraudulent notice of nonpayment is a complete defense to the lienor’s claim against the bond; requiring a notice of nonpayment to be in a prescribed form; providing applicability; providing an effective date.

By the Committees on Governmental Oversight and Accountability; and Education; and Senator Farmer—

CS for CS for SB 1224—A bill to be entitled An act relating to charter schools; creating s. 1001.241, F.S.; requiring the Department of Education to approve credentialing entities for a specified purpose; requiring credentialing entities to establish, develop, and administer specified requirements and processes; requiring credentialing entities to establish a certification program; providing requirements for the certification program; providing that applicants who submit applications to a credentialing entity are subject to a certain background screening; providing for the ineligibility of certain applicants; requiring the Department of Law Enforcement to notify the credentialing entity of an applicant’s background screening results; providing that the results of fingerprinting and background screening of applicants who meet certain requirements are valid and such applicants are not required to be subsequently fingerprinted or pass another background screening; requiring credentialing entities to confirm whether an applicant has previously been fingerprinted and passed a background screening within a school district; requiring credentialing entities to issue certificates of compliance upon approval of a person’s application; providing for termination of the certification after a specified time period if the certification is not renewed; authorizing credentialing entities to suspend or revoke a certificate of compliance under specified conditions; requiring charter schools to remove a charter school principal, charter school governing board member, or charter school chief financial officer from his or her position, as applicable, under specified conditions; requiring charter schools to notify the credentialing entity of such removal; providing that certain decisions by a department-recognized credentialing program are reviewable by the Department of Education; providing that an aggrieved person may request an administrative hearing within a specified timeframe after receiving an adverse determination after completion of an appeals process offered by the credentialing program; amending s. 1002.33, F.S.; deleting obsolete language; revising charter school application deadline requirements; authorizing certain charter school applicants to open charter schools before a specified timeframe and after approval; prohibiting specified individuals and entities from submitting an application to open a charter school for specified periods of time; defining the term “relative” for the purpose of applying the prohibition; requiring each charter school principal, governing board member, chief financial officer, or their equivalent, to meet certain certification requirements; amending s. 1002.45, F.S.; authorizing virtual charter schools to provide part-time virtual instruction for certain students; providing that a charter school may be an approved provider; providing an effective date.

By the Committee on Innovation, Industry, and Technology; and Senator Gruters—

CS for SB 1362—A bill to be entitled An act relating to community associations; amending 514.0115, F.S.; providing that certain property association pools are exempt from Department of Health regulations; amending s. 627.714, F.S.; prohibiting subrogation rights against a condominium association under certain circumstances; amending s. 718.111, F.S.; requiring certain records to be maintained for a specified time; prohibiting an association from requiring certain actions related to the inspection of records; revising requirements relating to certain associations posting digital copies of certain documents; amending s. 718.112, F.S.; specifying that only board service that occurs on or after a specified date may be used for calculating a board member’s term limit; providing requirements for certain notices; prohibiting an association from charging certain fees; providing an exception; revising requirements relating to the recall of board members; deleting a prohibition against employing or contracting with certain service providers; amending s. 718.1255, F.S.; revising the definition of the term “dispute”; amending s. 718.303, F.S.; revising requirements for certain actions for failure to comply with specified provisions; revising requirements for

certain fines; amending s. 718.5014, F.S.; revising the location of the principal office of the Office of the Condominium Ombudsman; amending s. 719.103, F.S.; revising the definition of the term “unit” to specify that an interest in a cooperative unit is an interest in real property; amending s. 719.104, F.S.; prohibiting an association from requiring certain actions related to the inspection of records; amending s. 719.106, F.S.; revising provisions relating to a quorum and voting rights for members remotely participating in meetings; revising requirements relating to the recall of board members and challenges to such recalls; amending s. 719.1255, F.S.; revising requirements for alternative resolution of disputes; amending s. 719.501, F.S.; deleting provisions relating to the division’s certification of mediators; amending s. 720.303, F.S.; authorizing an association to adopt procedures for electronic meeting notices; revising the documents that constitute the official records of an association; amending s. 720.305, F.S.; providing requirements for certain fines; amending s. 720.306, F.S.; revising requirements for providing certain notices; amending s. 720.311, F.S.; defining the term “dispute”; revising the standardized form for the offer to participate in presuit mediation; providing requirements for the service of a statutory demand to participate in presuit mediation; providing requirements for mediators and arbitrators selected by the parties; authorizing the parties to select a mediator or arbitrator who has not been certified by the Florida Supreme Court; providing an effective date.

By the Committee on Appropriations; and Senator Gibson—

CS for SB 1436—A bill to be entitled An act relating to Closing the Gap grant proposals; amending s. 381.7354, F.S.; prohibiting the Department of Health from establishing a minimum amount or a maximum amount for Closing the Gap grants; requiring that the amount of each award be based on the merits of each application and that grants be awarded to applicants in various regions of the state; removing provisions related to Front Porch Florida Communities; amending s. 381.7355, F.S.; adding a priority area that may be addressed in a Closing the Gap grant proposal; providing an effective date.

By the Committees on Appropriations; and Environment and Natural Resources; and Senator Simmons—

CS for CS for SB 1500—A bill to be entitled An act relating to right of entry; amending s. 270.11, F.S.; revising when a local government, a water management district, or an agency of the state is required to sell or release reserved interest in a parcel of land; releasing right of entry reserved by a local government, water management district, or other agency of the state for specified parcels of property; providing an effective date.

By the Committees on Rules; Community Affairs; and Environment and Natural Resources; and Senators Flores and Pizzo—

CS for CS for CS for SB 1666—A bill to be entitled An act relating to vessels; amending s. 327.395, F.S.; revising boating safety identification requirements for certain persons; requiring any person who rents and operates certain vessels to have certain photographic and safety identification in his or her possession before operating the vessel; authorizing the commission to appoint certain persons to issue temporary certificates; authorizing the commission to issue boating safety identification cards for temporary certificates in digital or electronic formats; authorizing the commission to appoint agents to administer and charge fees for the boating safety education course or temporary certificate examination; amending s. 327.4109, F.S.; defining a term; directing the Fish and Wildlife Conservation Commission to conduct, contingent upon appropriation, a specified study of the impacts of long-term stored vessels and certain anchored and moored vessels on local communities and the state and to submit a report to the Governor and Legislature within a specified timeframe; providing for expiration of the study requirements; amending s. 327.60, F.S.; authorizing certain counties to create no-discharge zones; providing requirements for discharge in specified areas outside the no-discharge zones; reenacting and amending s. 327.73, F.S., relating to noncriminal infractions; specifying the fines for violations related to no-discharge zones; amending s. 328.72, F.S.; revising the distribution of vessel registration fees to provide grants for derelict vessel removal; amending s. 376.15, F.S.; authorizing the commission to use certain funds to remove, or to pay private con-

tractors to remove, derelict vessels; amending s. 823.11, F.S.; prohibiting persons from residing or dwelling on certain derelict vessels until certain conditions are met; providing an effective date.

By the Committees on Innovation, Industry, and Technology; and Banking and Insurance; and Senator Wright—

CS for CS for SB 1704—A bill to be entitled An act relating to the Department of Financial Services; amending s. 17.56, F.S.; requiring the Division of Treasury to maintain, rather than turn over to the Division of Accounting and Auditing, warrants drawn by the Chief Financial Officer; specifying the timeframe during which such warrants must be maintained; making a technical change; amending ss. 497.263 and 497.266, F.S.; deleting a requirement that trust companies, where certain care and maintenance trust funds may be established, must operate pursuant to ch. 660, F.S.; amending s. 497.376, F.S.; specifying required educational credentials for certain applicants for a combination license as both funeral director and embalmer; amending s. 497.377, F.S.; specifying qualifications for certain applicants for a combination funeral director and embalmer intern license; providing application requirements; specifying limitations on and authorized actions of interns; specifying the expiration of intern licenses; authorizing the licensing authority to adopt certain rules; amending s. 497.380, F.S.; revising requirements for the supervision of licensed funeral establishments by funeral directors in charge; revising establishments a funeral director may be in charge of; revising funeral director licensing requirements for certain establishments; amending s. 497.385, F.S.; revising requirements for the supervision of licensed centralized embalming facilities; amending s. 497.452, F.S.; deleting a requirement that trust companies must operate pursuant to ch. 660, F.S., to be exempt from a certain preneed licensing requirement; amending s. 497.453, F.S.; specifying annual trust reporting requirements for certain preneed licensees or certain groups of preneed licensees; defining the term “Year 1” and “Year 2”; authorizing the department to adopt certain rules; amending s. 497.458, F.S.; deleting a requirement that trust companies must operate pursuant to ch. 660, F.S., to enter into certain revocable trust instruments; amending s. 497.459, F.S.; authorizing preneed licensees, under certain circumstances, to provide certain persons with a written notice of intent to perform under the preneed contract; specifying where such notice must be sent; providing that funds held in trust must be distributed in accordance with the contract terms if certain persons fail to respond to the notice within a certain timeframe; providing construction; amending s. 497.464, F.S.; deleting a requirement that trust companies must operate pursuant to ch. 660, F.S., to act as trustees for certain preneed contract purchasers; amending s. 497.604, F.S.; revising requirements for the supervision of direct disposal establishments; amending s. 497.606, F.S.; revising requirements for the supervision of cinerator facilities; creating s. 553.7921, F.S.; requiring contractors to file a uniform fire alarm permit application with local enforcement agencies under certain circumstances; requiring that such application be submitted with certain other required information; providing that the application may be submitted by certain means if signed by certain persons; specifying information required in the application; amending s. 626.022, F.S.; conforming a cross-reference; amending s. 626.025, F.S.; conforming a provision to changes made by the act; amending s. 626.175, F.S.; authorizing the department to issue nonrenewable temporary licenses authorizing the appointment of personal lines agents; deleting such authorization for industrial fire or burglary agents; revising circumstances under which the department may issue temporary licenses authorizing the appointment of life agents; specifying circumstances under which the department may issue temporary licenses authorizing the appointment of personal lines agents; prohibiting certain licensees from soliciting, negotiating, or effecting contracts of insurance; amending s. 626.207, F.S.; providing an exception from a disqualification period from licensure as an insurance representative for certain persons found guilty or pleading guilty or nolo contendere to certain felonies; authorizing the department to issue licenses on a probationary period for a certain timeframe; specifying when the probationary period ends; amending s. 626.221, F.S.; specifying that a certain exemption from an examination requirement applies to applicants for an all-lines adjuster license; amending s. 626.2815, F.S.; revising the individuals that are subject to a certain continuing education requirement; amending s. 626.321, F.S.; deleting an examination requirement for an applicant for an industrial fire insurance or burglary insurance license; providing that, beginning on a specified date, the license and appointment may be renewed, but no

new or additional licenses may be issued and the license may not be reinstated; deleting an examination requirement for crop hail and multiple peril crop insurance licenses; amending s. 626.471, F.S.; authorizing an appointing entity to provide a termination notice to the appointee by e-mail; providing that the e-mail must be addressed to the appointee's last e-mail address of record; specifying when notice by e-mail is deemed to have been given; repealing s. 626.521, F.S., relating to credit and character reports; amending s. 626.536, F.S.; deleting a requirement for insurance agencies to report certain administrative actions to the department; amending s. 626.6215, F.S.; adding certain grounds for the department's discretionary refusal, suspension, or revocation of an insurance agency license; amending s. 626.729, F.S.; revising the definition of the term "industrial fire insurance" relating to burglary insurance; repealing s. 626.7355, F.S., relating to a temporary license as a customer representative pending examination; amending ss. 626.8437 and 626.844, F.S.; revising certain grounds for the denial of, suspension of, revocation of, or refusal to renew licenses or appointments of title insurance agents or agencies; amending s. 626.8732, F.S.; revising qualifications for the issuance of a nonresident public adjuster's license; amending s. 627.7015, F.S.; requiring mediators in certain property insurance claim mediations to provide a certain written report to certain parties at the conclusion of the mediation; amending s. 633.216, F.S.; conforming a cross-reference; amending s. 633.218, F.S.; deleting a requirement that state-owned or state-leased buildings be identified through use of the United States National Grid Coordinate System; amending s. 633.306, F.S.; specifying requirements for components and parts of installed fire extinguishers and preengineered systems; amending s. 633.312, F.S.; specifying means by which local authorities having jurisdiction may accept inspection reports by contractors inspecting fire hydrants and fire protection systems; requiring the State Fire Marshal to adopt rules implementing a uniform summary inspection report and submission procedures; providing requirements for such report and procedures; amending s. 633.520, F.S.; authorizing the Division of State Fire Marshal to adopt certain rules establishing firefighter employer cancer prevention best practices; amending s. 648.49, F.S.; specifying that reinstatement of a bail bond agent license is contingent upon filing an application with, and approval by, the department; amending s. 717.124, F.S.; increasing the threshold amount of electronically submitted claims under which the department may use alternative identity verification methods; authorizing the department to develop and implement specified identification verification and disbursement processes for certain unclaimed property accounts; authorizing the department to develop processes for certain electronic submissions; specifying requirements for the submission of claims and recordkeeping; authorizing the department to adopt rules; providing an effective date.

By the Committee on Education; and Senator Gruters—

CS for SB 1726—A bill to be entitled An act relating to parental rights; creating chapter 1014, F.S.; creating s. 1014.01, F.S.; providing a short title; creating s. 1014.02, F.S.; providing legislative findings; defining the term "parent"; creating s. 1014.03, F.S.; providing that the state, its political subdivisions, other governmental entities, or other institutions may not infringe on parental rights without demonstrating specified information; creating s. 1014.04, F.S.; providing that a parent of a minor child has specified rights relating to his or her minor child; prohibiting the state from infringing upon specified parental rights; prohibiting specified parental rights from being denied or abridged; providing that certain actions by specified individuals are grounds for disciplinary actions against such individuals; providing construction; creating s. 1014.05, F.S.; requiring each district school board to develop and adopt a policy to promote parental involvement in the public school system; providing requirements for such policy; authorizing a district school board to provide such policy electronically or on its website; authorizing a parent to request certain information in writing; providing a procedure for the denial of such information; creating s. 1014.06, F.S.; prohibiting certain health care practitioners from taking specified actions without a parent's written permission; prohibiting certain entities from taking specified actions relating to a minor's health care without a parent's written permission; prohibiting a hospital from allowing certain actions without a parent's written permission; providing exceptions; providing penalties; providing an effective date.

By the Committees on Infrastructure and Security; and Community Affairs; and Senator Lee—

CS for CS for SB 1730—A bill to be entitled An act relating to community development and housing; amending s. 125.01055, F.S.; authorizing an inclusionary housing ordinance to require a developer to provide a specified number or percentage of affordable housing units to be included in a development or allow a developer to contribute to a housing fund or other alternatives; requiring a county to provide certain incentives to fully offset all costs to the developer of its affordable housing contribution; amending s. 125.022, F.S.; requiring that a county review the application for completeness and issue a certain letter within a specified period after receiving an application for approval of a development permit or development order; providing procedures for addressing deficiencies in, and for approving or denying, the application; conforming provisions to changes made by the act; defining the term "development order"; amending s. 163.3180, F.S.; revising compliance requirements for a mobility fee-based funding system; requiring a local government to credit certain contributions, constructions, expansions, or payments toward any other impact fee or exaction imposed by local ordinance for public educational facilities; providing requirements for the basis of the credit; amending s. 163.31801, F.S.; adding minimum conditions that certain impact fees must satisfy; requiring a local government to credit against the collection of an impact fee any contribution related to public education facilities, subject to certain requirements; requiring the holder of certain impact fee credits to be entitled to a proportionate increase in the credit balance if a local government increases its impact fee rates; providing that the government, in certain actions, has the burden of proving by a preponderance of the evidence that the imposition or amount of certain required dollar-for-dollar credits for the payment of impact fees meets certain requirements; prohibiting the court from using a deferential standard for the benefit of the government; authorizing a county, municipality, or special district to provide an exception or waiver for an impact fee for the development or construction of housing that is affordable; providing that if a county, municipality, or special district provides such an exception or waiver, it is not required to use any revenues to offset the impact; amending s. 166.033, F.S.; requiring that a municipality review the application for completeness and issue a certain letter within a specified period after receiving an application for approval of a development permit or development order; providing procedures for addressing deficiencies in, and for approving or denying, the application; conforming provisions to changes made by the act; defining the term "development order"; amending s. 166.04151, F.S.; authorizing an inclusionary housing ordinance to require a developer to provide a specified number or percentage of affordable housing units to be included in a development or allow a developer to contribute to a housing fund or other alternatives; requiring a municipality to provide certain incentives to fully offset all costs to the developer of its affordable housing contribution; amending s. 494.001, F.S.; revising the definition of the term "mortgage loan"; providing an effective date.

By the Committee on Community Affairs; and Senator Perry—

CS for SB 1752—A bill to be entitled An act relating to inspections and permits; amending ss. 125.56 and 166.222, F.S.; authorizing a county or municipality that imposes inspection fees to establish an expedited inspection process that provides priority processing for such inspections; authorizing the county or municipality to charge an additional fee up to a specified amount for the expedited inspection process; amending s. 553.792, F.S.; authorizing a local government that imposes permit fees to establish an expedited permitting process that provides priority processing for such permits; authorizing the local government to charge an additional fee up to a specified amount for the expedited inspection process; providing that the local government must require the applicant to pay only a specified percentage of the fees due upon receipt of an application; providing for a reduction of the outstanding fees due under certain circumstances; providing for a refund of fees under certain circumstances; specifying that certain procedures apply to building permit applications for any nonresidential buildings, instead of nonresidential buildings less than a specified size; providing an effective date.

By the Committees on Appropriations; Infrastructure and Security; and Education—

CS for CS for SB 7030—A bill to be entitled An act relating to implementation of legislative recommendations of the Marjory Stoneman Douglas High School Public Safety Commission; amending s. 30.15, F.S.; requiring a sheriff to establish a school guardian program or contract with another sheriff's office that has established a program under a certain condition; authorizing sheriffs that have established a guardian program to contract to provide training for a specified purpose; providing for reimbursement of the sheriff who conducts such training; removing the prohibition against classroom teachers serving as school guardians; conforming provisions to changes made by the act; revising certification requirements for school guardians; prohibiting individuals from serving as school guardians unless they are appointed by a superintendent or charter school principal, as applicable; amending s. 843.08, F.S.; adding school guardians to the list of officials the false personation of whom is prohibited and subject to criminal penalties; making technical changes; amending s. 943.03, F.S.; requiring the Department of Law Enforcement to consult with sheriffs who establish a guardian program on programmatic guiding principles, practices, and resources relating to the development and implementation of the program; amending s. 943.082, F.S.; requiring school districts to promote the use of a mobile suspicious activity reporting tool through specified platforms and mediums; amending s. 1001.10, F.S.; requiring the Commissioner of Education to review recommendations from the School Hardening and Harm Mitigation Workgroup; requiring the commissioner to submit a summary to the Governor and the Legislature by a specified date; providing requirements for the summary; amending s. 1001.11, F.S.; revising the duties of the commissioner to include oversight and facilitation of compliance with the safety and security requirements of the Marjory Stoneman Douglas High School Public Safety Act by specified persons and entities; amending s. 1001.212, F.S.; requiring the Office of Safe Schools to annually provide training for specified personnel; conforming provisions to changes made by the act; requiring the office to provide data to support the evaluation of mental health services; requiring the office to collect data through the school environmental safety incident reports; requiring the office to provide technical assistance for school safety incident reporting; requiring the office to review and evaluate school district reports for compliance; requiring a district school board to withhold a superintendent's salary in response to the superintendent's noncompliance; requiring the office to convene a School Hardening and Harm Mitigation Workgroup; providing for membership and duties of the workgroup; requiring the workgroup to submit a report and recommendations to the executive director of the office and the commissioner; providing requirements for the report; requiring the office to develop a behavioral threat assessment instrument; providing requirements for the instrument; requiring the office to establish the Statewide Threat Assessment Database Workgroup to make certain recommendations relating to a statewide threat assessment database; providing requirements for the database; requiring the workgroup to report recommendations to the office by a specified date; providing requirements for such recommendations; requiring the office to monitor school district and public school, including charter school, compliance with requirements relating to school safety; requiring the office to report incidents of noncompliance to the commissioner and the state board; amending s. 1002.33, F.S.; requiring charter schools to comply with specified provisions; amending s. 1003.25, F.S.; providing requirements for the transfer of certain student records; amending s. 1006.07, F.S.; requiring that a school safety specialist be a school administrator employed by the school district or a law enforcement officer employed by the sheriff's office located in the school district; providing requirements for a school safety specialist designated from a sheriff's office; providing that a school safety specialist designated from a sheriff's office remains an employee of such office for certain purposes; authorizing the sheriff and school superintendent to determine by agreement the reimbursement or sharing of costs associated with employment of the law enforcement officer as a school safety specialist; requiring district school boards to adopt an active assailant response plan; requiring each district school superintendent and charter school principal to certify by a specified date, and annually thereafter, that all school personnel have received annual training under the plan; requiring that certain policies adopted by school districts include procedures for behavioral threat assessments; requiring threat assessment teams to utilize the behavioral threat assessment instrument and the threat assessment database developed by the office when they become available; requiring threat assessment teams to verify that, upon

a student's transfer to a different school, any intervention services provided to the student remain in place until the team makes a certain determination; requiring district school boards to adopt policies for accurate and timely reporting of school environmental safety incidents; providing penalties for noncompliance with such policies; requiring the State Board of Education to adopt rules establishing requirements for school environmental safety incident reports; amending s. 1006.12, F.S.; requiring a charter school governing board to partner with law enforcement agencies to establish or assign a safe-school officer; expanding the categories of individuals who may serve as school guardians; amending s. 1006.1493, F.S.; requiring the Florida Safe Schools Assessment Tool (FSSAT) to be the primary site security assessment tool for school districts; requiring the office to provide FSSAT training; requiring superintendents to annually submit FSSAT assessments to the department; providing requirements for the assessment; providing penalties for failure to comply with requirements; amending s. 1011.62, F.S.; modifying the required use of funds in the safe schools allocation; providing for retroactive application; providing legislative intent; expanding, as of a specified date, the categorical fund that may be accessed to improve classroom instruction or improve school safety; deleting obsolete language; expanding the purpose of the mental health assistance allocation; providing that charter schools that take a specified action are entitled to a proportionate share of certain funding; deleting a requirement that restricted to certain elements how a specified percentage of a district's mental health assistance allocation could be expended; revising requirements for a plan required to be developed by school districts before distribution of such allocation; requiring that the plans include charter schools, except in certain circumstances; authorizing, rather than requiring, charter schools to develop and submit a specified plan; revising requirements for school districts' and charter schools' plans; deleting a requirement for school districts to submit a specified report to the department; reenacting s. 921.0022(3)(b), F.S., relating to the offense severity ranking chart of the Criminal Punishment Code, to incorporate the amendment made to s. 843.08, F.S., in a reference thereto; providing a declaration of important state interest; providing effective dates.

By the Committees on Appropriations; Governmental Oversight and Accountability; and Ethics and Elections—

CS for CS for SB 7040—A bill to be entitled An act relating to financial disclosure; creating s. 112.31446, F.S.; providing definitions; requiring the Commission on Ethics to procure and test an electronic filing system by a certain date; providing requirements for such system; providing duties of the units of government, the commission, and persons required to file a specified form; amending s. 112.312, F.S.; revising the definition of "disclosure period"; amending ss. 112.3144 and 112.3145, F.S.; requiring certain forms to be filed electronically beginning on a specified date; prescribing the manner of filing for purposes of candidate qualifying; prohibiting a filer from including certain information on a disclosure or statement; providing that the commission is not liable for the release of certain information under certain circumstances; requiring the commission to redact certain information under certain circumstances; requiring certain information be delivered electronically; requiring the commission to provide certain verification to a filer upon request; requiring a declaration be submitted with a disclosure or statement; specifying that certain actions do not constitute an unusual circumstance; revising a schedule to the State Constitution; amending s. 112.31455, F.S.; conforming cross-references to changes made by the act; providing effective dates.

By the Committees on Appropriations; and Infrastructure and Security—

CS for SB 7068—A bill to be entitled An act relating to transportation; creating s. 338.2278, F.S.; creating the Multi-use Corridors of Regional Economic Significance Program within the Department of Transportation; providing the purpose of the program; specifying the corridors included in the program; specifying that projects undertaken in the corridors are tolled facilities and certain approved turnpike projects, and are considered as Strategic Intermodal System facilities; requiring the department to identify certain opportunities to accommodate or collocate multiple types of infrastructure-addressing issues during the project development phase; requiring the department to utilize an inclusive, consensus-building mechanism for each proposed

multi-use corridor identified during the project development phase; requiring the department to convene a corridor task force composed of certain representatives for each multi-use corridor; requiring the secretary of the department to appoint the members of the respective corridor task forces by a specified date; providing requirements for the corridor task forces; requiring the department to adhere to certain recommendations of the task force created for each corridor; authorizing the task force for each corridor to consider and recommend certain innovative concepts; authorizing the department, in consultation with the Department of Environmental Protection, to incorporate certain features into each corridor during the project development phase; requiring each corridor task force to submit a certain report to the Governor and the Legislature by a specified date; providing specified requirements that must be met before project construction in any identified corridor is eligible for funding; providing exceptions to such requirements; authorizing sources of funding for the projects; authorizing the department to accept certain donations of land for the projects; requiring that certain toll revenues from the turnpike system be used to repay advances received from the State Transportation Trust Fund; providing requirements for the department relating to certain delegated responsibilities; requiring the department to perform a specified project evaluation on certain projects; requiring that certain decisions on projects be determined in accordance with applicable department rules, policies, and procedures; authorizing the Division of Bond Finance, on behalf of the department, to issue certain bonds to finance projects in the program, as provided in the State Bond Act; providing specified dates for the construction of the projects and opening of the corridors; providing for specified transfers from the State Transportation Trust Fund to the General Revenue Fund; providing for specified allocations of such transfers; providing requirements for use of funds allocated to the Transportation Disadvantaged Trust Fund; providing that allocated funds are in addition to any other statutory funding allocations; requiring that specified uncommitted funds be used by the department to fund program projects; authorizing the adopted work program to be amended to transfer funds between appropriations categories or to increase an appropriation category for a certain purpose; authorizing the department to waive consideration of certain matching funds relating to specified programs for hurricane-impacted counties with respect to certain project awards; amending s. 334.044, F.S.; requiring that the department, in consultation with affected stakeholders, provide a road and bridge construction workforce development program for construction of projects designated in the department's work program; providing intent for the workforce development program; providing requirements for the department and the program; authorizing the department to administer certain workforce development contracts with consultants and nonprofit entities; providing primary purposes for such entities; requiring the department to prepare and provide a certain report to the Governor and the Legislature by a specified date; amending s. 320.08, F.S.; deleting a requirement that specified fees from annual license taxes be deposited into the General Revenue Fund; creating s. 339.1373, F.S.; requiring that the department allocate sufficient funds to implement the Multi-use Corridors of Regional Economic Significance Program, develop a plan to expend revenues, and, prior to its adoption, amend the current tentative work program for specified fiscal years to include program projects; requiring the department to submit a certain budget amendment; requiring that specified increases in revenue to the State Transportation Trust Fund be used by the department to fund the Multi-use Corridors of Regional Economic Significance Program; amending s. 339.0801, F.S.; limiting to specified fiscal years a previously authorized transfer of funds to Florida's Turnpike Enterprise; requiring that, beginning with a specified fiscal year, such transfer be allocated for a certain purpose with certain specified preferences; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committees on Community Affairs; and Innovation, Industry, and Technology; and Senators Perry and Hutson—

CS for CS for SB 616—A bill to be entitled An act relating to engineering; amending s. 455.271, F.S.; deleting a provision requiring a delinquent status licensee to apply for active or inactive status; requiring rulemaking to authorize licensees whose licenses are void to apply for reinstatement; amending s. 471.008, F.S.; revising the Board of Professional Engineers' rulemaking authority; amending s. 471.013,

F.S.; revising the prerequisites for a person to take an examination that determines whether she or he is qualified to practice in this state as an engineer; deleting an obsolete provision; amending s. 471.015, F.S.; revising licensure certification requirements to include active engineering experience and a minimum age; revising requirements for licensure by endorsement by the board; providing that the time period in which a licensure application must be granted or denied is tolled if an applicant is required to make a personal appearance before the board; authorizing the board to deny a license if such an applicant fails to appear before the board within a specified timeframe; amending s. 471.019, F.S.; requiring the board to adopt rules relating to a reinstatement process for void licenses; revising continuing education requirements for reactivating a license; amending s. 471.021, F.S.; requiring an applicant to appoint the Department of State as an agent of the applicant for service of process of certain actions; amending s. 471.025, F.S.; requiring a successor engineer to be able to independently re-create certain work when seeking to reuse certain documents; specifying that a successor engineer assumes full professional and legal responsibility by signing or affixing his or her seal to assumed documents; releasing the engineer who previously sealed the documents from any professional responsibility or civil liability for her or his work that is assumed by a successor engineer; defining the term "successor engineer"; amending s. 553.79, F.S.; requiring that structural inspections on a threshold building be performed during new construction or during certain repair or restoration projects; amending s. 553.791, F.S.; revising notice requirements for certain building code inspection services by private providers; decreasing the amount of time a local building official has to take certain actions after receiving a permit application and affidavit from a private provider; prohibiting a local building official from prohibiting a private provider from performing any inspection outside the local building official's normal operating hours; providing an effective date.

—was referred to the Committee on Rules.

By the Committees on Banking and Insurance; Judiciary; and Banking and Insurance; and Senators Brandes and Bracy—

CS for CS for CS for SB 714—A bill to be entitled An act relating to insurance; providing a short title; amending s. 215.555, F.S.; increasing the required reimbursement of loss adjustment expenses in reimbursement contracts between the State Board of Administration and property insurers under the Florida Hurricane Catastrophe Fund; amending s. 319.30, F.S.; specifying means by which an insurance company may forward certificates of title of certain salvage motor vehicles or mobile homes to the Department of Highway Safety and Motor Vehicles; revising the effective date of certain procedures and requirements relating to certificates of title; providing that certain electronic signatures satisfy certain signature requirements; amending s. 440.381, F.S.; revising a criminal penalty for the submission, with certain intent, of an employer application for workers' compensation insurance coverage which contains false, misleading, or incomplete information; providing that certain sworn statements in such applications are not required to be notarized; creating s. 624.1055, F.S.; providing a right of contribution among insurers for defense costs under certain circumstances; providing a requirement for, and authorizing the use of certain factors by, a court in allocating costs; providing a cause of action to enforce the right of contribution; providing construction and applicability; amending s. 624.155, F.S.; deleting a provision that tolls, under certain circumstances, a period before a civil action against an insurer may be brought; deleting a provision authorizing the Department of Financial Services to return a civil remedy notice for lack of specificity; prohibiting the filing of the notice within a certain timeframe under certain circumstances; amending s. 624.404, F.S.; adding a circumstance under which the Office of Insurance Regulation may waive a 3-year operation requirement for foreign or alien insurers and exchanges; amending s. 624.4085, F.S.; specifying the applicable formula for determining risk-based capital of certain health maintenance organizations and prepaid limited health service organizations; amending s. 626.914, F.S.; revising the definition of the term "diligent effort" as used in the Surplus Lines Law; amending s. 627.062, F.S.; specifying applicable rate standards and requirements for certain personal lines residential property insurance; creating s. 627.1711, F.S.; providing a limitation on certain personal lines residential property insurance policies that may be written or renewed by an insurer each calendar year; amending s. 627.4102, F.S.; providing an exemption, if certain condi-

tions are met, from a form approval process for certain personal lines residential property insurance forms; amending s. 626.916, F.S.; specifying applicable requirements before certain personal lines residential property insurance may be exported; deleting a limit on fees charged by filing surplus lines agents per policy certified for export; authorizing retail agents to charge reasonable fees for placing surplus lines policies; specifying requirements for itemizing and enumerating fees; amending s. 626.9541, F.S.; providing that insurers and agents may give insureds certain free or discounted loss mitigation services or loss control items; deleting a limitation on the value of loss mitigation services that may be given to insureds; amending s. 627.0655, F.S.; revising circumstances under which insurers or certain authorized persons may provide certain premium discounts to insureds; amending s. 627.426, F.S.; adding means by which liability insurers may provide to named insureds certain notices relating to coverage denials based on a particular coverage defense; amending s. 627.4555, F.S.; requiring life insurers that are required to provide a specified notice to policyowners of an impending lapse in coverage to also notify the policyowner's agent of record within a certain timeframe; providing that the agent is not responsible for any lapse in coverage; exempting the insurer from the requirement under certain circumstances; amending s. 627.7015, F.S.; adding circumstances under which certain property insurers may provide required notice to policyholders of their right to participate in a certain mediation program; amending s. 627.7295, F.S.; reducing the collected premium required before private passenger motor vehicle insurance policies or binders may be initially issued; amending s. 921.0022, F.S.; conforming a provision to changes made by the act; providing effective dates.

—was referred to the Committee on Appropriations.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State **SB 7016** which he approved on April 15, 2019.

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: Migoya, Carlos A., Miami 05/31/2021

Referred to the Committee on Ethics and Elections.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 745 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Watson, C.—

HB 745—A bill to be entitled An act relating to Alachua County; providing an exception to general law; authorizing a business licensed to sell alcoholic beverages for consumption on premises within a specified area to sell such beverages for consumption off premises; providing boundaries; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1063 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Fine—

CS for HB 1063—A bill to be entitled An act relating to City of Palm Bay, Brevard County; excluding specified municipal lands within the corporate limits of the City of Palm Bay; providing that the county is responsible for the excluded territory; providing applicability with respect to existing contracts; providing applicability with respect to existing property rights and entitlements; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1067 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Andrade—

CS for CS for HB 1067—A bill to be entitled An act relating to the Pensacola-Escambia Promotion and Development Commission, Escambia County; amending ch. 67-1365, Laws of Florida, as amended; revising the short title; revising definitions; providing for a change in the membership structure of the Pensacola-Escambia Promotion and Development Commission; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 1099 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Tomkow—

HB 1099—A bill to be entitled An act relating to the City of Kissimmee, Osceola County; creating an overlay district; providing a short title; providing boundaries; providing an exception to general law; requiring the Division of Alcoholic Beverages and Tobacco of the Department of Business and professional Regulation to issue a special alcoholic beverage license to certain establishments under specified requirements; providing penalties for any licensee that doesn't meet such requirements; prohibiting subsequent licensure application for a specified period; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 1373 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Grant, J.—

HB 1373—A bill to be entitled An act relating to the Hillsborough County Civil Service Act; repealing chapters 2000-445, 2007-301, and 2014-230, Laws of Florida; abolishing the act; requiring that any agency or authority previously covered under the act must provide a fair, neutral, and impartial system for administering employee discipline of a suspension, involuntary demotion, or dismissal and appeals of such discipline; providing requirements; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 1417 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Altman—

HB 1417—A bill to be entitled An act relating to Melbourne-Tillman Water Control District, Brevard County; amending ch. 2001-336, Laws of Florida; providing public hearing notice requirements for the 2019-2020 budget year; revising voting requirements relating to the storm-water management user fee; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 6513 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Civil Justice Subcommittee and Representative(s) Perez—

CS for HB 6513—A bill to be entitled An act for the relief of the Estate of Eric Scott Tenner by the Miami-Dade County Board of County Commissioners; providing for an appropriation to compensate his estate for injuries and damages sustained by Eric Scott Tenner and his survivors as a result of the negligence of an employee of the Miami-Dade County Board of County 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.

CO-INTRODUCERS

Senators Baxley—SB 1112; Bean—CS for SB 524; Berman—SB 502, SB 940; Broxson—CS for SB 1104; Cruz—CS for SB 124; Gibson—SB 172, CS for SB 442, SB 1538; Passidomo—SB 910; Pizzo—SB 940; Rader—SB 410; Rodriguez—SB 410; Rouson—CS for SB 828, CS for SB 1192; Taddeo—SB 940

SENATE PAGES

April 15-19, 2019

Kayla Abramowitz, North Palm Beach; Chanel Bernard, Tallahassee; Sophia Bostick, Seminole; Kaitlyn Connell, Tallahassee; Clebern “Clay” Edwards, Tallahassee; Melba Hill, Jacksonville; Melissa Naters, Palm Bay; Khya Nelson, Tallahassee; Koda Robillard, Pittsboro, North Carolina; Max Schaked, Windermere; Kathryn Shays, Alachua; Asha Sneed, Tampa; Destiny Stewart, Tallahassee; Jordanne Stewart, Tallahassee; Craig Sutton, Jr., Tallahassee; Shelby Watson, Tallahassee



Journal of the Senate

Number 14—Regular Session

Wednesday, April 17, 2019

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CALL TO ORDER

The Senate was called to order by President Galvano at 10:00 a.m. A quorum present—36:

Mr. President	Cruz	Pizzo
Albritton	Diaz	Powell
Baxley	Farmer	Rodriguez
Bean	Flores	Rouson
Benacquisto	Gainer	Simmons
Berman	Gruters	Simpson
Book	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Mayfield	Taddeo
Brandes	Montford	Thurston
Braynon	Passidomo	Torres
Broxson	Perry	Wright

Excused: Senator Rader

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:

Lord, give me strength in my weakness. Lord, give me faith in my fears. Lord, give me power in my powerlessness. Grant me courage as I go through this day. When I am tempted to give up, help me to keep going. Grant me a cheerful spirit when things don't go my way. Give me courage to do whatever needs to be done.

Lord, thank you for your many blessings. Thank you for the life you have given us, and help us to use our limited time for good. Help us to live our lives to the fullest. Remind us that living for you is the only way to true fulfillment. Thank you for all of the amazing work you are allowing us to do for this great state and the world. Please keep your loving arms around us all. We pray this prayer in your faultless name. Amen.

PLEDGE

Senate Pages, Kayla Abramowitz of North Palm Beach; Kaitlyn Connell of Tallahassee; Destiny Stewart of Tallahassee; Craig Sutton, Jr. of Tallahassee; and Shelby Watson of Tallahassee, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

BILLS ON THIRD READING

CS for SB 24—A bill to be entitled An act for the relief of the Estate of Eric Scot Tenner by the Miami-Dade County Board of County Com-

missioners; providing for an appropriation to compensate his estate for injuries and damages sustained by Eric Scot Tenner and his survivors as a result of the negligence of an employee of the Miami-Dade County Board of County Commissioners; providing a limitation on the payment of attorney fees; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for SB 24**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 6513** was withdrawn from the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

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

CS for HB 6513—A bill to be entitled An act for the relief of the Estate of Eric Scott Tenner by the Miami-Dade County Board of County Commissioners; providing for an appropriation to compensate his estate for injuries and damages sustained by Eric Scott Tenner and his survivors as a result of the negligence of an employee of the Miami-Dade County Board of County Commissioners; providing a limitation on the payment of fees and costs; providing an effective date.

—a companion measure, was substituted for **CS for SB 24** and read the second time by title.

On motion by Senator Simmons, by two-thirds vote, **CS for HB 6513** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Cruz	Rodriguez
Albritton	Diaz	Rouson
Baxley	Farmer	Simmons
Bean	Flores	Simpson
Benacquisto	Gruters	Stargel
Berman	Harrell	Stewart
Book	Hooper	Taddeo
Bracy	Mayfield	Thurston
Bradley	Montford	Torres
Brandes	Passidomo	Wright
Braynon	Pizzo	
Broxson	Powell	

Nays—2

Gainer	Perry
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Vote after roll call:

Yea—Gibson, Hutson

SB 178—A bill to be entitled An act relating to Florida tourism marketing; amending s. 288.1226, F.S.; revising the scheduled repeal of the Florida Tourism Industry Marketing Corporation direct-support organization; amending s. 288.923, F.S.; abrogating the scheduled repeal of the Division of Tourism Marketing of Enterprise Florida, Inc.; providing an effective date.

—as amended April 10, was read the third time by title.

On motion by Senator Gruters, **SB 178**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Cruz	Pizzo
Albritton	Diaz	Powell
Baxley	Farmer	Rodriguez
Bean	Flores	Rouson
Benacquisto	Gainer	Simmons
Berman	Gruters	Simpson
Book	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Mayfield	Taddeo
Brandes	Montford	Thurston
Braynon	Passidomo	Torres
Broxson	Perry	Wright

Nays—None

Vote after roll call:

Yea—Gibson, Hutson

CS for CS for SB 252—A bill to be entitled An act relating to driver license, identification card, and motor vehicle registration applications; amending s. 320.02, F.S.; deleting a requirement that the application form for motor vehicle registration and renewal of registration include language permitting a voluntary contribution to the Auto Club Group Traffic Safety Foundation; requiring that such application form include language permitting a voluntary contribution to the Live Like Bella Childhood Cancer Foundation; requiring that the Department of Highway Safety and Motor Vehicles distribute such contributions to the Live Like Bella Childhood Cancer Foundation; amending s. 322.08, F.S., deleting a requirement that the application form for a driver license or identification card include language permitting a voluntary contribution to the Auto Club Group Traffic Safety Foundation; providing an effective date.

—was read the third time by title.

On motion by Senator Flores, **CS for CS for SB 252** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Diaz	Powell
Albritton	Farmer	Rodriguez
Baxley	Flores	Rouson
Bean	Gainer	Simmons
Benacquisto	Gibson	Simpson
Berman	Harrell	Stargel
Book	Hooper	Stewart
Bracy	Hutson	Taddeo
Bradley	Mayfield	Thurston
Brandes	Montford	Torres
Braynon	Passidomo	Wright
Broxson	Perry	
Cruz	Pizzo	

Nays—None

Vote after roll call:

Yea—Gruters

Consideration of **CS for SB 292** was deferred.

CS for CS for CS for SB 318—A bill to be entitled An act relating to public records; amending s. 39.202, F.S.; prohibiting the release of any identifying information with respect to any person reporting child abuse, abandonment, or neglect, except under certain circumstances; updating terminology; making conforming changes; providing for future legislative review and repeal of the exemption; providing for reversion of statutory text of certain provisions if the exemption is not saved from

repeal; providing a statement of public necessity; providing an effective date.

—as amended April 10, was read the third time by title.

On motion by Senator Montford, **CS for CS for CS for SB 318**, as amended, 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	Diaz	Pizzo
Albritton	Farmer	Powell
Baxley	Flores	Rodriguez
Bean	Gainer	Rouson
Benacquisto	Gibson	Simmons
Berman	Gruters	Simpson
Book	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	

Nays—None

SB 374—A bill to be entitled An act relating to the Children and Youth Cabinet; amending s. 402.56, F.S.; expanding the membership of the Children and Youth Cabinet within the Executive Office of the Governor to include a representative from the Florida Dental Association appointed by the Governor; providing an effective date.

—was read the third time by title.

On motion by Senator Harrell, **SB 374** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Diaz	Pizzo
Albritton	Farmer	Powell
Baxley	Flores	Rodriguez
Bean	Gainer	Rouson
Benacquisto	Gibson	Simmons
Berman	Gruters	Simpson
Book	Harrell	Stargel
Bracy	Hooper	Taddeo
Bradley	Hutson	Thurston
Brandes	Mayfield	Torres
Braynon	Montford	Wright
Broxson	Passidomo	
Cruz	Perry	

Nays—None

SB 436—A bill to be entitled An act relating to use of vessel registration fees; amending s. 328.66, F.S.; authorizing a portion of county or municipal vessel registration fees to be used for specified additional purposes; providing an effective date.

—was read the third time by title.

On motion by Senator Hooper, **SB 436** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Benacquisto	Bradley
Albritton	Berman	Brandes
Baxley	Book	Braynon
Bean	Bracy	Broxson

Cruz	Hutson	Simmons
Diaz	Mayfield	Simpson
Farmer	Montford	Stargel
Flores	Passidomo	Stewart
Gainer	Perry	Taddeo
Gibson	Pizzo	Thurston
Gruters	Powell	Torres
Harrell	Rodriguez	Wright
Hooper	Rouson	

Nays—None

CS for CS for HB 327—A bill to be entitled An act relating to public records and public meetings; amending s. 286.0113, F.S.; exempting from public meetings requirements certain exempt information concerning information technology systems held by specified utilities; requiring the exempt portions to be recorded and transcribed; exempting from public records requirements recordings and transcripts of such meetings; authorizing the release of portions of such meetings under specified circumstances; providing for future legislative review and repeal of the exemptions; providing a statement of public necessity; providing an effective date.

—was read the third time by title.

On motion by Senator Gibson, **CS for CS for HB 327** 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	Diaz	Pizzo
Albritton	Farmer	Powell
Baxley	Flores	Rodriguez
Bean	Gainer	Rouson
Benacquisto	Gibson	Simmons
Berman	Gruters	Simpson
Book	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	

Nays—None

SB 596—A bill to be entitled An act relating to regional rural development grants; amending s. 288.018, F.S.; defining the term “regional economic development organization”; specifying that the concept of building the professional capacity of a regional economic development organization includes the hiring of professional staff to perform specified services; providing that matching grants may be used to provide technical assistance to local governments and economic development organizations and to existing and prospective businesses; specifying that a regional economic development organization that provides taxpayer-funded incentives is not eligible to participate in the matching grant program; increasing the maximum amount of annual grant funding that specified economic development organizations may receive; revising the required amount of nonstate matching funds; requiring that certain information be included in a contract or agreement involving the expenditure of grant funds; requiring that contracts or agreements involving the expenditure of grant funds, and a plain-language version of certain contracts or agreements, be placed on the contracting regional economic development organization’s website for a specified period before execution; deleting an obsolete provision; increasing the amount of funds the Department of Economic Opportunity may expend each fiscal year for certain purposes; amending s. 288.0655, F.S.; increasing the maximum percentage of total infrastructure project costs for which the department may award a grant; deleting a provision authorizing a higher maximum percentage of total infrastructure project costs for a catalyst site; providing that deploying broadband Internet service to certain areas may be included in a project that is eli-

gible for rural infrastructure grant funds; defining the term “unserved rural community”; requiring that improvements to broadband Internet service and access be made through certain partnerships, which must be established through a competitive selection process; extending the date by which the department is required to reevaluate certain guidelines and criteria; requiring that certain information be included in a contract or agreement involving the expenditure of grant funds; requiring that contracts or agreements involving the expenditure of grant funds, and a plain-language version of certain contracts or agreements, be placed on the contracting regional economic development organization’s website for a specified period before execution; providing an effective date.

—as amended April 10, was read the third time by title.

On motion by Senator Albritton, **SB 596**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz	Pizzo
Albritton	Farmer	Powell
Baxley	Flores	Rodriguez
Bean	Gainer	Rouson
Benacquisto	Gibson	Simmons
Berman	Gruters	Simpson
Book	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	

Nays—None

HB 7025—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 397.334, F.S., which provides an exemption from public records requirements for certain information relating to screenings for participation in treatment-based drug court programs, behavioral health evaluations, and subsequent treatment status reports; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title.

On motion by Senator Simmons, **HB 7025** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz	Pizzo
Albritton	Farmer	Powell
Baxley	Flores	Rodriguez
Bean	Gainer	Rouson
Benacquisto	Gibson	Simmons
Berman	Gruters	Simpson
Book	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	

Nays—None

SB 7018—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 585.611, F.S., which provides an exemption from public records requirements for the personal identifying information of a person employed by, under contract with, or volunteering for a public research facility that conducts or is

engaged in activities related to animal research; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title.

On motion by Senator Diaz, **SB 7018** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz	Pizzo
Albritton	Farmer	Powell
Baxley	Flores	Rodriguez
Bean	Gainer	Rouson
Benacquisto	Gibson	Simmons
Berman	Gruters	Simpson
Book	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	

Nays—None

Consideration of **SB 7022** and **SB 7050** was deferred.

HB 7033—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 662.148, F.S., which provides a public records exemption for certain information held by the Office of Financial Regulation relating to a family trust company, licensed family trust company, or foreign licensed family trust company; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title.

On motion by Senator Rouson, **HB 7033** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz	Pizzo
Albritton	Farmer	Powell
Baxley	Flores	Rodriguez
Bean	Gainer	Rouson
Benacquisto	Gibson	Simmons
Berman	Gruters	Simpson
Book	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	

Nays—None

SB 7022—A bill to be entitled An act relating to the Fish and Wildlife Conservation Commission citizen support organizations; amending s. 379.223, F.S.; abrogating the scheduled repeal of provisions governing citizen support organizations established under the Fish and Wildlife Conservation Commission; creating s. 379.2231, F.S.; defining the terms “convicted” and “conviction”; authorizing a court to order persons convicted of certain violations to pay an additional assessment; authorizing a specified citizen support organization to post certain rewards; providing an effective date.

—was read the third time by title.

On motion by Senator Montford, **SB 7022** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Diaz	Pizzo
Albritton	Farmer	Powell
Baxley	Flores	Rodriguez
Bean	Gainer	Rouson
Benacquisto	Gibson	Simmons
Berman	Gruters	Simpson
Book	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	

Nays—None

SPECIAL ORDER CALENDAR

On motion by Senator Mayfield—

SB 648—A bill to be entitled An act relating to continuing education for dentists; amending s. 466.0135, F.S.; requiring a licensed dentist to complete a minimum of 2 hours of continuing education on the prescribing of controlled substances biennially; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 648** was placed on the calendar of Bills on Third Reading.

On motion by Senator Book—

CS for CS for CS for SB 1080—A bill to be entitled An act relating to hazing; amending s. 1006.63, F.S.; redefining the term “hazing”; expanding the crime of hazing, a third degree felony, to include when a person solicits others to commit or is actively involved in the planning of hazing; expanding the crime of hazing, a first degree misdemeanor, to include when a person solicits others to commit or is actively involved in the planning of hazing; providing that a person may not be prosecuted if certain conditions are met; providing immunity from prosecution to persons who meet specified requirements; defining the term “aid”; reenacting s. 1001.64(8)(e), F.S., relating to Florida College System institution boards of trustees and related powers and duties, to incorporate the amendment made to s. 1006.63, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for SB 1080** was placed on the calendar of Bills on Third Reading.

On motion by Senator Diaz—

CS for CS for SB 7030—A bill to be entitled An act relating to implementation of legislative recommendations of the Marjory Stoneman Douglas High School Public Safety Commission; amending s. 30.15, F.S.; requiring a sheriff to establish a school guardian program or contract with another sheriff’s office that has established a program under a certain condition; authorizing sheriffs that have established a guardian program to contract to provide training for a specified purpose; providing for reimbursement of the sheriff who conducts such training; removing the prohibition against classroom teachers serving as school guardians; conforming provisions to changes made by the act; revising certification requirements for school guardians; prohibiting individuals from serving as school guardians unless they are appointed by a superintendent or charter school principal, as applicable; amending s. 843.08, F.S.; adding school guardians to the list of officials the false personation of whom is prohibited and subject to criminal penalties; making technical changes; amending s. 943.03, F.S.; requiring the De-

partment of Law Enforcement to consult with sheriffs who establish a guardian program on programmatic guiding principles, practices, and resources relating to the development and implementation of the program; amending s. 943.082, F.S.; requiring school districts to promote the use of a mobile suspicious activity reporting tool through specified platforms and mediums; amending s. 1001.10, F.S.; requiring the Commissioner of Education to review recommendations from the School Hardening and Harm Mitigation Workgroup; requiring the commissioner to submit a summary to the Governor and the Legislature by a specified date; providing requirements for the summary; amending s. 1001.11, F.S.; revising the duties of the commissioner to include oversight and facilitation of compliance with the safety and security requirements of the Marjory Stoneman Douglas High School Public Safety Act by specified persons and entities; amending s. 1001.212, F.S.; requiring the Office of Safe Schools to annually provide training for specified personnel; conforming provisions to changes made by the act; requiring the office to provide data to support the evaluation of mental health services; requiring the office to collect data through the school environmental safety incident reports; requiring the office to provide technical assistance for school safety incident reporting; requiring the office to review and evaluate school district reports for compliance; requiring a district school board to withhold a superintendent's salary in response to the superintendent's noncompliance; requiring the office to convene a School Hardening and Harm Mitigation Workgroup; providing for membership and duties of the workgroup; requiring the workgroup to submit a report and recommendations to the executive director of the office and the commissioner; providing requirements for the report; requiring the office to develop a behavioral threat assessment instrument; providing requirements for the instrument; requiring the office to establish the Statewide Threat Assessment Database Workgroup to make certain recommendations relating to a statewide threat assessment database; providing requirements for the database; requiring the workgroup to report recommendations to the office by a specified date; providing requirements for such recommendations; requiring the office to monitor school district and public school, including charter school, compliance with requirements relating to school safety; requiring the office to report incidents of noncompliance to the commissioner and the state board; amending s. 1002.33, F.S.; requiring charter schools to comply with specified provisions; amending s. 1003.25, F.S.; providing requirements for the transfer of certain student records; amending s. 1006.07, F.S.; requiring that a school safety specialist be a school administrator employed by the school district or a law enforcement officer employed by the sheriff's office located in the school district; providing requirements for a school safety specialist designated from a sheriff's office; providing that a school safety specialist designated from a sheriff's office remains an employee of such office for certain purposes; authorizing the sheriff and school superintendent to determine by agreement the reimbursement or sharing of costs associated with employment of the law enforcement officer as a school safety specialist; requiring district school boards to adopt an active assailant response plan; requiring each district school superintendent and charter school principal to certify by a specified date, and annually thereafter, that all school personnel have received annual training under the plan; requiring that certain policies adopted by school districts include procedures for behavioral threat assessments; requiring threat assessment teams to utilize the behavioral threat assessment instrument and the threat assessment database developed by the office when they become available; requiring threat assessment teams to verify that, upon a student's transfer to a different school, any intervention services provided to the student remain in place until the team makes a certain determination; requiring district school boards to adopt policies for accurate and timely reporting of school environmental safety incidents; providing penalties for noncompliance with such policies; requiring the State Board of Education to adopt rules establishing requirements for school environmental safety incident reports; amending s. 1006.12, F.S.; requiring a charter school governing board to partner with law enforcement agencies to establish or assign a safe-school officer; expanding the categories of individuals who may serve as school guardians; amending s. 1006.1493, F.S.; requiring the Florida Safe Schools Assessment Tool (FSSAT) to be the primary site security assessment tool for school districts; requiring the office to provide FSSAT training; requiring superintendents to annually submit FSSAT assessments to the department; providing requirements for the assessment; providing penalties for failure to comply with requirements; amending s. 1011.62, F.S.; modifying the required use of funds in the safe schools allocation; providing for retroactive application; providing legislative intent; expanding, as of a specified date, the categorical fund that may be ac-

cessed to improve classroom instruction or improve school safety; deleting obsolete language; expanding the purpose of the mental health assistance allocation; providing that charter schools that take a specified action are entitled to a proportionate share of certain funding; deleting a requirement that restricted to certain elements how a specified percentage of a district's mental health assistance allocation could be expended; revising requirements for a plan required to be developed by school districts before distribution of such allocation; requiring that the plans include charter schools, except in certain circumstances; authorizing, rather than requiring, charter schools to develop and submit a specified plan; revising requirements for school districts' and charter schools' plans; deleting a requirement for school districts to submit a specified report to the department; reenacting s. 921.0022(3)(b), F.S., relating to the offense severity ranking chart of the Criminal Punishment Code, to incorporate the amendment made to s. 843.08, F.S., in a reference thereto; providing a declaration of important state interest; providing effective dates.

—was read the second time by title.

Senator Diaz moved the following amendment:

Amendment 1 (684762) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Paragraph (k) of subsection (1) of section 30.15, Florida Statutes, is amended to read:

30.15 Powers, duties, and obligations.—

(1) Sheriffs, in their respective counties, in person or by deputy, shall:

(k) *Assist district school boards and charter school governing boards in complying with s. 1006.12. A sheriff must, at a minimum, provide access to establish, if the sheriff so chooses, a Coach Aaron Feis Guardian Program to aid in the prevention or abatement of active assailant incidents on school premises, as required under this paragraph. Persons certified as school guardians pursuant to this paragraph have no authority to act in any law enforcement capacity except to the extent necessary to prevent or abate an active assailant incident.*

1.a. If a local school board has voted by a majority to implement a guardian program, the sheriff in that county shall establish a guardian program to provide training, pursuant to subparagraph 2., to school district or charter school employees, either directly or through a contract with another sheriff's office that has established a guardian program.

b. A charter school governing board in a school district that has not voted, or has declined, to implement a guardian program may request the sheriff in the county to establish a guardian program for the purpose of training the charter school employees. If the county sheriff denies the request, the charter school governing board may contract with a sheriff that has established a guardian program to provide such training. The charter school governing board must notify the superintendent and the sheriff in the charter school's county of the contract prior to its execution.

c. The sheriff conducting the training pursuant to subparagraph 2. will be reimbursed for screening-related and training-related costs and for providing a one-time stipend of \$500 to each school guardian who participates in the school guardian program. A school guardian 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.

~~2. A Excluded from participating in the Coach Aaron Feis Guardian Program are individuals who exclusively perform classroom duties as classroom teachers as defined in s. 1012.01(2)(a). This limitation does not apply to classroom teachers of a Junior Reserve Officers' Training Corps program, a current servicemember, as defined in s. 250.01, or a current or former law enforcement officer, as defined in s. 943.10(1), (6), or (8). The sheriff who establishes a chooses to establish the program shall consult with the Department of Law Enforcement on programmatic guiding principles, practices, and resources, and shall certify appoint as school guardians, without the power of arrest, school employees, as specified in s. 1006.12(3), who volunteer and who:~~

~~a.1. Hold a valid license issued under s. 790.06.~~

~~b.2.~~ Complete a 144-hour training program, consisting of 12 hours of a certified nationally recognized diversity training and 132 total hours of comprehensive firearm safety and proficiency training conducted by Criminal Justice Standards and Training Commission-certified instructors, which must include:

~~(I)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.

~~(II)b.~~ Sixteen hours of instruction in precision pistol.

~~(III)e.~~ Eight hours of discretionary shooting instruction using state-of-the-art simulator exercises.

~~(IV)d.~~ Eight hours of instruction in active shooter or assailant scenarios.

~~(V)e.~~ Eight hours of instruction in defensive tactics.

~~(VI)f.~~ Twelve hours of instruction in legal issues.

~~c.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.

~~d.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.

~~e.5.~~ Successfully complete ongoing training, weapon inspection, and firearm qualification on at least an annual basis.

~~6.~~ Successfully complete at least 12 hours of a certified nationally recognized diversity training program.

The sheriff who conducts the guardian training shall issue a school guardian certificate to individuals who meet the requirements of this section to the satisfaction of the sheriff, and ~~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 guardian certified appointed by the sheriff. An individual who is certified under this paragraph may serve as a school guardian under s. 1006.12(3) only if he or she is appointed by the applicable school district superintendent or charter school principal.

Section 2. Effective October 1, 2019, section 843.08, Florida Statutes, is amended to read:

843.08 False personation.—A person who falsely assumes or pretends to be a firefighter, a sheriff, an officer of the Florida Highway Patrol, an officer of the Fish and Wildlife Conservation Commission, a fire or arson investigator of the Department of Financial Services, an officer of the Department of Financial Services, an officer of the Department of Corrections, a correctional probation officer, a deputy sheriff, a state attorney or an assistant state attorney, a statewide prosecutor or an assistant statewide prosecutor, a state attorney investigator, a coroner, a police officer, a lottery special agent or lottery investigator, a beverage enforcement agent, a school guardian as described in s. 30.15(1)(k), a security officer licensed under chapter 493 or watchman, or any member of the Florida Commission on Offender Review or any administrative aide or supervisor employed by the commission, or any personnel or representative of the Department of Law Enforcement, or a federal law enforcement officer as defined in s. 901.1505, and takes upon himself or herself to act as such, or to require any other person to aid or assist him or her in a matter pertaining to the duty of any such officer, commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. However, a person who falsely personates any such officer during the course of the commission of a felony commits a felony of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. If the commission of the felony results in the death or personal injury of another human being, the person commits a felony of the first degree, punish-

able as provided in s. 775.082, s. 775.083, or s. 775.084. ~~The term "watchman" means a security officer licensed under chapter 493.~~

Section 3. Subsection (16) is added to section 943.03, Florida Statutes, to read:

943.03 Department of Law Enforcement.—

(16) Upon request, the department shall consult with sheriffs to provide input regarding programmatic guiding principles, practices, and resources in order to assist in the development and implementation of the Coach Aaron Feis Guardian Program established pursuant to s. 30.15. Such input and guidance may include, but need not be limited to, standards, curriculum, instructional strategies, evaluation, certification, records retention, equipment, and other resource needs.

Section 4. Subsection (4) of section 943.082, Florida Statutes, is amended to read:

943.082 School Safety Awareness Program.—

(4)(a) 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.

(b) The district school board shall promote the use of the mobile suspicious activity reporting tool by advertising it on the school district website, in newsletters, on school campuses, and in school publications, by installing it on all mobile devices issued to students, and by bookmarking the website on all computer devices issued to students.

Section 5. Subsection (9) is added to section 1001.10, Florida Statutes, to read:

1001.10 Commissioner of Education; general powers and duties.—

(9) The commissioner shall review the report of the School Hardening and Harm Mitigation Workgroup regarding hardening and harm mitigation strategies and recommendations submitted by the Office of Safe Schools, pursuant to s. 1001.212(11). By September 1, 2020, the commissioner shall submit a summary of such recommendations to the Governor, the President of the Senate, and the Speaker of the House of Representatives.

Section 6. Subsection (9) is added to section 1001.11, Florida Statutes, to read:

1001.11 Commissioner of Education; other duties.—

(9) The commissioner shall oversee compliance with the safety and security requirements of the Marjory Stoneman Douglas High School Public Safety Act, chapter 2018-03, Laws of Florida, by school districts; district school superintendents; and public schools, including charter schools. The commissioner must facilitate compliance to the maximum extent provided under law, identify incidents of noncompliance, and impose or recommend to the State Board of Education, the Governor, or the Legislature enforcement and sanctioning actions pursuant to s. 1008.32 and other authority granted under law.

Section 7. Section 1001.212, Florida Statutes, is amended 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. The office shall provide annual training to appropriate school district and charter school personnel on the proper assessment of physical site security and completion of the school security risk assessment tool.

(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 August 1, 2019 ~~December 1, 2018~~:

- (a) Social media *Internet posts*;
- (b) Department of Children and Families;
- (c) Department of Law Enforcement;
- (d) Department of Juvenile Justice;
- (e) *Mobile suspicious activity reporting tool known as FortifyFL*;
- (f) *School environmental safety incident reports collected under subsection (8); and*
- (g) ~~(e)~~ Local law enforcement.

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. 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. 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 to the repository shall be the sole custodian of the data for the purpose of any request for inspection or copies thereof under chapter 119. The department shall only allow access to data from the source agencies in accordance with rules adopted by the respective source agencies and the requirements of the Federal Bureau of Investigation Criminal Justice Information Services security policy, where applicable.

(7) Provide data to support the evaluation of mental health services pursuant to s. 1004.44.

(8) Provide technical assistance to school districts and charter school governing boards for school environmental safety incident reporting as required under s. 1006.07(9). The office shall collect data through school environmental safety incident reports on incidents involving any person which occur on school premises, on school transportation, and at off-campus, school-sponsored events. The office shall review and evaluate school district reports to ensure compliance with reporting requirements. Upon notification by the department that a superintendent has failed to comply with the requirements of s. 1006.07(9), the district school board shall withhold further payment of his or her salary as authorized under s. 1001.42(13)(b) and impose other appropriate sanctions that the commissioner or state board by law may impose.

~~(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 chapter 119. The department shall only allow access to data from the source agencies in accordance with rules adopted by the respective source agencies.~~

~~(9)(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).

~~(10)(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.

(11)(a) Convene a School Hardening and Harm Mitigation Workgroup composed of individuals with subject matter expertise on school campus hardening best practices. The workgroup shall meet as necessary to review school hardening and harm mitigation policies, including, but not limited to, the target hardening practices implemented in other states; the school safety guidelines developed by organizations such as the Partner Alliance for Safer Schools; the tiered approach to target campus hardening strategies identified in the initial report submitted by the Marjory Stoneman Douglas High School Public Safety Commission pursuant to s. 943.687(9); and the Florida Building Code for educational facilities construction to determine whether the building code may need to be modified to strengthen school safety and security. Based on this review of school safety best practices, by August 1, 2020, the workgroup shall submit a report to the executive director of the office which includes, at a minimum, a prioritized list for the implementation of school campus hardening and harm mitigation strategies and the estimated costs of and timeframes for implementation of the strategies by school districts and charter schools. The estimated costs must include regional and statewide projections of the implementation costs.

(b) Submit to the commissioner:

1. The workgroup's report pursuant to paragraph (a); and
2. Recommendations regarding procedures for the office to use to monitor and enforce compliance by the school districts and charter schools in the implementation of the workgroup's recommended campus hardening and harm mitigation strategies.

This subsection is repealed June 30, 2023.

(12) By August 1, 2019, develop a standardized, statewide behavioral threat assessment instrument for use by all public schools, including charter schools, which addresses early identification, evaluation, early intervention, and student support.

(a) The standardized, statewide behavioral threat assessment instrument must include, but need not be limited to, components and forms that address:

1. An assessment of the threat, which includes an assessment of the student, family, and school and social dynamics.
2. An evaluation to determine if the threat is transient or substantive.
3. The response to a substantive threat, which includes the school response and the role of law enforcement agencies.
4. The response to a serious substantive threat, including mental health and law enforcement referrals.

5. Ongoing monitoring to assess implementation of safety strategies.

6. Training for members of threat assessment teams established under s. 1006.07(7) and school administrators regarding the use of the instrument.

(b) The office shall:

1. By August 1, 2020, evaluate each school district's and charter school governing board's behavioral threat assessment procedures for compliance with this subsection.

2. Notify the district school superintendent or charter school governing board, as applicable, if the behavioral threat assessment is not in compliance with this subsection.

3. Report any issues of ongoing noncompliance with this subsection to the commissioner and the district school superintendent or the charter school governing board, as applicable.

(13) Establish the Statewide Threat Assessment Database Workgroup, composed of members appointed by the department, to complement the work of the department and the Department of Law Enforcement associated with the centralized integrated data repository and data analytics resources initiative and make recommendations regarding the development of a statewide threat assessment database. The database must allow authorized public school personnel to enter information related to any threat assessment conducted at their respective schools using the instrument developed by the office pursuant to subsection (12), and must provide such information to authorized personnel in each school district and public school and to appropriate stakeholders. By December 31, 2019, the workgroup shall provide a report to the office with recommendations that include, but need not be limited to:

(a) Threat assessment data that should be required to be entered into the database.

(b) School district and public school personnel who should be allowed to input student records to the database and view such records.

(c) Database design and functionality, to include data security.

(d) Restrictions and authorities on information sharing, including:

1. Section 1002.22 and other applicable state laws.

2. The Family Educational Rights and Privacy Act (FERPA), 20 U.S.C. s. 1232g, 42 C.F.R. part 2; the Health Insurance Portability and Accountability Act (HIPAA), 42 U.S.C. s. 1320d6, 45 C.F.R. part 164, subpart E; and other applicable federal laws.

3. The appropriateness of interagency agreements that will allow law enforcement to view database records.

(e) The cost to develop and maintain a statewide online database.

(f) An implementation plan and timeline for the workgroup recommendations.

(14) Monitor compliance with requirements relating to school safety by school districts and public schools, including charter schools. The office shall report incidents of noncompliance to the commissioner pursuant to s. 1001.11(9) and the state board pursuant to s. 1008.32 and other requirements of law, as appropriate.

Section 8. Paragraph (b) of subsection (16) of section 1002.33, Florida Statutes, is amended to read:

1002.33 Charter schools.—

(16) EXEMPTION FROM STATUTES.—

(b) Additionally, a charter school shall be in compliance with the following statutes:

1. Section 286.011, relating to public meetings and records, public inspection, and criminal and civil penalties.

2. Chapter 119, relating to public records.

3. Section 1003.03, relating to the maximum class size, except that the calculation for compliance pursuant to s. 1003.03 shall be the average at the school level.

4. Section 1012.22(1)(c), relating to compensation and salary schedules.

5. Section 1012.33(5), relating to workforce reductions.

6. Section 1012.335, relating to contracts with instructional personnel hired on or after July 1, 2011.

7. Section 1012.34, relating to the substantive requirements for performance evaluations for instructional personnel and school administrators.

8. Section 1006.12, relating to safe-school officers.

9. Section 1006.07(7), relating to threat assessment teams.

10. Section 1006.07(9), relating to School Environmental Safety Incident Reporting.

11. Section 1006.1493, relating to the Florida Safe Schools Assessment Tool.

12. Section 1006.07(6)(c), relating to adopting an active assailant response plan.

13. Section 943.082(4)(b), relating to the mobile suspicious activity reporting tool.

14. Section 1012.584, relating to youth mental health awareness and assistance training.

Section 9. Subsection (2) of section 1003.25, Florida Statutes, is amended to read:

1003.25 Procedures for maintenance and transfer of student records.—

(2) The procedure for transferring and maintaining records of students who transfer from school to school shall be prescribed by rules of the State Board of Education. *The transfer of records shall occur within 3 school days. The records shall include:*

(a) Verified reports of serious or recurrent behavior patterns, including threat assessment evaluations and intervention services.

(b) Psychological evaluations, including therapeutic treatment plans and therapy or progress notes created or maintained by school district or charter school staff, as appropriate.

Section 10. Paragraph (b) of subsection (1), paragraph (a) of subsection (4), and subsections (6) and (7) of section 1006.07, Florida Statutes, are amended, and subsection (9) 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:

(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, juvenile justice actions, and *any corresponding referral referrals* to mental health services ~~by the school district 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.

(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 public schools of the district comprised of grades K-12. Drills for active shooter and hostage situations shall be conducted in accordance with developmentally appropriate and age-appropriate procedures 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.

(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 be a school administrator employed by the school district or a law enforcement officer employed by the sheriff's office located in the school district. Any school safety specialist designated from the sheriff's office must first be authorized and approved by the sheriff employing the law enforcement officer. Any school safety specialist designated from the sheriff's office remains the employee of the office for purposes of compensation, insurance, workers' compensation, and other benefits authorized by law for a law enforcement officer employed by the sheriff's office. The sheriff and the school superintendent may determine by agreement the reimbursement for such costs, or may share the costs, associated with employment of the law enforcement officer as a school safety specialist.* 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 school district policies and procedures for compliance with state law and rules, including the district's timely and accurate submission of school environmental safety incident reports to the department pursuant to s. 1001.212(8).

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. In collaboration with the appropriate public safety agencies, as that term is defined in s. 365.171, by October 1 of each year, conduct a school security risk assessment in accordance with s. 1006.1493 at each public school using the Florida Safe Schools Assessment Tool school security risk assessment tool developed by the Office of Safe Schools pursuant to s. 1006.1493. Based on the assessment findings, the dis-

trict's school safety specialist shall provide recommendations to the district school superintendent and the district school board which identify strategies and activities that the district school board should implement in order to address the findings and improve school safety and security. ~~Annually,~~ Each district school board must receive such findings and the school safety specialist's recommendations 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 findings and recommendations. Each school safety specialist shall report such findings and school board action to the Office of Safe Schools 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).

(c) *Each district school board and charter school governing board must adopt an active assailant response plan. By October 1, 2019, and annually thereafter, each district school superintendent and charter school principal shall certify that all school personnel have received annual training on the procedures contained in the active assailant response plan for the applicable school district or charter school.*

(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 ~~must shall~~ include procedures for referrals to mental health services identified by the school district pursuant to s. 1012.584(4), when appropriate, and procedures for behavioral threat assessments in compliance with the instrument developed pursuant to s. 1001.212(12).

(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. *Upon the availability of the behavioral threat assessment instrument developed pursuant to s. 1001.212(12), the threat assessment team shall use that instrument.*

(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, *authorized members of the threat assessment team may obtain criminal history record information pursuant to s. 985.04(1), 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. *Upon the student's transfer to a different school, the threat assessment team shall verify that any intervention services provided to the student remain in place until the threat assessment team of the receiving school independently determines the need for intervention services.*

(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 and shall utilize the threat assessment database developed pursuant to s. 1001.212(13) upon the availability of the database.

(9) **SCHOOL ENVIRONMENTAL SAFETY INCIDENT REPORTING.**—*Each district school board shall adopt policies to ensure the accurate and timely reporting of incidents related to school safety and discipline. The district school superintendent is responsible for school environmental safety incident reporting. A district school superintendent who fails to comply with this subsection is subject to the penalties specified in law, including, but not limited to, s. 1001.42(13)(b) or s. 1001.51(12)(b), as applicable. The State Board of Education shall adopt rules establishing the requirements for the school environmental safety incident report.*

Section 11. Section 1006.12, Florida Statutes, is amended to read:

1006.12 Safe-school officers at each public school.—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 or security agencies to establish or assign one or more safe-school officers at each school facility within the district, including charter schools. A district school board must collaborate with charter school governing boards to facilitate charter school access to all safe-school officer options available under this section. ~~The school district may implement by implementing any combination of the following options in subsections (1)-(4) to best meet which best meets the needs of the school district and charter schools.:~~

(1) **SCHOOL RESOURCE OFFICER.**—*A school district may establish school resource officer programs, through a cooperative agreement with law enforcement agencies.*

(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) **SCHOOL SAFETY OFFICER.**—*A school district 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.*

(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 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) 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) **SCHOOL GUARDIAN.**—*At the school district's or the charter school governing board's discretion, as applicable, pursuant to s. 30.15, a school district or charter school governing board may participate in the Coach Aaron Feis Guardian Program if such program is established pursuant to s. 30.15, to meet the requirement of establishing a safe-school officer. The following individuals may serve as a school guardian, in support of school-sanctioned activities for purposes of s. 790.115, upon satisfactory completion of the requirements under s. 30.15(1)(k) and certification by a sheriff:*

(a) *A school district employee or personnel, as defined under s. 1012.01, or a charter school employee, as provided under s. 1002.33(12)(a), who volunteers to serve as a school guardian in addition to his or her official job duties; or*

(b) *An employee of a school district or a charter school who is hired for the specific purpose of serving as a school guardian.*

(4) **SCHOOL SECURITY GUARD.**—*A school district or charter school governing board may contract with a security agency as defined in s. 493.6101(18) to employ as a school security guard an individual who holds a Class "D" and Class "G" license pursuant to chapter 493, provided the following training and contractual conditions are met:*

(a) *An individual who serves as a school security guard, for purposes of satisfying the requirements of this section, must:*

1. *Demonstrate completion of 144 hours of required training pursuant to s. 30.15(1)(k)2.*

2. *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, school district, or charter school governing board, as applicable. The Department of Law Enforcement is authorized to provide the sheriff's office, school district, or charter school governing board with mental health and substance abuse data for compliance with this paragraph.*

3. *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, school district, or charter school governing board, as applicable.*

4. *Successfully complete ongoing training, weapon inspection, and firearm qualification on at least an annual basis and provide documentation to the sheriff's office, school district, or charter school governing board, as applicable.*

(b) *The contract between a security agency and a school district or a charter school governing board regarding requirements applicable to school security guards serving in the capacity of a safe-school officer for purposes of satisfying the requirements of this section shall define the entity or entities responsible for training and the responsibilities for*

maintaining records relating to training, inspection, and firearm qualification.

(c) *School security guards serving in the capacity of a safe-school officer pursuant to this subsection are in support of school-sanctioned activities for purposes of s. 790.115, and must aid in the prevention or abatement of active assailant incidents on school premises.*

(5)(4) **EXEMPTION.**—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.

If a district school board, through its adopted policies, procedures, or actions, denies a charter school access to any safe-school officer options pursuant to this section, the school district must assign a school resource officer or school safety officer to the charter school. Under such circumstances, the charter school's share of the costs of the school resource officer or school safety officer may not exceed the safe school allocation funds provided to the charter school pursuant to s. 1011.62(15) and shall be retained by the school district.

Section 12. Subsection (1), paragraphs (a), (b), and (c) of subsection (2), and subsection (4) of section 1006.13, Florida Statutes, are amended to read:

1006.13 Policy of zero tolerance for crime and victimization.—

(1) District school boards shall promote a safe and supportive learning environment in schools by protecting students and staff from conduct that poses a ~~serious~~ threat to school safety. A threat assessment team may use alternatives to expulsion or referral to law enforcement agencies to address disruptive behavior through restitution, civil citation, teen court, neighborhood restorative justice, or similar programs. Zero-tolerance policies may not be rigorously applied to petty acts of misconduct and misdemeanors, including, but not limited to, ~~minor fights or disturbances~~. 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:

(a) Defines criteria for reporting to a law enforcement agency any act *that poses a threat to school safety* that occurs whenever or wherever students are within the jurisdiction of the district school board.

(b) Defines acts that pose a ~~serious~~ threat to school safety.

(c) Defines petty acts of misconduct *which are not a threat to school safety and do not require consultation with law enforcement.*

(4)(a) Each district school board shall enter into agreements with the county sheriff's office and local police department specifying guidelines for ensuring that acts that pose a ~~serious~~ threat to school safety, whether committed by a student or adult, are reported to a law enforcement agency.

(b) The agreements must include the role of school resource officers, if applicable, in handling reported incidents, ~~circumstances in which school officials may handle incidents without filing a report with a law enforcement agency~~, and a procedure *requiring for ensuring that school personnel to consult with school resource officers concerning properly report* appropriate delinquent acts and crimes.

(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, 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.~~

(c)(d) The school principal shall ~~notify ensure that~~ all school personnel ~~are properly informed~~ as to their responsibilities regarding ~~incident crime reporting, that appropriate delinquent acts which pose a~~

threat to school safety and crimes are properly reported to the school principal, or his or her designee, and that the disposition of the incident is actions taken in cases with special circumstances are properly taken and documented.

Section 13. Section 1006.1493, Florida Statutes, is amended 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 *the primary physical site security assessment tool as revised and required by the Office of Safe Schools which is 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; ~~and-~~
4. *Review recommendations of the School Hardening and Harm Mitigation Workgroup established under s. 1001.212(11) to address physical security measures identified by the FSSAT.*

(3) *The Office of Safe Schools shall make the FSSAT available no later than May 1 of each year. The office must provide annual training to each district's school safety specialist and other appropriate school district personnel on the assessment of physical site security and completing the FSSAT.*

(4) *By December 1 of each year, By December 1, 2018, and annually by that date thereafter, the department shall 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 re-*

commendations for policy changes or funding needed to facilitate continued school safety planning, improvement, and response at the state, district, or school levels.

(5)(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 (4)~~ ~~subsection (3)~~ are confidential and exempt from public records requirements.

Section 14. Subsection (15) of section 1011.62, Florida Statutes, is 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:

(15) SAFE SCHOOLS ALLOCATION.—A safe schools allocation is created to provide funding to assist school districts in their compliance with ss. 1006.07-1006.12 ~~s. 1006.07~~, with priority given to ~~safe-school officers implementing the district's 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 ~~must to the school resource officer program established pursuant to s. 1006.12 shall be used exclusively for employing or contracting for safe-school resource officers, established or assigned under s. 1006.12 which shall be in addition to the number of officers employed or contracted for in the 2017-2018 fiscal year. This subsection applies retroactively to July 1, 2018. The amendments to this subsection are intended to be clarifying and remedial in nature.~~

Section 15. Effective July 1, 2019, paragraph (b) of subsection (6), subsection (15), as amended by this act, and subsection (16) 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:

(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 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. 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.

4. Funds for the guaranteed allocation as provided in subparagraph (1)(e)2.

5. Funds for the supplemental academic instruction allocation as provided in paragraph (1)(f).

6. Funds for the Florida digital classrooms allocation as provided in subsection (12).

7. Funds for the federally connected student supplement as provided in subsection (13).

8. Funds for class size reduction as provided in s. 1011.685.

(15) SAFE SCHOOLS ALLOCATION.—A safe schools allocation is created to provide funding to assist school districts in their compliance with ss. 1006.07-1006.12, with priority given to safe-school officers 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, ~~one-third~~ ~~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 ~~two-thirds~~ ~~one-third~~ shall be allocated based on each school district's proportionate share of the state's total unweighted full-time equivalent student enrollment. ~~Each school district must report to the Department of Education by October 15 that all public schools within the school district have completed the school security risk assessment using the Florida Safe Schools Assessment Tool developed pursuant to s. 1006.1493. If a district school board is required by s. 1006.12 to assign a school resource officer or school safety officer to a charter school, the charter school's share of costs for such officer may not exceed the amount of funds allocated to the charter school under this subsection. Any additional funds appropriated to this allocation in the 2018-2019 fiscal year must be used exclusively for employing or contracting for safe school officers, established or assigned under s. 1006.12. This subsection applies retroactively to July 1, 2018. The amendments to this subsection are intended to be clarifying and remedial in nature.~~

(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; *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 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 that submit a plan separate from the school district 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~~ ~~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. *This plan must include all district schools, including charter schools, unless a charter school elects to submit a plan independently from the school district pursuant to subparagraph 2.*

2. A charter school ~~may~~ ~~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 *a multi-tiered system of supports to deliver delivering evidence-based mental health care assessment, diagnosis, intervention, treatment, and recovery services to students with one or more mental health or co-occurring substance abuse diagnoses and to students at high risk of such diagnoses. The provision of these services must be coordinated with a student's primary mental health care provider and with other mental*

health providers involved in the student's care. At a minimum, the plans must ~~treatment to children and~~ include the following elements:

1. *Direct employment of school-based mental health services providers to expand and enhance school-based student services and to reduce the ratio of students to staff in order to better align with nationally recommended ratio models. These providers include, but are not limited to, certified school counselors, school psychologists, school social workers, and other licensed mental health professionals. The plan also must identify strategies to increase the amount of time that school-based student services personnel spend providing direct services to students, which may include the review and revision of district staffing resource allocations based on school or student mental health assistance needs. ~~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. *Contracts or interagency agreements with one or more local community behavioral health providers or providers 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. ~~Coordination of such services with a student's primary care provider and with other mental health providers involved in the student's care.~~*

3. *Policies and procedures, including contracts with service providers, which will ensure that students who are referred to a school-based or community-based mental health service provider for mental health screening for the identification of mental health concerns and ensure that the assessment of students at risk for mental health disorders occurs within 15 days of referral. School-based mental health services must be initiated within 15 days after identification and assessment, and support by community-based mental health service providers for students who are referred for community-based mental health services must be initiated within 30 days after the school or district makes a referral. ~~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.~~*

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.*

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) 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 to either school-based or community-based providers for services or assistance.
3. Students who receive either school-based or community-based interventions, services, or assistance.

4. *School-based and community-based mental health providers, including licensure type, paid for from funds provided through the allocation. ~~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 16. For the purpose of incorporating the amendment made by this act to section 843.08, Florida Statutes, in a reference thereto, paragraph (b) of subsection (3) of section 921.0022, Florida Statutes, is reenacted to read:

921.0022 Criminal Punishment Code; offense severity ranking chart.—

(3) OFFENSE SEVERITY RANKING CHART

(b) LEVEL 2

Florida Statute	Felony Degree	Description
379.2431(1)(e)3.	3rd	Possession of 11 or fewer marine turtle eggs in violation of the Marine Turtle Protection Act.
379.2431(1)(e)4.	3rd	Possession of more than 11 marine turtle eggs in violation of the Marine Turtle Protection Act.
403.413(6)(c)	3rd	Dumps waste litter exceeding 500 lbs. in weight or 100 cubic feet in volume or any quantity for commercial purposes, or hazardous waste.
517.07(2)	3rd	Failure to furnish a prospectus meeting requirements.
590.28(1)	3rd	Intentional burning of lands.
784.05(3)	3rd	Storing or leaving a loaded firearm within reach of minor who uses it to inflict injury or death.
787.04(1)	3rd	In violation of court order, take, entice, etc., minor beyond state limits.
806.13(1)(b)3.	3rd	Criminal mischief; damage \$1,000 or more to public communication or any other public service.
810.061(2)	3rd	Impairing or impeding telephone or power to a dwelling; facilitating or furthering burglary.
810.09(2)(e)	3rd	Trespassing on posted commercial horticulture property.
812.014(2)(c)1.	3rd	Grand theft, 3rd degree; \$300 or more but less than \$5,000.
812.014(2)(d)	3rd	Grand theft, 3rd degree; \$100 or more but less than \$300, taken from unenclosed curtilage of dwelling.
812.015(7)	3rd	Possession, use, or attempted use of an antishoplifting or inventory control device countermeasure.
817.234(1)(a)2.	3rd	False statement in support of insurance claim.

Florida Statute	Felony Degree	Description	
817.481(3)(a)	3rd	Obtain credit or purchase with false, expired, counterfeit, etc., credit card, value over \$300.	a specified provision; requiring sheriffs to provide access to the Coach Aaron Feis Guardian Program; conforming a provision to changes made by the act; requiring sheriffs to establish a school guardian program or contract with another sheriff's office that has established a program under a certain condition; authorizing sheriffs that have established a guardian program to contract to provide training for specified purposes; requiring charter school governing boards to notify the superintendent or district school safety specialist and the sheriff in the county before training is executed; providing for reimbursement of a sheriff who conducts such training; removing the prohibition against classroom teachers serving as school guardians; conforming provisions to changes made by the act; revising certification requirements for school guardians; prohibiting individuals from serving as school guardians unless they are appointed by a superintendent or charter school principal, as applicable; amending s. 843.08, F.S.; adding school guardians to the list of officials the false personation of whom is prohibited and subject to criminal penalties; making technical changes; amending s. 943.03, F.S.; requiring the Department of Law Enforcement to consult with sheriffs who establish a guardian program on programmatic guiding principles, practices, and resources relating to the development and implementation of the program; amending s. 943.082, F.S.; requiring school districts to promote the use of a mobile suspicious activity reporting tool through specified platforms and mediums; amending s. 1001.10, F.S.; requiring the Commissioner of Education to review recommendations from the School Hardening and Harm Mitigation Workgroup; requiring the commissioner to submit a summary to the Governor and the Legislature by a specified date; providing requirements for the summary; amending s. 1001.11, F.S.; revising the duties of the commissioner to include oversight and facilitation of compliance with the safety and security requirements of the Marjory Stoneman Douglas High School Public Safety Act by specified persons and entities; amending s. 1001.212, F.S.; requiring the Office of Safe Schools to annually provide training for specified personnel; conforming provisions to changes made by the act; requiring the office to provide data to support the evaluation of mental health services; requiring the office to provide technical assistance for school safety incident reporting; requiring the office to collect data through the school environmental safety incident reports; requiring the office to review and evaluate school district reports for compliance; requiring a district school board to withhold a superintendent's salary in response to the superintendent's noncompliance; requiring the office to convene a School Hardening and Harm Mitigation Workgroup; providing for membership and duties of the workgroup; requiring the workgroup to submit a report and recommendations to the executive director of the office and the commissioner; providing requirements for the report; providing for future repeal; requiring the office to develop a behavioral threat assessment instrument; providing requirements for the instrument; requiring the office to establish the Statewide Threat Assessment Database Workgroup to make certain recommendations relating to a statewide threat assessment database; providing requirements for the database; requiring the workgroup to report recommendations to the office by a specified date; providing requirements for such recommendations; requiring the office to monitor school district and public school, including charter school, compliance with requirements relating to school safety; requiring the office to report incidents of noncompliance to the commissioner and the state board; amending s. 1002.33, F.S.; requiring charter schools to comply with specified provisions; amending s. 1003.25, F.S.; providing requirements for the transfer of certain student records; amending s. 1006.07, F.S.; revising requirements for certain types of emergency drills; requiring that a school safety specialist be a school administrator employed by the school district or a law enforcement officer employed by the sheriff's office located in the school district; providing requirements for a school safety specialist designated from a sheriff's office; providing that a school safety specialist designated from a sheriff's office remains an employee of such office for certain purposes; authorizing the sheriff and school superintendent to determine by agreement the reimbursement or sharing of costs associated with employment of the law enforcement officer as a school safety specialist; requiring district school boards to adopt an active assailant response plan; requiring each district school superintendent and charter school principal to certify by a specified date, and annually thereafter, that all school personnel have received annual training under the plan; requiring that certain policies adopted by school districts include procedures for behavioral threat assessments; requiring threat assessment teams to utilize the behavioral threat assessment instrument and the threat assessment database developed by the office when they become available; requiring threat assessment teams to verify that, upon a student's transfer to a different
817.52(3)	3rd	Failure to redeliver hired vehicle.	
817.54	3rd	With intent to defraud, obtain mortgage note, etc., by false representation.	
817.60(5)	3rd	Dealing in credit cards of another.	
817.60(6)(a)	3rd	Forgery; purchase goods, services with false card.	
817.61	3rd	Fraudulent use of credit cards over \$100 or more within 6 months.	
826.04	3rd	Knowingly marries or has sexual intercourse with person to whom related.	
831.01	3rd	Forgery.	
831.02	3rd	Uttering forged instrument; utters or publishes alteration with intent to defraud.	
831.07	3rd	Forging bank bills, checks, drafts, or promissory notes.	
831.08	3rd	Possessing 10 or more forged notes, bills, checks, or drafts.	
831.09	3rd	Uttering forged notes, bills, checks, drafts, or promissory notes.	
831.11	3rd	Bringing into the state forged bank bills, checks, drafts, or notes.	
832.05(3)(a)	3rd	Cashing or depositing item with intent to defraud.	
843.08	3rd	False personation.	
893.13(2)(a)2.	3rd	Purchase of any s. 893.03(1)(c), (2)(c)1., (2)(c)2., (2)(c)3., (2)(c)6., (2)(c)7., (2)(c)8., (2)(c)9., (2)(c)10., (3), or (4) drugs other than cannabis.	
893.147(2)	3rd	Manufacture or delivery of drug paraphernalia.	

Section 17. *The Legislature finds that a proper and legitimate state purpose is served when district school boards are afforded options for the provision of safe-school officers for the protection and safety of school personnel, property, students, and visitors. School guardians must be available to any district school board that chooses such an option. Therefore, the Legislature determines and declares that this act fulfills an important state interest.*

Section 18. 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 implementation of legislative recommendations of the Marjory Stoneman Douglas High School Public Safety Commission; amending s. 30.15, F.S.; requiring sheriffs to assist district school boards and charter school governing boards with compliance with

school, any intervention services provided to the student remain in place until the team makes a certain determination; requiring district school boards to adopt policies for accurate and timely reporting of school environmental safety incidents; providing penalties for non-compliance with such policies; requiring the State Board of Education to adopt rules establishing requirements for school environmental safety incident reports; amending s. 1006.12, F.S.; requiring district school boards and school district superintendents to partner with security agencies to establish or assign safe-school officers; requiring district school boards to collaborate with charter school governing boards to facilitate access to all safe-school officer options; expanding the options school districts are authorized to implement; expanding the categories of individuals who may serve as school guardians; authorizing school districts and charter school governing boards to contract with security agencies to employ school security guards; providing requirements for school security guards; authorizing the Department of Law Enforcement to provide certain entities with specified data relating to psychological evaluations administered to school security guard applicants; providing requirements for contracts between a security agency and a school district or charter school governing board; providing that certain school security guards are in support of school-sanctioned activities and are required to aid in the prevention or abatement of certain incidents; requiring school districts to assign school resource officers or school safety officers to charter schools under certain circumstances; requiring school districts to retain specified allocation funds for a specified purpose if such officers are assigned; amending s. 1006.13, F.S.; revising requirements for school district zero-tolerance policies; amending s. 1006.1493, F.S.; requiring the Florida Safe Schools Assessment Tool (FSSAT) to be the primary site security assessment tool for school districts; requiring the department to require a security consulting firm to review recommendations of the School Hardening and Harm Mitigation Workgroup; requiring the office to annually make the FSSAT available by a specified date; requiring the office to provide FSSAT training; amending s. 1011.62, F.S.; modifying the required use of funds in the safe schools allocation; providing for retroactive application; providing legislative intent; expanding, as of a specified date, the categorical fund that may be accessed to improve classroom instruction or improve school safety; requiring each school district to report that the public schools within the district have completed the required school security risk assessment; providing that a charter school's share of costs for a school resource officer or school safety officer may not exceed a specified amount if a district school board is required to assign such an officer to the charter school; deleting obsolete language; expanding the purpose of the mental health assistance allocation; providing that charter schools that take a specified action are entitled to a proportionate share of certain funding; deleting a requirement that restricted to certain elements how a specified percentage of a district's mental health assistance allocation could be expended; revising requirements for a plan required to be developed by school districts before distribution of such allocation; requiring that the plans include charter schools, except in certain circumstances; authorizing, rather than requiring, charter schools to develop and submit a specified plan; revising requirements for school districts' and charter schools' plans; revising requirements relating to a specified report required by school districts to annually submit to the department; reenacting s. 921.0022(3)(b), F.S., relating to the offense severity ranking chart of the Criminal Punishment Code, to incorporate the amendment made to s. 843.08, F.S., in a reference thereto; providing a declaration of important state interest; providing effective dates.

Senator Taddeo moved the following amendment to **Amendment 1 (684762)** which failed:

Amendment 1A (670366)—Delete lines 19-20 and insert:

1.a. If a local school board has voted by a majority to implement a guardian program, and the sheriff in that county agrees with the outcome of the vote, the sheriff in that county shall

Senator Thurston moved the following amendment to **Amendment 1 (684762)** which failed:

Amendment 1B (649504) (with title amendment)—Delete lines 43-50 and insert:

d. Excluded from participating in the Coach Aaron Feis Guardian Program are individuals who exclusively perform classroom duties as classroom teachers as defined in s. 1012.01(2)(a). This limitation does

not apply to classroom teachers of a Junior Reserve Officers' Training Corps program, a current servicemember, as defined in s. 250.01, or a current or former law enforcement officer, as defined in s. 943.10(1), (6), or (8).

2. ~~A The sheriff who establishes a chooses to establish the~~

And the title is amended as follows:

Delete lines 1241-1242 and insert: training; conforming

The vote was:

Yeas—16

Berman	Gibson	Stewart
Book	Montford	Taddeo
Bracy	Pizzo	Thurston
Braynon	Powell	Torres
Cruz	Rodriguez	
Farmer	Rouson	

Nays—22

Mr. President	Diaz	Passidomo
Albritton	Gainer	Perry
Baxley	Gruters	Simmons
Bean	Harrell	Simpson
Benacquisto	Hooper	Stargel
Bradley	Hutson	Wright
Brandes	Lee	
Broxson	Mayfield	

Senator Montford moved the following amendment to **Amendment 1 (684762)** which failed:

Amendment 1C (360954) (with title amendment)—Between lines 101 and 102 insert:

Section 2. Paragraph (i) is added to subsection (2) and paragraph (k) is added to subsection (3) of section 121.0515, Florida Statutes, to read:

121.0515 Special Risk Class.—

(2) MEMBERSHIP.—

(i) Effective July 1, 2019, "special risk member" includes any member appointed and employed as a school guardian pursuant to s. 1006.12(3)(a) and (b).

(3) CRITERIA.—A member, to be designated as a special risk member, must meet the following criteria:

(k) The member must be appointed and employed by a district school board or charter school governing board pursuant to s. 1006.12(3)(a) and (b) for the protection and safety of school personnel, property, students, and visitors.

Section 3. Paragraph (b) of subsection (1) of section 112.19, Florida Statutes, is amended to read:

112.19 Law enforcement, correctional, and correctional probation officers; death benefits.—

(1) Whenever used in this section, the term:

(b) "Law enforcement, correctional, or correctional probation officer" means any officer as defined in s. 943.10(14) or employee of the state or any political subdivision of the state, including any law enforcement officer, correctional officer, correctional probation officer, state attorney investigator, or public defender investigator, whose duties require such officer or employee to investigate, pursue, apprehend, arrest, transport, or maintain custody of persons who are charged with, suspected of committing, or convicted of a crime; and the term includes any member of a bomb disposal unit whose primary responsibility is the location, handling, and disposal of explosive devices. The term also includes any full-time officer or employee of the state or any political subdivision of

the state, certified pursuant to chapter 943, whose duties require such officer to serve process or to attend a session of a circuit or county court as bailiff. *The term includes a school guardian appointed and employed pursuant to s. 1006.12(3)(a) and (b).*

And the title is amended as follows:

Delete line 1248 and insert: applicable; amending 121.0515, F.S.; revising the definition of “special risk member” as of a specified date; revising criteria for a member to be designated as a special risk member; amending 112.19, F.S.; revising the definition of “law enforcement, correctional, or correctional probation officer”; amending s. 843.08, F.S.; adding school

Senator Cruz moved the following amendment to **Amendment 1 (684762)** which failed:

Amendment 1D (774294) (with title amendment)—Delete line 748 and insert:

meet the requirement of establishing a safe-school officer. *At least 30 days before the start of each school year, each school district shall publish on a publicly accessible website the number of school guardians it employs, the role of each school guardian at the school, and the total cost of employing each school guardian for that upcoming school year. The*

And the title is amended as follows:

Delete line 1351 and insert: as school guardians; requiring each school district to publish on a publicly accessible website by a certain time before each school year specified information relating to school guardians; authorizing school districts and

Senator Taddeo moved the following amendment to **Amendment 1 (684762)** which failed:

Amendment 1E (696086) (with title amendment)—Delete line 801 and insert:

(5) **PARENTAL NOTIFICATION POLICY.**—*A school district or charter school that elects to participate in the Coach Aaron Feis Guardian Program shall establish a policy that provides notification to parents of students who will be attending a participating school. As part of this policy, the district school board or charter school governing board shall develop an opt-in or opt-out program that allows a parent to have the option to either opt-in or opt-out of having their child attend class with a teacher in the guardian program. Additionally, the policy must require that such notice be provided before the school year begins and must allow a parent to authorize or decline to allow his or her child to be placed in a classroom in which a school guardian is present at any time during the school day. A school district or a charter school may not place a student in a classroom in which a school guardian is present if the student’s parent has declined to allow his or her child to be so placed.*

(6)(4) **EXEMPTION.**—Any information that would identify

And the title is amended as follows:

Between lines 1363 and 1364 insert: requiring school districts and charter schools that participate in the Coach Aaron Feis Guardian Program to implement a policy that provides notice to parents and allows parents to opt-in or opt-out of the program; requiring that the policy allow parents to authorize or decline to allow their children to be placed in a classroom in which a school guardian is present; prohibiting school districts and charter schools from placing in a classroom with a school guardian students whose parents have declined such authorization;

Senator Diaz moved the following amendment to **Amendment 1 (684762)** which was adopted:

Amendment 1F (251488) (with directory and title amendments)—Between lines 1019 and 1020 insert:

(c) Each district school board shall include in its annual financial report to the Department of Education the amount of funds the school board transferred from each of the categorical funds identified in this subsection and the specific academic classroom instruction or school safety need for which the transferred funds were expended. The Department of Education shall provide instructions and specify the format

to be used in submitting this required information as a part of the district annual financial report. The Department of Education shall submit a report to the Legislature that identifies by district and by categorical fund the amount transferred and the specific academic classroom activity or school safety need for which the funds were expended.

And the directory clause is amended as follows:

Delete line 977 and insert:

Section 15. Effective July 1, 2019, paragraphs (b) and (c) of

And the title is amended as follows:

Delete line 1385 and insert: improve school safety; revising requirements for a district school board’s annual financial report to the Department of Education; requiring each school district

Senator Cruz moved the following amendment to **Amendment 1 (684762)** which failed:

Amendment 1G (689074) (with title amendment)—Delete line 1032 and insert:

enrollment. *Sheriffs, in their respective counties, may request supplemental funds from the funding allocated to the guardian program to supplement their district’s safe school allocation. A sheriff’s office is not required to establish a guardian program under s. 30.15(1)(k) to request funding to supplement the safe school allocation for the district. Each school district must report to the Department*

And the title is amended as follows:

Delete line 1385 and insert: improve school safety; authorizing sheriffs to request supplemental funding under the safe schools allocation; requiring each school district

Senator Rouson moved the following amendment to **Amendment 1 (684762)** which failed:

Amendment 1H (476814)—Delete lines 1109-1122 and insert: *managing entities, local community behavioral health providers, or providers 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 Coordination of such services with a student’s primary care provider and with other mental health providers involved in the student’s care.*

3. *Policies and procedures, including contracts with managing entities or service providers, which will ensure that students who are*

Senator Passidomo moved the following amendment to **Amendment 1 (684762)** which was adopted:

Amendment 1I (442256)—Delete lines 1136-1144 and insert:

4. *Strategies or programs to reduce the likelihood of at-risk students developing social, emotional, or behavioral health problems, depression, anxiety disorders, suicidal tendencies, or substance use disorders.*

5. *Strategies to improve the early identification of social, emotional, or behavioral problems or substance use disorders, to improve the provision of early intervention services, and to assist students in dealing with trauma and violence.*

SENATOR SIMMONS PRESIDING

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendments was allowed:

Senator Braynon moved the following amendments to **Amendment 1 (684762)** which were adopted:

Amendment 1J (559530) (with title amendment)—Between lines 800 and 801 insert:

(5) *NOTIFICATION.*—*The school district shall notify the county sheriff and the Office of Safe Schools immediately after, but no later than 72 hours after:*

(a) *A safe-school officer is dismissed for misconduct or is otherwise disciplined.*

(b) *A safe-school officer discharges his or her firearm in the exercise of the safe-school officer's duties, other than for training purposes.*

And the title is amended as follows:

Between lines 1363 and 1364 insert: requiring certain school districts to notify the county sheriff and the Office of Safe Schools after the occurrence of specified events;

Amendment 1K (972536) (with title amendment)—Between lines 404 and 405 insert:

(15) *Annually publish a list detailing the total number of safe-school officers in this state, the total number of safe-school officers disciplined or relieved of their duties because of misconduct in the previous year, the total number of disciplinary incidents involving safe-school officers, and the number of incidents in which a safe-school officer discharged his or her firearm outside of a training situation or in the exercise of his or her duties as a safe-school officer.*

And the title is amended as follows:

Delete line 1303 and insert: commissioner and the state board; requiring the office to annually publish a list containing specified information relating to safe-school officers; amending s. 1002.33,

Amendment 1 (684762), as amended, was adopted.

Pursuant to Rule 4.19, **CS for CS for SB 7030**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Baxley—

CS for CS for SB 7040—A bill to be entitled An act relating to financial disclosure; creating s. 112.31446, F.S.; providing definitions; requiring the Commission on Ethics to procure and test an electronic filing system by a certain date; providing requirements for such system; providing duties of the units of government, the commission, and persons required to file a specified form; amending s. 112.312, F.S.; revising the definition of “disclosure period”; amending ss. 112.3144 and 112.3145, F.S.; requiring certain forms to be filed electronically beginning on a specified date; prescribing the manner of filing for purposes of candidate qualifying; prohibiting a filer from including certain information on a disclosure or statement; providing that the commission is not liable for the release of certain information under certain circumstances; requiring the commission to redact certain information under certain circumstances; requiring certain information be delivered electronically; requiring the commission to provide certain verification to a filer upon request; requiring a declaration be submitted with a disclosure or statement; specifying that certain actions do not constitute an unusual circumstance; revising a schedule to the State Constitution; amending s. 112.31455, F.S.; conforming cross-references to changes made by the act; providing effective dates.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 7040** was placed on the calendar of Bills on Third Reading.

On motion by Senator Baxley—

CS for SB 7042—A bill to be entitled An act relating to public records; amending s. 112.31446, F.S.; providing exemptions from public records requirements for secure login credentials held by the Commission on Ethics and certain information entered into the electronic filing system for financial disclosure forms; specifying conditions under which

such information is no longer exempt; 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.

Pursuant to Rule 4.19, **CS for SB 7042** was placed on the calendar of Bills on Third Reading.

On motion by Senator Book—

SB 7048—A bill to be entitled An act relating to disclosure of confidential records; amending s. 394.4615, F.S.; requiring service providers to disclose information from a clinical record under certain circumstances relating to threats to cause seriously bodily injury or death; amending s. 456.059, F.S.; requiring, rather than authorizing, psychiatrists to disclose certain patient communications for purposes of notifying potential victims and law enforcement agencies of certain threats; amending s. 490.0147, F.S.; requiring, rather than authorizing, psychologists to disclose certain patient and client communications for purposes of notifying potential victims and law enforcement agencies of certain threats; providing psychologists with immunity from specified liability and actions under certain circumstances; amending s. 491.0147, F.S.; requiring, rather than authorizing, certain license holders and certificate holders to disclose certain patient and client communications for purposes of notifying potential victims and law enforcement agencies of certain threats; providing such persons with immunity from specified liability and actions; reenacting s. 490.009, F.S., relating to discipline of psychiatrists; reenacting s. 491.009, F.S., relating to discipline of psychologists; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7048** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 7068** was deferred.

On motion by Senator Bradley—

HB 5303—A bill to be entitled An act relating to child support enforcement; amending s. 409.2567, F.S.; revising a requirement that the Department of Revenue pay a federally required annual fee for public assistance cases involving certain individuals; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **HB 5303** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bradley—

HB 5401—A bill to be entitled An act relating to the Department of Environmental Protection; transferring primary powers and duties of the Fish and Wildlife Conservation Commission relating to certain environmental crimes and the enforcement of related laws to the Division of Law Enforcement within the Department of Environmental Protection; providing requirements for a memorandum of agreement between the department and the commission regarding their respective responsibilities; reassigning personnel and equipment from the Office of Emergency Response within the department to the Division of Law Enforcement within the department; providing for a transition advisory working group; providing for the retention and transfer of specified benefits for employees who are transferred from the commission to the department; amending s. 20.255, F.S.; establishing the Division of Law Enforcement within the department; providing law enforcement officers of the department who meet certain requirements with specified authority; amending s. 258.004, F.S.; requiring the Division of Law Enforcement of the department and its officers and the Division of Law Enforcement of the commission and its officers to enforce laws relating to state parks; amending s. 258.008, F.S.; providing for certain fines to be paid to the department and deposited in the State Park Trust Fund; amending s. 258.501, F.S.; conforming provisions to changes made by

the act; amending s. 282.709, F.S.; appointing a representative of the Division of Law Enforcement of the department to the Joint Task Force on State Agency Law Enforcement Communications; amending s. 316.640, F.S.; vesting the enforcement of certain traffic laws in the Division of Law Enforcement of the department; amending s. 376.3071, F.S.; authorizing the use of moneys from the Inland Protection Trust Fund for the enforcement of certain laws by the department; amending ss. 403.413 and 784.07, F.S.; revising definitions; amending ss. 843.08 and 843.085, F.S.; providing penalties for false personation and unlawful use of badges and other symbols of an officer of the department, respectively; amending s. 870.04, F.S.; vesting the dispersement of riotous assembly in the officers of the department; amending s. 932.7055, F.S.; providing for proceeds accrued pursuant to the Florida Contraband Forfeiture Act to be deposited in specified trust funds of the department; reenacting s. 790.166(8)(a), F.S., relating to the prohibited manufacturing, possession, sale, delivery, display, use, or attempted or threatened use of a weapon of mass destruction or hoax weapon of mass destruction, to incorporate the amendment made to s. 784.07, F.S., in a reference thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **HB 5401** was placed on the calendar of Bills on Third Reading.

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, April 17, 2019: SB 648, CS for CS for CS for SB 1080, CS for CS for SB 7030, CS for CS for SB 7040, CS for SB 7042, SB 7048, CS for SB 7068, HB 5303, HB 5401.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Kathleen Passidomo, Majority Leader
Audrey Gibson, Minority Leader

The Committee on Finance and Tax recommends the following pass: CS for SB 1040

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

REPORTS OF SUBCOMMITTEES

The Appropriations Subcommittee on Criminal and Civil Justice recommends the following pass: CS for SB 762; CS for SB 768; CS for SB 876; CS for SB 916; CS for SB 1074

The Appropriations Subcommittee on Health and Human Services recommends the following pass: SB 748; CS for SB 884; SB 1526 with 1 amendment; CS for SB 1592

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 CS for SB 328; CS for SB 642

The Appropriations Subcommittee on Health and Human Services recommends a committee substitute for the following: CS for SB 1192

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 HOUSE OF REPRESENTATIVES

RETURNING MESSAGES — FINAL ACTION

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed SB 64.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

ENROLLING REPORTS

SB 64 has been enrolled, signed by the required constitutional officers, and presented to the Governor on April 17, 2019.

Debbie Brown, Secretary

CORRECTION AND APPROVAL OF JOURNAL

The Journals of April 10 and April 16 were corrected and approved.

CO-INTRODUCERS

Senators Rouson—CS for SB 496, CS for SB 876; Taddeo—CS for SB 642; Wright—CS for CS for SB 426

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 12:24 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Tuesday, April 23 or upon call of the President.



Journal of the Senate

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Monday, April 22, 2019

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REPORTS OF COMMITTEES

The Committee on Appropriations recommends the following pass: CS for SB 332; SB 446; CS for SB 542; CS for SB 718; CS for SB 816; CS for CS for SB 892; SB 1098; CS for SB 1164; SB 1444; SB 1456; SB 1552; SB 1570; CS for CS for SB 1650; SB 7072; SB 7082; SB 7102

The Committee on Rules recommends the following pass: CS for SB 42; CS for CS for SB 200; SB 342; CS for SB 380; CS for SB 548; CS for SB 630; SB 742; SM 852; CS for SB 920; SB 1136; SB 1208; SR 1438; CS for SB 1520; CS for CS for SB 1704; SR 1808; SR 1820; CS for SB 7046; SB 7054

The bills were placed on the Calendar.

The Committee on Finance and Tax recommends a committee substitute for the following: SB 1112

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

The Committee on Appropriations recommends a committee substitute for the following: CS for SB 874

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: CS for SB 92; SB 190; CS for SB 524; CS for SB 536; CS for SB 576; CS for SB 676; CS for CS for CS for SB 714; CS for SB 732; CS for CS for SB 770; CS for SB 932; CS for CS for SB 1000; CS for SB 1044; CS for SB 1054; CS for SB 1070; CS for SB 1192; SB 1306; CS for SB 1412; CS for SB 1518; SB 1526; CS for SB 1528; CS for CS for SB 1640; CS for SB 1712; SB 7078; SB 7098

The Committee on Rules recommends committee substitutes for the following: CS for CS for CS for SB 76; SB 94; CS for CS for SB 122; CS for CS for SB 168; CS for SB 336; CS for CS for SB 862; SB 902; SB 990; CS for SB 1418

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: CS for SB 1106; SB 1162; SB 7094

The bills 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 624; SB 1764

The Appropriations Subcommittee on Education recommends committee substitutes for the following: CS for SB 1198; SB 1366

The Appropriations Subcommittee on Health and Human Services recommends committee substitutes for the following: SB 410; CS for SB 634; CS for SB 1620

The Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends committee substitutes for the following: CS for SB 1104; SB 1610; SB 7090; SB 7092

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 Rules; Judiciary; Innovation, Industry, and Technology; and Infrastructure and Security; and Senators Simpson, Passidomo, Hooper, Mayfield, Book, Rouson, Berman, Perry, Taddeo, and Cruz—

CS for CS for CS for CS for SB 76—A bill to be entitled An act relating to driving while using a wireless communications device; amending s. 316.305, F.S.; revising a short title; redefining the term “wireless communications device”; revising legislative intent; prohibiting a person from operating a motor vehicle while using a wireless communications device; authorizing a law enforcement officer during a specified period to stop motor vehicles to issue warnings to persons who are driving while using a wireless communications device; providing for repeal of that authorization; authorizing a law enforcement officer, on and after a specified date, to stop motor vehicles and issue citations to persons who are driving while using a wireless communications device; revising exceptions to such prohibition; providing that a user’s billing records for a wireless communications device or the testimony of or written statements from certain authorities are admissible as evidence in crashes involving serious bodily injury; requiring that law enforcement officers indicate specified information in the uniform traffic citation; providing penalties for driving while using a wireless communications device; authorizing first-time offenders to participate in a wireless communications device driving safety program, in lieu of the imposition of penalties; authorizing a clerk of the court to dismiss a case and assess court costs under certain circumstances; requiring the deposit of fines into the Emergency Medical Services Trust Fund of the Department of Health; deleting a provision requiring that enforcement be accomplished only as a secondary action; requiring law enforcement officers to record the race and ethnicity of violators when issuing a citation for a violation of this section; requiring all law enforcement agencies to maintain such information and report it to the Department of Highway Safety and Motor Vehicles in a form and manner determined by the department; beginning on a specified date, requiring the department to annually report the data to the Governor and Legislature; providing requirements for the report; authorizing the department, in consultation with the Department of Transportation, to implement a statewide campaign to raise awareness of and encourage

compliance with the prohibition on operating a motor vehicle while using a wireless communications device; authorizing the department to use certain messaging to implement the campaign; authorizing the department to contract with certain entities for certain purposes; providing effective dates.

By the Committees on Appropriations; and Environment and Natural Resources; and Senators Book and Mayfield—

CS for CS for SB 92—A bill to be entitled An act relating to the C-51 reservoir project; amending s. 373.4598, F.S.; revising the portions of the C-51 reservoir project for which the South Florida Water Management District may negotiate; revising water storage and use requirements specified for the project if state funds are appropriated for the project; specifying that Phase II of the project may be funded by appropriation, in addition to other sources; providing an effective date.

By the Committee on Rules; and Senators Stewart and Torres—

CS for SB 94—A bill to be entitled An act relating to child care facilities; providing a short title; amending s. 402.305, F.S.; requiring that, by a specified date, vehicles used by child care facilities and large family child care homes to transport children 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 to maintain a list of approved alarm manufacturers and alarm systems; providing an effective date.

By the Committees on Rules; Judiciary; and Banking and Insurance; and Senators Broxson, Hooper, Simmons, and Stewart—

CS for CS for CS for SB 122—A bill to be entitled An act relating to insurance assignment agreements; creating s. 627.7152, F.S.; providing definitions; providing requirements and limitations for property insurance assignment agreements; providing a burden of proof; providing that an assignment agreement does not affect managed repair arrangements under a property insurance policy; providing that an assignment agreement does not confer or create authority to adjust, negotiate, or settle a claim without authorization under part VI of chapter 626; providing that an acceptance by an assignee of an assignment agreement is a waiver by the assignee and its subcontractors of certain claims against an insured; specifying an insured's payment obligations under an assignment agreement; requiring notice of intent to initiate litigation; specifying requirements for such notice; requiring a written response to the notice of intent to initiate litigation; specifying requirements for such response; providing for an award of reasonable attorney fees for certain claims arising under an assignment agreement; providing for an award of reasonable attorney fees following a voluntary dismissal under certain circumstances; requiring the court to stay proceedings under certain circumstances; directing the Office of Insurance Regulation to require insurers to report specified data; requiring the Financial Services Commission to adopt rules; providing applicability; creating s. 627.7153, F.S.; defining the term "assignment agreement"; authorizing insurers to make available property insurance policies restricting the assignment of post-loss benefits under certain conditions; requiring annual notice of coverage options; requiring a written or electronic waiver under certain circumstances; requiring the office to approve a waiver form; providing applicability; amending s. 627.422, F.S.; providing that residential or commercial property insurance policies may not prohibit the assignment of post-loss benefits; providing an exception; prohibiting Citizens Property Insurance Corporation from implementing rate changes for certain policies; providing an exception; requiring certain rate filings to include specified information; requiring the corporation to inform policyholders of certain information; providing severability; providing an effective date.

By the Committees on Rules; Infrastructure and Security; and Judiciary; and Senators Gruters, Bean, Mayfield, and Broxson—

CS for CS for CS for SB 168—A bill to be entitled An act relating to federal immigration enforcement; 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 use best efforts to support the enforcement of federal immigration law; prohibiting restrictions by the 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 alien unlawfully present in the United States 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 immigration detainers; requiring county correctional facilities to enter agreements for payments for complying with immigration detainers; providing for injunctive relief; 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.

By the Committee on Appropriations; and Senator Stargel—

CS for SB 190—A bill to be entitled An act relating to higher education; amending s. 11.45, F.S.; requiring the Auditor General to verify the accuracy of unexpended amounts in specified funds certified by university and Florida College System institution chief financial officers; amending s. 216.136, F.S.; requiring the Revenue Estimating Conference to provide a maximum appropriation estimate assuming the full utilization of bonding; requiring the conference to determine maximum appropriations assuming average bonding capacities for specified years; providing an expiration date; amending s. 1001.03, F.S.; requiring the State Board of Education to develop a prioritized list of capital projects based on previously funded but not completed projects and ranked priorities for Florida College System institutions; requiring the State Board of Education to develop a points-based prioritization method to rank projects based on specified criteria; requiring weighted values within the point scale; specifying that specified new projects at a Florida College System institution with a final FTE of 15,000 or greater must satisfy specified criteria; providing an exemption; requiring the State Board of Education to maintain a list of capital outlay projects for which state funds have been appropriated but which have not been completed; requiring the State Board of Education to review and submit its space need calculation methodology; amending s. 1001.706, F.S.; requiring the Board of Governors to develop and annually deliver a training program for members of state university boards of trustees; requiring trustee participation within a specified timeframe of appointment and reappointment; requiring the inclusion of certain information in the training program; providing that a determination by specified persons in addition to the Board of Governors may cause the Office of the Inspector General to investigate specified allegations against a state university or its board of trustees; requiring the Board of Governors to develop a prioritized list of capital projects based on previously funded but not completed projects and ranked priorities at state universities; requiring the Board of Governors to develop a points-based prioritization method to rank projects based on specified criteria; requiring weighted values within the point scale; specifying that specified new projects at a university with a final FTE of 2,000 or less, or a final FTE of 2,000 or greater, in the prior year must satisfy specified criteria; requiring the Board of Governors to maintain a list of capital outlay projects for which state funds have been appropriated but which have not been completed; requiring the Board of Governors to review and submit its space need calculation methodology; amending s. 1004.70, F.S.; prohibiting a Florida College System institution direct-support organization from giving, directly or indirectly, any gift to a political committee; amending s. 1007.23, F.S.; requiring the statewide articulation agreement to include a reverse transfer agreement for students transferring from a Florida College System institution to a state university without having earned an associate in arts degree; requiring, by a specified academic year, Florida College System institutions and state universities to execute agreements to establish "2+2" targeted pathway programs; providing requirements for such agreements; specifying requirements for student participation; requiring the State Board of Education and the Board of Governors to collaborate to eliminate barriers in executing pathway articulation agreements; amending 1007.25, F.S.; requiring a university to, at specified times, notify students enrolled at the university of the criteria and option to request an associate in arts degree; requiring that universities notify students not enrolled

at the university who meet specified criteria of the option of receive an associate in arts degree, beginning with students enrolled in the 2018-2019 academic year and thereafter; amending s. 1008.32, F.S.; requiring the Commissioner of Education to report certain audit findings to the State Board of Education under certain circumstances; requiring district school boards and Florida College System institutions' boards of trustees to document compliance with the law under certain circumstances; amending s. 1008.322, F.S.; requiring the Chancellor of the State University System to report certain audit findings to the Board of Governors under certain circumstances; requiring state universities' boards of trustees to document compliance with the law under certain circumstances; amending s. 1009.215, F.S.; revising the academic terms in which certain students are eligible to receive Bright Futures Scholarships; providing that such students may receive the scholarships for the fall term for specified coursework under certain circumstances; amending s. 1009.53, F.S.; removing a requirement for a Florida high school graduate to enroll in certain programs within 3 years of graduation from high school in order to receive funds from the Florida Bright Futures Scholarship Program; expanding the Florida Bright Futures Scholarship Program to include the Florida Gold Seal CAPE Scholarship; conforming provisions to changes made by the act; removing a limitation of 45 semester credit hours or the equivalent for an annual award for the scholarship program; requiring an institution that receives scholarship funds for summer terms to certify to the department certain funding information and remit any undisbursed funds within a specified time; amending s. 1009.531, F.S.; expanding the eligibility for an initial award of a scholarship under the Florida Bright Futures Scholarship Program to include students who earn a high school diploma from a private school; modifying the date by which certain students must apply for a scholarship under the program; deleting provisions relating to scholarship eligibility and application requirements for certain students who graduated from high school during specified years; extending the amount of time in which a student may reapply for an award to 5 years after high school graduation; extending the amount of time in which a student who enlists in the United States Armed Forces immediately after high school may apply for an award to 5 years after separation from active duty; providing that a student who is unable to accept an initial award due to a religious or service obligation may apply for an award within 5 years after the completion of his or her religious or service obligation; requiring that school districts provide a Florida Bright Futures Scholarship Evaluation Report and Key only to students in specified grades; allowing a student who does not meet certain requirements for a program award additional time to meet such requirements under certain conditions; providing that such students who timely meet the requirements must receive an award for the full academic year; revising the minimum examination scores required for a student to be eligible for a Florida Academic Scholars award or a Florida Medallion Scholars award; requiring the Department of Education to develop a method for determining the required examination scores which ensures equivalency between specified examinations and is consistent with specified limitations; requiring the department to publish any changes to examination score requirements; conforming a provision to changes made by the act; amending s. 1009.532, F.S.; revising student eligibility requirements for renewal of Florida Bright Futures Scholarship Program awards; removing obsolete language; conforming provisions to changes made by the act; amending s. 1009.536, F.S.; permitting certain Florida Gold Seal CAPE Scholars to receive an award from a specified funding source; providing grade point average requirements for Florida Gold Seal CAPE Scholars; removing limitations for certain academic years on the number of credit hours to which a student may apply a Florida Gold Seal Vocational Scholarship; amending s. 1011.45, F.S.; requiring each state university to maintain a minimum carry forward balance of at least 7 percent of its state operating budget; requiring a university that fails to maintain such balance to submit a plan to the Board of Governors to attain the minimum balance; requiring each university with a carry forward balance in excess of 7 percent to submit a spending plan to the university board of trustees; specifying requirements and authorized expenditures in such spending plan; requiring each university chief financial officer to certify annually the unexpended amount of carry forward amounts from specified funds; amending s. 1011.80, F.S.; removing a limitation on the maximum amount of funding that may be appropriated for performance funding relating to funds for operation of workforce education programs; creating s. 1011.802, F.S.; creating the Florida Apprenticeship Grant (FLAG) program; providing for funding; providing purpose, requirements, and administration of the FLAG program; requiring certain career centers and institutions to provide quarterly reports; au-

thorizing rulemaking; amending s. 1011.81, F.S.; removing a limitation on the maximum amount of funding that may be appropriated for performance funding relating to industry certifications for Florida College System institutions; amending s. 1011.84, F.S.; raising the threshold of the unencumbered balance at a Florida College System institution operating budget to 7 percent; requiring each Florida College System institution chief financial officer to annually certify the unexpended amount of specified funds; amending s. 1013.03, F.S.; requiring the State Board of Education and the Board of Governors to establish uniform space utilization standards that include standards for post-secondary classroom and teaching laboratory space; requiring the State Board of Education and the Board of Governors to adopt standards for use in each Florida College System institution's and state university's survey; requiring the State Board of Education and the Board of Governors to define and apply specified space utilization metrics when calculating space need; amending s. 1013.31, F.S.; requiring projections for facility space needs for each Florida College System institution to comply with specified space needs utilization standards and metrics; requiring projections for facility space needs for each state university to comply with specified space needs utilization standards and metrics; amending s. 1013.40, F.S.; prohibiting the finance of additional dormitory beds through the issuance of bonds by Florida College System institutions; providing that bonds may be issued by non-public entities as part of a public-private partnership; amending s. 1013.60, F.S.; requiring the Commissioner of Education to develop a budget request allocation plan for a specified purpose; establishing requirements for the budget request allocation plan to include an assessment over the 3 years of the plan of the amount of state funding needed to complete previously funded projects; amending s. 1013.64, F.S.; requiring the Board of Governors to specify by regulation the procedures for reporting or expending specified funds; requiring each university to report expended amounts from all sources; requiring the State Board of Education to specify by rule the procedures for the reporting of specified funds appropriated or expended; establishing a timeframe by which the State Board of Education and Board of Governors must update the capital outlay project list, with specified criteria; creating s. 1013.841, F.S.; requiring unexpended amounts in any fund in any Florida College System institution current year state operating budget to be carried forward and included in the approved operating budget for the following year; requiring each Florida College System institution with a final FTE of less than 15,000 to maintain a minimum carry forward balance of at least 5 percent of its state operating budget; requiring each Florida College System institution president, if the institution fails to maintain such balance, to provide written notification to the State Board of Education; requiring each Florida College System institution with a final FTE of less than 15,000 that retains a state operating fund carry forward balance in excess of 5 percent to submit a spending plan for its excess carry forward funds with specified requirements; requiring each Florida College System institution with a final FTE of 15,000 or greater to maintain a minimum carry forward balance of at least 7 percent of its state operating budget; requiring each Florida College System institution with a final FTE of 15,000 or greater that retains a state operating fund carry forward balance in excess 7 percent to submit a spending plan for its excess carry forward funds with specified requirements; requiring that state university and Florida College System institution project surveys must utilize updated space need calculations; providing an effective date.

By the Committees on Rules; and Finance and Tax; and Senator Brandes—

CS for CS for SB 336—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; requiring a petition sponsor of an initiative to adopt a charter county and regional transportation system surtax to comply with specified requirements within a specified timeframe before the proposed referendum; requiring a county to make the proposed referendum and a specified legal opinion available on its official website; requiring the Office of Program Policy Analysis and Government Accountability, upon receiving a certain notice, to procure a certified public accountant for a performance audit; requiring a supervisor of elections to verify petition signatures and retain signature forms in a specified manner; providing that an initiative sponsor's failure to comply with the specified requirements renders any referendum held void; revising requirements and procedures for counties, school districts, and

the office relating to performance audits; providing that the failure to comply with certain requirements renders any referendum held to adopt a discretionary sales surtax void; providing an effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senators Diaz, Farmer, and Bean—

CS for CS for SB 524—A bill to be entitled An act relating to health insurance; amending s. 110.12303, F.S.; removing an obsolete date; authorizing the inclusion in the state group insurance program of products and services offered by entities providing optional participation in the Medicare Advantage Prescription Drug Plan; amending s. 110.12315, F.S.; requiring the Department of Management Services to implement formulary management cost-saving measures beginning with the 2020 plan year; specifying requirements for such measures; requiring the department to report to the Governor and the Legislature regarding formulary exclusions; repealing s. 8 of ch. 99-255, Laws of Florida; repealing a restriction prohibiting the department from implementing prior authorization or restricted formulary programs within the state employees' prescription drug program; creating s. 627.6387, F.S.; providing a short title; defining terms; authorizing health insurers, which include health maintenance organizations, to offer shared savings incentive programs to insureds; providing that insureds are not required to participate in such programs; specifying requirements for health insurers offering such programs; requiring the Office of Insurance Regulation to review filed descriptions of programs and make a certain determination; providing notification and account credit or deposit requirements for insurers; specifying the minimum shared savings incentive and the basis for calculating savings; specifying requirements for annual reports submitted by insurers to the office; providing construction; providing that certain shared saving incentive amounts reduce an insurer's direct written premium for purposes of the insurance premium tax and the retaliatory tax; authorizing the Financial Services Commission to adopt rules; providing effective dates.

By the Committees on Appropriations; and Innovation, Industry, and Technology; and Senators Brandes, Perry, and Book—

CS for CS for SB 536—A bill to be entitled An act relating to 911 services; amending s. 365.172, F.S.; revising the applicability of definitions; creating s. 365.177, F.S.; requiring that the Technology Program within the Department of Management Services develop a plan to require that emergency dispatchers be able to transfer an emergency call from one E911 system to another E911 system in this state; providing a declaration of important state interest; creating s. 365.179, F.S.; defining the terms "first responder agency" and "911 public safety answering point"; requiring each sheriff, in collaboration with certain first responder agencies, to enter into specified written agreements; requiring each agreement to require a PSAP to be able to directly communicate with first responder agencies; requiring each PSAP to be able to broadcast certain emergency communications and public safety information; requiring law enforcement agency heads to authorize the installation of their agency's dispatch channels on certain other law enforcement agency radios, upon request; providing an exception; requiring each county sheriff to certify compliance in writing with the Department of Law Enforcement by a specified date; providing an effective date.

By the Committees on Appropriations; and Finance and Tax; and Senators Perry and Flores—

CS for CS for SB 576—A bill to be entitled An act relating to the corporate income tax; amending s. 220.03, F.S.; adopting the Internal Revenue Code in effect on January 1, 2019; providing applicability; amending s. 220.1105, F.S.; revising definitions; deleting provisions providing for a rate adjustment; providing for refunds of certain corporate income tax receipts in a certain fiscal year; revising requirements for the Department of Revenue in making certain determinations and in refunding eligible taxpayers; amending s. 220.13, F.S.; providing for the subtraction of global intangible low-taxed income from taxable income for the purpose of determining adjusted federal income; specifying the extent to which certain amounts may be subtracted; providing applicability; creating s. 220.27, F.S.; requiring taxpayers filing returns during a certain timeframe to submit specified information to the department by certain means; defining the term "NAICS"; requiring the

department, by a certain date, to create a secure online application for submitting such information; requiring certain persons to certify the information is true and correct; specifying deadlines for submitting the information; authorizing the department to perform certain audits and investigations; providing a penalty for failure to provide the information; requiring the penalty to be deposited into the General Revenue Fund; authorizing the department to settle or compromise the penalty under certain circumstances; providing for expiration; authorizing the department to adopt emergency rules; providing for expiration of the authorization; providing an appropriation; providing an effective date.

By the Committees on Appropriations; and Infrastructure and Security; and Senator Hooper—

CS for CS for SB 676—A bill to be entitled An act relating to certificates of title for vessels; creating s. 328.001, F.S.; providing a short title; creating s. 328.0015, F.S.; providing definitions; amending s. 328.01, F.S.; revising requirements for application for, and information to be included in, a certificate of title for a vessel; creating s. 328.015, F.S.; requiring the Department of Highway Safety and Motor Vehicles to retain certain information relating to ownership and titling of vessels; requiring the department to furnish certain information upon request; creating s. 328.02, F.S.; providing that the law of the state under which a vessel's certificate of title is covered governs all issues relating to a certificate of title; specifying when a vessel becomes covered by such certificate; amending s. 328.03, F.S.; requiring a vessel owner to deliver an application for certificate of title to the department by a specified time; revising circumstances under which a vessel must be titled by this state; providing requirements for issuing, transferring, or renewing the number of an undocumented vessel issued under certain federal provisions; deleting provisions relating to operation, use, or storage of a vessel; deleting provisions relating to selling, assigning, or transferring a vessel; specifying that a certificate of title is prima facie evidence of the accuracy of the information in the record that constitutes the certificate; creating s. 328.04, F.S.; providing requirements for the contents of a certificate of title; creating s. 328.045, F.S.; providing responsibilities of an owner and insurer of a hull-damaged vessel when transferring an ownership interest in the vessel; requiring the department to create a new certificate indicating such damage; providing civil penalties; creating s. 328.055, F.S.; requiring the department to maintain certain information in its files and to provide certain information to governmental entities; specifying that certain information is a public record; creating s. 328.06, F.S.; providing responsibilities of the department when creating a certificate of title; creating s. 328.065, F.S.; specifying effect of possession of a certificate of title; providing construction; amending s. 328.09, F.S.; providing duties of the department relating to creation, issuance, refusal to issue, or cancellation of a certificate of title; providing for a hearing; creating s. 328.101, F.S.; specifying that a certificate of title and certain other records are effective despite missing or incorrect information; amending s. 328.11, F.S.; providing requirements for obtaining a duplicate certificate of title; creating s. 328.12, F.S.; providing requirements for determination and perfection of a security interest in a vessel; providing applicability; creating s. 328.125, F.S.; providing requirements for the delivery of a statement of termination of a security interest; providing duties of the department; providing liability for noncompliance; creating s. 328.14, F.S.; providing for the rights of a purchaser of a vessel who is not a secured party; creating s. 328.145, F.S.; providing for the rights of a secured party; amending s. 328.15, F.S.; deleting certain provisions relating to notice of a lien; providing for future expiration of certain provisions; amending ss. 328.16 and 328.165, F.S.; conforming provisions to changes made by the act; creating s. 328.215, F.S.; specifying circumstances under which the department may create a new certificate of title after receipt of an application for a transfer of ownership or termination of a security interest unaccompanied by a certificate of title; authorizing the department to indicate certain information on the new certificate; authorizing the department to require a bond, indemnity, or other security; providing for the release of such bond, indemnity, or other security; providing that the department is not liable for creating a certificate of title based on erroneous or fraudulent information; providing penalties; creating s. 328.22, F.S.; providing requirements for the transfer of ownership in a vessel; providing effect of noncompliance; creating s. 328.23, F.S.; providing a definition; providing duties of the department upon receipt of a secured party's transfer statement; providing construction; creating s. 328.24, F.S.; providing a definition; providing requirements for a transfer of ownership by op-

eration of law; providing duties of the department; providing applicability; creating s. 328.25, F.S.; providing that the principles and law of equity supplement the provisions of the act; creating s. 328.41, F.S.; authorizing the department to adopt rules to implement vessel registration provisions; amending ss. 409.2575, 705.103, and 721.08, F.S.; conforming provisions and cross-references to changes made by the act; providing construction and applicability regarding transactions, certificates of title, and records entered into or created, actions or proceedings commenced, and security interests perfected before the effective date of the act; providing applicability; providing an effective date.

By the Committees on Appropriations; Banking and Insurance; Judiciary; and Banking and Insurance; and Senators Brandes and Bracy—

CS for CS for CS for CS for SB 714—A bill to be entitled An act relating to insurance; providing a short title; amending s. 215.555, F.S.; increasing the required reimbursement of loss adjustment expenses in reimbursement contracts between the State Board of Administration and property insurers under the Florida Hurricane Catastrophe Fund; amending s. 319.30, F.S.; specifying means by which an insurance company may forward certificates of title of certain salvage motor vehicles or mobile homes to the Department of Highway Safety and Motor Vehicles; revising the effective date of certain procedures and requirements relating to certificates of title; providing that certain electronic signatures satisfy certain signature requirements; amending s. 440.381, F.S.; revising a criminal penalty for the submission, with certain intent, of an employer application for workers' compensation insurance coverage which contains false, misleading, or incomplete information; providing that certain sworn statements in such applications are not required to be notarized; creating s. 624.1055, F.S.; providing a right of contribution among insurers for defense costs under certain circumstances; providing a requirement for, and authorizing the use of certain factors by, a court in allocating costs; providing a cause of action to enforce the right of contribution; providing construction and applicability; amending s. 624.155, F.S.; deleting a provision that tolls, under certain circumstances, a period before a civil action against an insurer may be brought; deleting a provision authorizing the Department of Financial Services to return a civil remedy notice for lack of specificity; prohibiting the filing of the notice within a certain timeframe under certain circumstances; amending s. 624.404, F.S.; adding a circumstance under which the Office of Insurance Regulation may waive a 3-year operation requirement for foreign or alien insurers and exchanges; amending s. 624.4085, F.S.; specifying the applicable formula for determining risk-based capital of certain health maintenance organizations and prepaid limited health service organizations; amending s. 626.914, F.S.; revising the definition of the term "diligent effort" as used in the Surplus Lines Law; amending s. 626.916, F.S.; deleting a limit on fees charged by filing surplus lines agents per policy certified for export; authorizing retail agents to charge reasonable fees for placing surplus lines policies; specifying requirements for itemizing and enumerating fees; amending s. 626.9541, F.S.; providing that insurers and agents may give insureds certain free or discounted loss mitigation services or loss control items; deleting a limitation on the value of loss mitigation services that may be given to insureds; amending s. 627.0655, F.S.; revising circumstances under which insurers or certain authorized persons may provide certain premium discounts to insureds; amending s. 627.426, F.S.; adding means by which liability insurers may provide to named insureds certain notices relating to coverage denials based on a particular coverage defense; amending s. 627.4555, F.S.; requiring life insurers that are required to provide a specified notice to policyowners of an impending lapse in coverage to also notify the policyowner's agent of record within a certain timeframe; providing that the agent is not responsible for any lapse in coverage; exempting the insurer from the requirement under certain circumstances; amending s. 627.7015, F.S.; adding circumstances under which certain property insurers may provide required notice to policyholders of their right to participate in a certain mediation program; amending s. 627.7295, F.S.; reducing the collected premium required before private passenger motor vehicle insurance policies or binders may be initially issued; creating s. 768.094, F.S.; providing legislative findings and intent; defining terms; specifying responsibilities of operators of roller skating rinks and of roller skaters; amending s. 921.0022, F.S.; conforming a provision to changes made by the act; providing effective dates.

By the Committees on Appropriations; and Health Policy; and Senator Flores—

CS for CS for SB 732—A bill to be entitled An act relating to clinics and office surgery; amending s. 456.004, F.S.; requiring the Department of Health to deny or revoke the registration of or impose certain penalties against a facility where certain office surgeries are performed under certain circumstances; specifying provisions that apply enforcement actions against such facilities; authorizing the department to deny certain persons associated with an office of which the registration was revoked from registering a new office to perform certain office surgery; amending s. 456.074, F.S.; authorizing the department to issue an emergency order suspending or restricting the registration of a certain office if it makes certain findings; amending s. 458.305, F.S.; defining terms; amending s. 458.309, F.S.; requiring a physician who performs certain office surgery and the office in which the surgery is performed to maintain specified levels of financial responsibility; authorizing the Board of Medicine to adopt rules to administer the registration, inspection, and safety of offices that perform certain office surgery; requiring such an office to designate a certain physician responsible for the office's compliance with specified provisions; authorizing the department to suspend an office's registration certificate under certain circumstances; requiring the department to conduct certain inspections; providing an exception; requiring the board to adopt rules governing the standard of care for physicians practicing in such offices; requiring the board to impose a specified fine on physicians who perform certain office surgeries in an unregistered office; amending s. 458.331, F.S.; providing that a physician performing certain office surgeries in an unregistered office constitutes grounds for denial of a license or disciplinary action; amending s. 459.003, F.S.; defining terms; amending s. 459.005, F.S.; requiring a physician who performs certain office surgery and the office in which the surgery is performed to maintain specified levels of financial responsibility; authorizing the Board of Osteopathic Medicine to adopt rules to administer the registration, inspection, and safety of offices that perform certain office surgery; requiring such an office to designate a certain physician responsible for the office's compliance with specified provisions; authorizing the department to suspend an office's registration certificate under certain circumstances; requiring the department to conduct certain inspections; providing an exception; requiring the board to adopt rules governing the standard of care for physicians practicing in such offices; requiring the board to impose a specified fine on physicians who perform certain office surgeries in an unregistered office; amending s. 459.015, F.S.; providing that a physician performing certain office surgeries in an unregistered office constitutes grounds for denial of a license or disciplinary action; amending s. 766.101, F.S.; conforming a cross-reference; providing an effective date.

By the Committees on Appropriations; Innovation, Industry, and Technology; and Education; and Senators Hutson and Perry—

CS for CS for CS for SB 770—A bill to be entitled An act relating to workforce education; amending s. 446.011, F.S.; revising terminology; amending s. 446.021, F.S.; revising definitions; amending s. 446.032, F.S.; requiring the Department of Education to annually publish a specified report; providing requirements for the report; requiring the department to provide assistance to certain entities in notifying specified persons of apprenticeship and preapprenticeship opportunities; amending s. 446.045, F.S.; revising the membership criteria for certain appointments to the State Apprenticeship Advisory Council; amending s. 446.052, F.S.; revising terminology; amending s. 446.081, F.S.; limiting the applicability of state apprenticeship and job-training program requirements to provisions for veterans, minority persons, and women; amending s. 446.091, F.S.; conforming a provision to changes made by the act; amending s. 446.092, F.S.; revising the criteria for apprenticeship occupations; amending s. 455.213, F.S.; requiring the Department of Business and Professional Regulation to consult with the Department of Education to evaluate certain apprenticeship programs to determine potential substitutions for certain licensure requirements; amending s. 1001.02, F.S.; conforming provisions to changes made by the act; amending s. 1001.43, F.S.; encouraging district school boards to declare an "Academic Scholarship Signing Day" and "College and Career Decision Day" for specified purposes; amending s. 1001.706, F.S.; conforming provisions to changes made by the act; amending s. 1003.41, F.S.; revising the social studies standards for the Next Generation Sunshine State Standards to include financial literacy as a separate

subject; amending s. 1003.4156, F.S.; requiring students to take a career education planning course for promotion to high school; providing requirements for such course; requiring each student who takes the course to receive an academic and career plan; providing requirements for such plan; amending s. 1003.4282, F.S.; authorizing a student to earn two mathematics credits under certain circumstances; requiring such students to be advised by an academic advisor of certain information; authorizing a credit in computer science to meet specified graduation requirements under certain circumstances; requiring all school districts, beginning with a specified school year, to offer a financial literacy course as an elective; correcting a cross-reference relating to the federal Elementary and Secondary Education Act (ESEA), as amended by the Every Student Succeeds Act (ESSA); requiring a student who earns a credit through a career education course to pass specified assessments; revising the requirements for the instructional methodology of certain courses; providing that, as of a specified school year, certain students are eligible for an alternative pathway to a standard high school diploma through the Career and Technical Education (CTE) pathway option; providing requirements for the CTE pathway option; requiring district school boards to incorporate certain information in the student progression plan; authorizing adjunct educators to administer courses in the CTE pathway option; amending s. 1003.4285, F.S.; revising the requirements for earning the scholar designation on a standard high school diploma; amending s. 1003.491, F.S.; requiring school districts to provide opportunities for certain students to enroll in specified courses or academies; requiring school districts to provide academic advising to students under certain circumstances; providing requirements for such academic advising; requiring the Commissioner of Education to annually review career and technical offerings in consultation with certain entities for specified purposes; requiring the commissioner to phase out certain career and technical education offerings and encourage specified entities to offer certain programs; creating s. 1004.013, F.S.; establishing the SAIL to 60 Initiative for specified purposes; providing State Board of Education and the Board of Governors responsibilities relating to the initiative; providing Chancellor of the State University System and the Chancellor of the Florida College System responsibilities; amending s. 1004.015, F.S.; renaming the Higher Education Coordinating Council as the Florida Talent Development Council; revising the membership of the council; revising the duties and responsibilities of the council; requiring the council to submit a strategic plan to the Governor and Legislature by a specified date; providing requirements for the strategic plan; requiring the Department of Economic Opportunity to provide administrative support for the council; amending s. 1004.6495, F.S.; conforming provisions to changes made by the act; amending s. 1004.935, F.S.; conforming a cross-reference; amending s. 1006.22, F.S.; expanding the circumstances in which motor vehicles may be used for public school transportation; amending s. 1007.23, F.S.; requiring the statewide articulation agreement to provide for a reverse transfer agreement; providing for an associate degree to be awarded to certain students by Florida College System institutions; providing requirements for state universities; creating s. 1007.233, F.S.; requiring certain career centers and Florida College System institutions to annually submit a career pathways agreement to the Department of Education by a specified date; providing requirements for such agreements; amending s. 1007.25, F.S.; requiring state universities to notify students of the criteria and process for requesting an associate in arts degrees at specified times; amending s. 1007.2616, F.S.; conforming provisions to changes made by the act; amending s. 1007.271, F.S.; requiring a career center to enter into an agreement with specified high schools to offer certain courses to high school students; providing requirements for such agreement; amending s. 1008.37, F.S.; revising the date on a required report by the commissioner; amending s. 1009.21, F.S.; conforming provisions to changes made by the act; amending s. 1011.80, F.S.; requiring certain school districts and Florida College System institutions to maintain certain records; requiring such records be submitted to the department; revising the calculation for fund and fees for certain workforce education programs; creating s. 1011.802, F.S.; creating the *Florida Apprenticeship Grant* (FLAG) program; providing for funding; providing purpose, requirements, and administration of the FLAG program; requiring certain career centers and institutions to provide quarterly reports; authorizing rulemaking; amending s. 1012.57, F.S.; deleting a requirement that the adjunct teaching certificate be used only for part-time teaching positions; authorizing school districts to issue adjunct teaching certificates for part-time and full-time teaching positions; providing limitations on adjunct teaching certificates for full-

time positions; providing school district requirements; providing effective dates.

By the Committees on Rules; Judiciary; and Banking and Insurance; and Senator Stargel—

CS for CS for CS for SB 862—A bill to be entitled An act relating to lessor liability under special mobile equipment leases; creating s. 768.092, F.S.; defining terms; providing that a lessor of special mobile equipment that causes injury, death, or damage is not liable for certain acts of the lessee or lessee's agent if the lease agreement requires documented proof of specified insurance coverage; providing that a lessee's failure to have in effect the required coverage does not impose liability on the lessor; providing an effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senator Rouson—

CS for CS for SB 874—A bill to be entitled An act relating to consumer finance loans; creating s. 516.405, F.S.; creating the Access to Responsible Credit Pilot Program within the Office of Financial Regulation; providing legislative intent; creating s. 516.41, F.S.; providing definitions; creating s. 516.42, F.S.; requiring persons to obtain a program license from the office before making program loans; providing licensure requirements; requiring a program licensee's program branch offices to be licensed; providing program branch office license and license renewal requirements; providing circumstances under which the office may deny initial and renewal applications; requiring the Financial Services Commission to adopt rules; creating s. 516.43, F.S.; providing requirements for program licensees, program loans, interest rates, program loan refinancing, receipts, disclosures and statements provided by program licensees to borrowers, disbursements, origination fees, insufficient funds fees, and delinquency charges; requiring program licensees to provide certain credit education information to borrowers and to report payment performance of borrowers to a consumer reporting agency; prohibiting the office from approving a program licensee applicant before the applicant has been accepted as a data furnisher by a consumer reporting agency; requiring program licensees to underwrite program loans; prohibiting program licensees from making program loans under certain circumstances; requiring program licensees to seek certain information and documentation; prohibiting program licensees from requiring certain waivers from borrowers; providing applicability; creating s. 516.44, F.S.; requiring all arrangements between program licensees and access partners to be specified in written access partner agreements; providing requirements for such agreements; specifying access partner services that may be used by program licensees; specifying procedures for borrowers' payment receipts or access partners' disbursement of program loans; providing recordkeeping requirements; prohibiting certain activities by access partners; providing disclosure statement requirements; providing requirements and prohibitions relating to compensation paid to access partners; requiring program licensees to provide the office with a specified notice after contracting with access partners; defining the term "affiliated party"; requiring access partners to provide program licensees with a certain written notice within a specified time; providing that program licensees are responsible for acts of their access partners; requiring the commission to adopt rules; creating s. 516.45, F.S.; authorizing the office to examine each program licensee, branch office, and access partner; limiting the scope of certain examinations and investigations; authorizing the office to take certain disciplinary action against program licensees and access partners; requiring the commission to adopt rules; creating s. 516.46, F.S.; requiring program licensees to file an annual report with the office beginning on a specified date; requiring the office to post an annual report on its website by a specified date; specifying information to be contained in the reports; requiring the commission to adopt rules; providing for future repeal of the pilot program; providing an appropriation; providing an effective date.

By the Committee on Rules; and Senators Perry, Hutson, and Bracy—

CS for SB 902—A bill to be entitled An act relating to building permits; amending s. 125.56, F.S.; authorizing counties to provide notice to certain persons under certain circumstances; authorizing counties that issue building permits to charge a person a single search fee for a certain amount under certain circumstances; amending s. 166.222,

F.S.; authorizing the governing bodies of municipalities to charge a person a single search fee for a certain amount under certain circumstances; to charge a person one search fee for a certain amount under certain circumstances; amending ss. 489.103 and 489.503, F.S.; providing exemptions to certain contracting requirements; revising forms for disclosure statements; amending s. 553.79, F.S.; authorizing a local government to provide notice to certain persons under certain circumstances within a specified timeframe; authorizing a property owner to close a permit under certain circumstances; providing that a contractor is not liable for work performed in certain circumstances; defining the term “close”; authorizing a local enforcement agency to close a permit under certain circumstances; prohibiting a local enforcement agency from taking certain actions relating to building permits that were applied for but not closed by a previous owner; providing that local enforcement agencies retain all rights and remedies against the property owner and contractor listed on such a permit; amending s. 553.80, F.S.; authorizing the governing body of a local government to charge a person a single search fee one search fee for a certain amount under certain circumstances; amending s. 440.103, F.S.; conforming a cross-reference; providing an effective date.

By the Committees on Appropriations; and Infrastructure and Security; and Senator Brandes—

CS for CS for SB 932—A bill to be entitled An act relating to autonomous vehicles; creating s. 316.0899, F.S.; authorizing the Department of Transportation, in consultation with the Department of Highway Safety and Motor Vehicles, to conduct pilot or demonstration programs to explore the efficient implementation of innovative transportation technologies; requiring the Department of Transportation to submit a certain annual report to the Governor and the Legislature; amending s. 338.2216, F.S.; authorizing the Florida Turnpike Enterprise to enter into one or more agreements to fund, construct, and operate facilities for the advancement of autonomous and connected innovative transportation technologies for certain purposes; amending s. 316.003, F.S.; revising and providing definitions; amending ss. 316.062, 316.063, 316.065, and 316.1975, F.S.; providing applicability; amending s. 316.303, F.S.; exempting a vehicle being operated with the automated driving system engaged from a prohibition on the active display of television or video; amending s. 316.305, F.S.; exempting a motor vehicle operator who is operating an autonomous vehicle from a prohibition on the use of wireless communications devices; 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 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 with the automated driving system engaged; providing construction; providing requirements for operation of on-demand autonomous vehicle networks; authorizing an autonomous vehicle or fully autonomous vehicle equipped with a teleoperation system to operate without a human operator physically present in the vehicle when the teleoperation system is engaged; providing requirements for such vehicles; providing construction; providing legislative intent; prohibiting a local government from imposing any tax, fee, for-hire vehicle requirement, or other requirement on automated driving systems or autonomous vehicles or on a person who operates an autonomous vehicle; providing construction; amending s. 319.145, F.S.; revising requirements for autonomous vehicles registered in this state; creating s. 322.015, F.S.; providing applicability; creating s. 627.749, F.S.; defining terms; providing insurance requirements for fully autonomous vehicles and coverage requirements for autonomous vehicles; providing for future repeal of specified coverage requirements; amending ss. 339.175, 339.64, 339.83, and 627.0653, F.S.; conforming provisions to changes made by the act; amending s. 655.960, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Rules; and Senators Gibson, Berman, and Rodriguez—

CS for SB 990—A bill to be entitled An act relating to unemployment compensation; amending s. 443.101, F.S.; making editorial changes; prohibiting certain victims of domestic violence from being disqualified for benefits for voluntarily leaving work; prohibiting the employment record of an employing unit from being charged in certain circum-

stances; amending s. 443.131, F.S.; adding a circumstance under which the employment record of an employing unit may not be charged; providing an effective date.

By the Committees on Appropriations; Community Affairs; and Innovation, Industry, and Technology; and Senator Hutson—

CS for CS for CS for SB 1000—A bill to be entitled An act relating to communications services; amending s. 202.20, F.S.; conforming a cross-reference; amending s. 337.401, F.S.; revising legislative intent; specifying limitations and prohibitions on municipalities and counties relating to registrations and renewals of communications service providers; authorizing municipalities and counties to require certain information as part of a registration; prohibiting municipalities and counties from requiring a payment of fees, costs, or charges for provider registration or renewal; prohibiting municipalities and counties from adopting or enforcing certain ordinances, regulations, or requirements; specifying limitations on municipal and county authority to regulate and manage municipal and county roads or rights-of-way; prohibiting certain municipalities and counties from electing to impose permit fees; providing retroactive applicability; authorizing certain municipalities and counties to continue to require and collect such fees; deleting obsolete provisions; specifying activities for which permit fees may not be imposed; deleting certain provisions relating to municipality, charter county, and noncharter county elections to impose, or not to impose, permit fees; requiring that enforcement of certain ordinances must be suspended until certain conditions are met; revising legislative intent relating to the imposition of certain fees, costs, and exactions on providers; specifying a condition for certain in-kind compensation; revising items over which municipalities and counties may not exercise regulatory control; authorizing municipalities and counties to require a right-of-way permit for certain purposes; providing requirements for processing certain permit applications; prohibiting municipalities and counties from certain actions relating to certain aerial or underground communications facilities; specifying limitations and requirements for certain municipal and county rules and regulations; revising definitions for the Advanced Wireless Infrastructure Deployment Act; prohibiting certain actions by an authority relating to certain utility poles; prohibiting authorities from requiring permit applicants to provide certain information, except under certain circumstances; adding prohibited acts by authorities relating to small wireless facilities, application requirements, public notification and public meetings, and the placement of certain facilities; revising applicability of authority rules and regulations governing the placement of utility poles in the public rights-of-way; providing construction relating to judicial review of certain application denials; specifying grounds for an authority’s denial of a proposed collocation of a small wireless facility or placement of a utility pole in the public rights-of-way; deleting an authority’s authorization to adopt ordinances for performance bonds and security funds; authorizing an authority to require a construction bond, subject to certain conditions; requiring authorities to accept certain financial instruments for certain financial obligations; authorizing providers to add authorities to certain financial instruments; prohibiting an authority from requiring a provider to indemnify an authority for certain liabilities; prohibiting an authority from requiring a permit, approval, fees, charges, costs, or exactions for certain activities; authorizing and limiting filings an authority may require relating to micro wireless facility equipment; providing an exception to a certain right-of-way permit for certain service restoration work; providing conditions under which a wireless provider must comply with certain requirements of an authority which prohibit new utility poles used to support small wireless facilities in certain areas; providing that an authority may require wireless providers to comply with certain objective design standards adopted by ordinance; authorizing an authority to waive such design standards under certain circumstances; providing a requirement for the waiver; revising an authority’s authorization to apply certain ordinances to applications filed before a certain timeframe; authorizing a civil action for violations; providing actions a court may take; requiring that work in certain authority rights-of-way must comply with a specified document; providing for statutory construction; providing an effective date.

By the Committees on Appropriations; and Infrastructure and Security; and Senator Albritton—

CS for CS for SB 1044—A bill to be entitled An act relating to the Department of Transportation; creating s. 334.179, F.S.; prohibiting local governments from adopting standards or specifications that are contrary to the department standards or specifications for permissible use of aggregates that have been certified for use; defining the term “certified for use”; amending s. 336.044, F.S.; prohibiting local governmental entities from adopting standards or specifications that are contrary to the department standards or specifications for permissible use of reclaimed asphalt pavement material in construction; providing that such material may not be considered solid waste; amending s. 337.025, F.S.; authorizing the department to establish a program for transportation projects that demonstrate certain innovative techniques for measuring resiliency and structural integrity and controlling time and cost increases; amending s. 337.14, F.S.; requiring that any contractor, instead of any person, desiring to bid for the performance of certain construction contracts first be certified by the department as qualified; conforming provisions to changes made by the act; requiring a contractor desiring to bid on certain contracts to have satisfactorily completed certain projects; amending s. 337.185, F.S.; increasing the maximum amounts per contract of certain contractual claims that must be arbitrated by the State Arbitration Board under certain circumstances; providing an effective date.

By the Committees on Appropriations; and Community Affairs; and Senator Lee—

CS for CS for SB 1054—A bill to be entitled An act relating to community redevelopment agencies; amending s. 112.3142, F.S.; requiring ethics training for community redevelopment agency commissioners; specifying requirements for such training; amending s. 163.356, F.S.; revising 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.; requiring a community redevelopment agency to follow certain procurement procedures; creating s. 163.371, F.S.; requiring a community redevelopment agency to publish certain digital boundary maps on its website; providing annual reporting requirements; requiring a community redevelopment agency to publish the annual reports on its website; creating s. 163.3755, F.S.; providing termination dates for certain community redevelopment agencies; 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 applicability; providing construction; requiring the department to maintain a list on its website identifying all inactive community redevelopment agencies; amending s. 163.387, F.S.; specifying the level of tax increment financing that a governing body may establish for funding the redevelopment trust fund; 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; 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; providing an effective date.

By the Committees on Appropriations; and Banking and Insurance; and Senator Lee—

CS for CS for SB 1070—A bill to be entitled An act relating to continuing care contracts; amending s. 651.011, F.S.; adding and revising definitions; amending s. 651.012, F.S.; conforming a cross-reference; deleting an obsolete date; amending s. 651.013, F.S.; adding certain Florida Insurance Code provisions 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 require-

ments for providers and facilities relating to financing and refinancing transactions; amending s. 651.021, F.S.; conforming provisions to changes made by the act; creating s. 651.0215, F.S.; specifying conditions, requirements, procedures, and prohibitions relating to consolidated applications for provisional certificates of authority and for certificates of authority and to the office’s review of such applications; specifying conditions under which a provider is entitled to secure the release of certain escrowed funds; providing construction; amending s. 651.022, F.S.; revising and specifying requirements, procedures, and prohibitions relating to applications for provisional certificates of authority and to the office’s review of such applications; amending s. 651.023, F.S.; revising and specifying requirements, procedures, and prohibitions relating to applications for certificates of authority and to the office’s review of such applications; conforming provisions to changes made by the act; amending s. 651.024, F.S.; revising requirements for certain persons relating to provider acquisitions; providing standing to the office to petition a circuit court in certain proceedings; creating s. 651.0245, F.S.; specifying procedures, requirements, and a prohibition relating to an application for the simultaneous acquisition of a facility and issuance of a certificate of authority and to the office’s review of such application; specifying rulemaking requirements and authority of the Financial Services Commission; providing standing to the office to petition a circuit court in certain proceedings; specifying procedures for rebutting a presumption of control; creating s. 651.0246, F.S.; specifying requirements, conditions, procedures, and prohibitions relating to provider applications to commence construction or marketing for expansions of certificated facilities and to the office’s review of such applications; defining the term “existing units”; specifying escrow requirements for certain moneys; specifying conditions under which providers are entitled to secure release of such moneys; providing applicability and construction; amending s. 651.026, F.S.; revising requirements for annual reports filed by providers with the office; revising the commission’s rulemaking authority; requiring the office to annually publish a specified industry report; amending s. 651.0261, F.S.; requiring providers to file quarterly unaudited financial statements; providing an exception for filing a certain quarterly statement; revising information that the office may require providers to file and the circumstances under which such information must be filed; revising the commission’s rulemaking authority; amending s. 651.028, F.S.; specifying applicability of certain accreditations of providers or facilities; deleting the authority of the office to waive requirements of ch. 651, F.S., for accredited facilities; providing that the commission, rather than the office, must make a certain finding; amending s. 651.033, F.S.; revising applicability of escrow requirements; revising requirements for escrow accounts and agreements; revising the office’s authority to allow a withdrawal of a specified percentage of the required minimum liquid reserve; revising applicability of requirements relating to the deposit of certain funds in escrow accounts; prohibiting an escrow agent, except under certain circumstances, from releasing or allowing the transfer of funds; creating s. 651.034, F.S.; specifying requirements for the office if a regulatory action level event occurs; specifying requirements for corrective action plans; authorizing the office to use members of the Continuing Care Advisory Council and to retain consultants for certain purposes; requiring affected providers to bear costs and expenses relating to such consultants; specifying requirements for, and authorized actions of, the office and the Department of Financial Services if an impairment occurs; providing construction; authorizing the office to exempt a provider from certain requirements for a certain timeframe; authorizing the commission to adopt rules; amending s. 651.035, F.S.; revising minimum liquid reserve requirements for providers; specifying requirements, limitations, and procedures for a provider’s withdrawal of funds held in escrow and the office’s review of certain requests for withdrawal; authorizing the office to order certain transfers under certain circumstances; requiring facilities to annually file with the office a minimum liquid reserve calculation; requiring increases in the minimum liquid reserve to be funded within a certain timeframe; requiring providers to fund shortfalls in minimum liquid reserves under certain circumstances within a certain timeframe; creating s. 651.043, F.S.; specifying requirements for certain management company contracts; specifying requirements, procedures, and authorized actions relating to changes in provider management and to the office’s review of such changes; requiring that disapproved management be removed within a certain 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 provider records and assets; amending s. 651.055, F.S.; revising a required

statement in continuing care contracts; amending s. 651.057, F.S.; conforming provisions to changes made by the act; amending s. 651.071, F.S.; specifying the priority of continuing care contracts and continuing care at-home contracts in receivership or liquidation proceedings against a provider; amending s. 651.091, F.S.; revising requirements for continuing care facilities relating to posting or providing notices; amending s. 651.095, F.S.; adding terms to a list of prohibited terms in certain advertisements; amending s. 651.105, F.S.; adding a certain Florida Insurance Code provision to the office's authority to examine certain providers and applicants; authorizing the office to examine records for specified purposes; requiring providers to respond to the office's written correspondence and to provide certain information; providing standing to the office to petition certain circuit courts for certain relief; revising, and specifying limitations on, the office's examination authority; amending s. 651.106, F.S.; authorizing the office to deny applications on specified grounds; adding and revising grounds for suspension or revocation of provisional certificates of authority and certificates of authority; creating s. 651.1065, F.S.; prohibiting certain actions by certain persons of an impaired or insolvent continuing care facility; providing that bankruptcy courts or trustees have jurisdiction over certain matters; requiring the office to approve or disapprove the continued marketing of new contracts within a certain timeframe; providing a criminal penalty; amending s. 651.111, F.S.; defining the term "inspection"; revising procedures and requirements relating to requests for inspections to the office; amending s. 651.114, F.S.; revising and specifying requirements, procedures, and authorized actions relating to providers' corrective action plans; providing construction; revising and specifying requirements and procedures relating to delinquency proceedings against a provider; revising circumstances under which the office must provide a certain notice to trustees or lenders; creating s. 651.1141, F.S.; providing legislative findings; authorizing the office to issue certain immediate final orders under certain circumstances; amending s. 651.121, F.S.; revising the composition of the Continuing Care Advisory Council; amending s. 651.125, F.S.; revising a prohibition to include certain actions performed without a valid provisional certificate of authority; providing effective dates.

By the Committee on Finance and Tax; and Senators Gruters, Gainer, and Baxley—

CS for SB 1112—A bill to be entitled An act relating to taxation; amending s. 192.001, F.S.; revising the definition of the term "inventory," for purposes of ad valorem taxation except for school district levies, to include certain construction equipment owned by a heavy equipment rental dealer; defining the terms "heavy equipment rental dealer" and "short-term rental"; providing construction; amending s. 196.1978, F.S.; increasing the discount under the affordable housing property exemption; amending s. 212.02, F.S.; revising the definition of the term "retail sale" for purposes of the sales and use tax; amending s. 212.031, F.S.; reducing the rate of the tax on rental or licensee fees for the use of real property; amending s. 212.05, F.S.; conforming a provision to changes made by the act; amending s. 212.0596, F.S.; renaming the term "mail order sale" as "remote sale" and revising the definition; providing that certain activities of a dealer that result in making a substantial number of remote sales subject the dealer to the sales and use tax; deleting a condition that certain connections with or relationships to this state or its residents subject a dealer to the tax; deleting a prohibition against imposing a fee on certain dealers; defining the term "making a substantial number of remote sales"; deleting an exemption for certain dealers from collecting local option surtaxes under certain circumstances; creating s. 212.05965, F.S.; defining terms; providing that certain marketplace providers are subject to dealer registration requirements and requirements for collecting and remitting sales taxes; requiring marketplace providers to provide a certain certification to their marketplace sellers; prohibiting marketplace sellers from collecting and remitting sales taxes, and requiring such sellers to exclude certain sales from their sales tax returns, under certain circumstances; requiring certain marketplace sellers to register and to collect and remit sales taxes on all taxable retail sales made outside of the marketplace; requiring marketplace providers to allow the Department of Revenue to examine and audit their books and records; specifying the department's authority in examinations, audits, and assessments of marketplace sellers; providing that the marketplace seller or customer, and not the marketplace provider, is liable for sales taxes under certain circumstances; authorizing marketplace providers and marketplace sellers to enter into certain agreements for the recovery of tax, interest, and penalties; authorizing the department to compromise any tax, interest, or penalty on certain sales; providing applicability and construction;

amending s. 212.06, F.S.; revising the definition of the term "dealer"; conforming provisions to changes made by the act; creating s. 212.094, F.S.; defining terms; providing a sales tax refund to an eligible job training organization on its sales of goods donated to the organization; specifying requirements on the use of refunds; specifying limitations and requirements on refunds issued and granted; specifying requirements and procedures for applying for certification with the Department of Economic Opportunity; specifying requirements and procedures for certified eligible job training organizations in applying for refunds with the Department of Revenue; providing construction; requiring certain organizations to provide a specified report to the Department of Economic Opportunity by a certain date; authorizing the Department of Economic Opportunity to adopt rules; providing requirements if the Department of Economic Opportunity determines an organization no longer qualifies for the refund; providing for repayment and interest of certain issued refunds; amending s. 212.12, F.S.; deleting the authority of the Department of Revenue's executive director to negotiate a certain collection allowance; conforming provisions to changes made by the act; amending s. 212.18, F.S.; conforming a provision to changes made by the act; amending s. 220.191, F.S.; revising definitions; defining the term "intellectual property"; revising the capital investment tax credit to include certain qualifying projects for the creation of intellectual property; specifying the amount and maximum period of the tax credit for such projects; specifying the limit of the credit as to certain tax liabilities; specifying minimum required capital investments in such projects; specifying procedures and requirements for carrying forward and transferring the tax credit for such projects; creating s. 220.197, F.S.; providing a corporate income tax credit, during a certain timeframe, for certain health insurers and health maintenance organizations that cover services provided by telehealth; specifying a condition for eligibility; authorizing the credit to be carried forward for a certain period; authorizing the department to conduct certain audits and investigations; requiring the Office of Insurance Regulation to provide technical assistance to the department; requiring the department to pursue recovery of funds from taxpayers claiming the credit under certain circumstances; specifying requirements and procedures for transferring the credit to another taxpayer; authorizing the department and the Financial Services Commission to adopt certain rules; amending s. 624.509, F.S.; providing an insurance premium tax credit, during a certain timeframe, for certain health insurers and health maintenance organizations that cover services provided by telehealth; requiring the Office of Insurance Regulation to confirm certain coverage with the department at certain timeframes; authorizing the credit to be carried forward for a certain period; authorizing the department to conduct certain audits and investigations; requiring the Office of Insurance Regulation to provide technical assistance to the department; requiring the department to pursue recovery of funds from taxpayers claiming the credit under certain circumstances; specifying requirements and procedures for transferring the credit to another taxpayer; authorizing the department and the Financial Services Commission to adopt certain rules; providing that an insurer is not required to pay additional retaliatory tax as a result of claiming such credit; providing construction; defining terms; reenacting s. 212.20(4), F.S., relating to refunds of taxes adjudicated unconstitutionally collected, to incorporate the amendment made to s. 212.0596, F.S., in a reference thereto; authorizing the department to adopt emergency rules; providing for expiration of the authorization; providing for severability; providing effective dates.

By the Committees on Appropriations; and Health Policy; and Senators Bean, Baxley, and Rouson—

CS for CS for SB 1192—A bill to be entitled An act relating to electronic prescribing; amending s. 456.42, F.S.; requiring certain health care practitioners to electronically generate and transmit prescriptions for medicinal drugs upon license renewal or by a specified date; providing exceptions; authorizing the Department of Health, in consultation with the Board of Medicine, the Board of Osteopathic Medicine, the Board of Podiatric Medicine, the Board of Dentistry, the Board of Nursing, and the Board of Optometry, to adopt rules; amending s. 456.43, F.S.; revising the definitions of the terms "prescribing decision" and "point of care"; revising the authority for electronic prescribing software to display information regarding a payor's formulary under certain circumstances; amending ss. 409.912, 456.0392, 458.3265, 458.331, 459.0137, and 459.015, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Appropriations; and Senators Book and Pizzo—

CS for SB 1306—A bill to be entitled An act relating to the Women's Suffrage Centennial Commission; creating s. 267.0618, F.S.; creating the commission adjunct to the Department of State; providing for the purpose of the commission; specifying the composition of the commission and requirements of commission members; prescribing duties of the commission in order to ensure a suitable statewide observance of the centennial of women's suffrage; authorizing establishment of a youth working group; requiring the Division of Historical Resources of the department to provide administrative and staff support; providing for expiration; providing an effective date.

By the Committees on Appropriations; and Commerce and Tourism; and Senator Gruters—

CS for CS for SB 1412—A bill to be entitled An act relating to taxation; amending s. 195.096, F.S.; specifying a requirement for the Department of Revenue in reviewing assessment rolls in certain counties in assessment years following a natural disaster; authorizing the department to use the best information available to estimate levels of assessment; providing retroactive applicability; providing sales tax exemptions for specified disaster preparedness supplies during a certain timeframe; specifying locations where the exemptions do not apply; providing sales tax exemptions for certain clothing, wallets, bags, school supplies, personal computers, and personal computer-related accessories during a certain timeframe; defining terms; specifying locations where the exemptions do not apply; authorizing certain dealers to opt out of participating in the exemptions, subject to certain conditions; providing an appropriation; amending s. 218.131, F.S.; revising the date on which certain appropriated moneys for certain counties are to be distributed; authorizing the department to adopt emergency rules for certain sales tax exemptions; providing effective dates.

By the Committees on Rules; and Children, Families, and Elder Affairs; and Senator Powell—

CS for CS for SB 1418—A bill to be entitled An act relating to mental health; amending s. 394.4615, F.S.; requiring service providers to disclose information from a clinical record under certain circumstances relating to threats to cause serious bodily injury or death; requiring a law enforcement agency that receives notification of a specific threat to take appropriate action; providing immunity for service providers for certain actions; amending s. 394.463, F.S.; revising deadlines for submission of documentation regarding involuntary examinations; requiring that additional information be included in reports to the department; requiring the department to report to the Governor and Legislature on data collected from such reports; amending s. 394.917, F.S.; revising the purpose of civil commitment of sexually violent predators to the department after completion of their criminal incarceration sentences; amending s. 456.059, F.S.; requiring psychiatrists to disclose certain patient communications for purposes of notifying law enforcement agencies of certain threats; requiring the notified law enforcement agency to take appropriate action to prevent the risk of harm to the victim; providing psychiatrists with immunity from specified liability and actions under certain circumstances; amending s. 490.0147, F.S.; requiring psychologists to disclose certain patient or client communications for purposes of notifying law enforcement agencies of certain threats; requiring the notified law enforcement agency to take appropriate action to prevent the risk of harm to the victim; providing psychologists with immunity from specified liability and actions under certain circumstances; amending s. 491.0147, F.S.; requiring certain license holders and certificate holders to disclose certain patient or client communications for purposes of notifying law enforcement agencies of certain threats; requiring the notified law enforcement agency to take appropriate action to prevent the risk of harm to the victim; providing such persons with immunity from specified liability and actions; amending s. 1012.583, F.S.; revising responsibilities of the Department of Education and the Statewide Office for Suicide Prevention; revising criteria for designation as a Suicide Prevention Certified School; requiring that the department, schools, and school districts post certain information regarding such schools be posted on their respective websites; reenacting ss. 490.009 and 491.009, F.S., relating to discipline of psychologists and other licensed therapists, to incorporate amendments made by the act; providing an effective date.

By the Committees on Appropriations; and Health Policy; and Senators Wright, Book, and Cruz—

CS for CS for SB 1518—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, subject to appropriation, to contract with a state university or Florida College System institution to furnish specified alternative treatment options for certain veterans; providing requirements as to the provision of alternative treatment options and related assessment data; specifying eligibility to receive alternative treatment; requiring direction and supervision by certain licensed providers; requiring the department to annually prepare a report for submission to the Governor and Legislature; authorizing the department to adopt rules; providing an effective date.

By the Committee on Appropriations; and Senator Harrell—

CS for SB 1526—A bill to be entitled An act relating to telehealth; creating s. 456.47, F.S.; defining terms; establishing standards of practice for telehealth providers; authorizing telehealth providers to use telehealth to perform patient evaluations; authorizing certain telehealth providers to use telehealth to prescribe certain controlled substances under specified circumstances; 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; providing recordkeeping requirements for telehealth providers; providing registration requirements for out-of-state telehealth providers; requiring the Department of Health to publish certain information on its website; authorizing a board, or the department if there is no board, to take disciplinary action against a telehealth provider under certain circumstances; providing venue; providing exemptions from telehealth registration requirements; authorizing the applicable board, or the department if there is no board, to adopt rules; creating s. 627.42396, F.S.; prohibiting a contract between a certain health insurer and a telehealth provider from requiring the telehealth provider to be reimbursed at lesser amount than if the service were provided in person; amending s. 641.31, F.S.; prohibiting a contract between a certain health maintenance organization and a telehealth provider from requiring the telehealth provider to be reimbursed at lesser amount than if the service were provided in-person; requiring the department to annually review the amount of certain collected fees and make a determination relating to the sufficiency of funding to implement specified telehealth provisions; upon making a certain determination, requiring the department to indicate insufficient funding and recommend fee adjustments in its annual legislative budget request; providing an appropriation; authorizing positions; providing effective dates.

By the Committees on Appropriations; and Health Policy; and Senators Bean and Gruters—

CS for CS for SB 1528—A bill to be entitled An act relating to prescription drug importation programs; creating s. 381.02035, F.S.; requiring the Agency for Health Care Administration to establish the Canadian Prescription Drug Importation Program; defining terms; requiring the agency to contract with a vendor to facilitate wholesale prescription drug importation under the program; providing responsibilities for the vendor; providing eligibility criteria for prescription drugs, Canadian suppliers, and importers under the program; authorizing a Canadian supplier to export drugs into this state under the program under certain circumstances; providing eligibility criteria and requirements for drug importers; requiring participating Canadian suppliers and importers to comply with specified federal requirements for distributing prescription drugs imported under the program; prohibiting Canadian suppliers and importers from distributing, dispensing, or selling prescription drugs imported under the program outside of this state; requiring the agency to request federal approval of the program; requiring the request to include certain information; requiring the agency to begin operating the program within a specified timeframe after receiving federal approval; providing certain documentation requirements; requiring the agency to suspend the importation of drugs in violation of this section or any federal or state law or regulation; authorizing the agency to revoke the suspension under certain circumstances; requiring the agency to submit an annual report to the Governor and the Legislature by a specified date; providing requirements for such report; requiring the agency to notify the Legislature upon

federal approval of the program and to submit a proposal to the Legislature for program implementation and funding before a certain date; requiring the agency to adopt necessary rules; creating s. 465.0157, F.S.; establishing an international export pharmacy permit for participation in the International Prescription Drug Importation Program; providing requirements for permit application and renewal; amending s. 465.017, F.S.; authorizing the Department of Health to inspect international export pharmacy permittees; amending s. 499.005, F.S.; providing that the importation of a prescription drug under the International Prescription Drug Importation Program is not a prohibited act under that chapter; amending s. 499.0051, F.S.; providing an exemption from prosecution as a criminal offense for the importation of a prescription drug for wholesale distribution under the International Prescription Drug Importation Program; amending s. 499.01, F.S.; requiring an international prescription drug wholesale distributor to be permitted before operating; requiring nonresident prescription drug manufacturers to register with the Department of Business and Professional Regulation to participate in the program; providing an exception; establishing an international prescription drug wholesale distributor drug permit; providing permit requirements; amending s. 499.012, F.S.; providing application requirements for international prescription drug wholesale distributors and nonresident prescription drug manufacturers to participate in the program; amending s. 499.015, F.S.; establishing that prescription drugs imported under the International Prescription Drug Importation Program are not required to be registered under a specified provision; amending s. 499.065, F.S.; requiring the department to inspect international prescription drug wholesale distributor establishments; authorizing the department to determine that an international prescription drug wholesale distributor establishment is an imminent danger to the public and require its immediate closure under certain conditions; creating s. 499.0285, F.S.; requiring the Department of Business and Professional Regulation to establish the International Prescription Drug Importation Program for a specified purpose; providing definitions; providing eligibility criteria for prescription drugs, exporters, and importers under the program; requiring participating importers to submit certain documentation to the department for prescription drugs imported under the program; requiring the department to immediately suspend the importation of specific prescription drug or the importation of prescription drugs by a specific importer if a violation has occurred under the program; authorizing the department to revoke such suspension under certain circumstances; requiring the department to adopt necessary rules; requiring the agency, in collaboration with the Department of Business and Professional Regulation and the Department of Health, to negotiate a federal arrangement to operate a pilot program for importing prescription drugs into this state; providing that implementation of the act is contingent upon the federal authorization; requiring the department to notify the Legislature before implementation of the pilot program and to submit a proposal for pilot program implementation and funding; providing an effective date.

By the Committees on Appropriations; Commerce and Tourism; and Innovation, Industry, and Technology; and Senator Albritton—

CS for CS for CS for SB 1640—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 to changes made by the act; 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. 455.213, F.S.; requiring the Department of Business and Professional Regulation or a board to seek reciprocal licensing agreements with other states under certain circumstances; providing requirements; requiring the department, in consultation with applicable professional boards and the Department of Education, to conduct a specified review of certain apprenticeship programs; requiring the De-

partment of Business and Professional Regulation to submit a report to the Governor and the Legislature by a specified date; amending s. 468.385, F.S.; revising requirements relating to businesses auctioning or offering to auction property in this state; amending s. 468.401, F.S.; redefining the term “talent agency”; amending s. 468.408, F.S.; conforming provisions to changes made by the act; amending s. 468.412, F.S.; requiring employees of talent agencies to complete level 1 background screenings; amending s. 468.415, F.S.; prohibiting any agent, owner, or operator who commits sexual misconduct in the operation of a talent agency from acting as an agent, owner, or operator of a Florida talent agency; amending s. 468.524, F.S.; deleting specified exemptions from the time restriction for an employee leasing company to reapply for licensure; amending s. 468.613, F.S.; providing for waiver of specified requirements for certification under certain circumstances; amending s. 468.8314, F.S.; requiring an applicant for a license by endorsement to maintain a specified insurance policy; requiring the department to certify an applicant who holds a specified license issued by another state or territory of the United States under certain circumstances; amending s. 468.8414, F.S.; providing additional licensure requirements for mold remediators; amending s. 469.006, F.S.; providing additional 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 to changes made by the act; amending s. 471.005, F.S.; revising definitions; amending s. 471.011, F.S.; conforming a provision to changes made by the act; amending s. 471.015, F.S.; revising licensure requirements for engineers who hold specified licenses in another state; amending s. 471.023, F.S.; providing requirements for qualification of a business organization; providing requirements for a qualifying agent; deleting the administration of disciplinary action against a business organization; amending s. 473.308, F.S.; deleting continuing education requirements for license by endorsement for certified public accountants; amending s. 474.202, F.S.; revising the definition of the term “limited-service veterinary medical practice” to include certain vaccinations or immunizations; amending s. 474.207, F.S.; revising education requirements for licensure by examination; amending s. 474.217, F.S.; requiring the Department of Business and Professional Regulation to issue a license by endorsement to certain applicants who successfully complete a specified examination; amending s. 476.144, F.S.; requiring the department to license an applicant who is licensed to practice barbering in another state; amending s. 477.013, F.S.; revising the definition of the term “hair braiding”; repealing s. 477.0132, F.S., relating to registration for hair braiding, hair wrapping, and body wrapping; amending s. 477.0135, F.S.; providing additional exemptions from license or registration requirements for specified occupations or practices; amending s. 477.019, F.S.; conforming provisions to changes made by the act; amending s. 477.026, F.S.; conforming provisions to changes made by the act; amending s. 477.0263, F.S.; providing certain cosmetology services may be performed in a location other than a licensed salon under certain circumstances; amending ss. 477.0265 and 477.029, F.S.; conforming provisions to changes made by the act; amending s. 481.203, F.S.; revising definitions; amending s. 481.215, F.S.; conforming provisions to changes made by the act; revising requirements relating to the renewal of an interior designer license; specifying that the Board of Architecture and Interior Design shall only approve certain continuing education; providing exceptions; amending s. 481.219, F.S.; conforming provisions to changes made by the act; requiring certain licensees and applicants to qualify a business organization upon approval of the board; providing requirements for business organizations engaging in the practice of architecture or interior design and for the qualifying agents of such business organizations; revising construction; amending s. 481.221, F.S.; conforming provisions to changes made by the act; requiring a registered architect, an interior designer, and a business organization to display certain license numbers in specified advertisements; providing an exception; amending s. 481.229, F.S.; conforming provisions to changes made by the act; amending s. 481.303, F.S.; deleting the definition of the term “certificate of authorization”; amending s. 481.310, F.S.; providing that an applicant who holds certain degrees is not required to demonstrate 1 year of practical experience for licensure; amending s. 481.311, F.S.; requiring the Board of Landscape Architecture to certify an applicant who holds a specified license issued by another state or territory of the United States under certain circumstances; conforming provisions to changes made by the act; amending s. 481.317, F.S.; conforming provisions to changes made by the act; 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.; requiring a

landscape architect to display their certificate number in specified advertisements; amending s. 481.329, F.S.; conforming a cross-reference; amending s. 489.103, F.S.; revising certain contract prices for exemption; amending s. 489.111, F.S.; revising provisions relating to eligibility for licensure; amending s. 489.115, F.S.; requiring the Construction Industry Licensing Board to certify any applicant who holds a specified license to practice contracting issued by another state or territory of the United States under certain circumstances; amending s. 489.511, F.S.; requiring the board to certify as qualified for certification by endorsement any applicant who holds a specified license to practice electrical or alarm system contracting issued by another state or territory of the United States under certain circumstances; amending s. 489.517, F.S.; providing a reduction in certain continuing education hours required for registered contractors; amending s. 489.518, F.S.; requiring a person to have completed a specified amount of training within a certain time period to perform the duties of an alarm system agent; amending s. 492.104, F.S.; conforming provisions to changes made by the act; amending s. 492.108, F.S.; requiring the department to issue a license by endorsement to any applicant who has held a specified license to practice geology in another state, trust, territory, or possession of the United States for a certain period of time; providing that an applicant may take the examination required by the board if they have not met the specified examination requirement; 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 to changes made by the act; 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 an announcer; amending s. 553.74, F.S.; revising the membership and qualifications of the Florida Building Commission; amending ss. 559.25 and 287.055, F.S.; conforming provisions to changes made by the act; providing effective dates.

By the Committees on Appropriations; and Health Policy; and Senator Harrell—

CS for CS for SB 1712—A bill to be entitled An act relating to hospital licensure; amending s. 395.003, F.S.; deleting provisions relating to the licensure of certain hospitals; amending s. 395.0191, F.S.; deleting provisions relating to certificate of need applications; amending s. 395.1055, F.S.; revising the Agency for Health Care Administration'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; amending s. 395.1065, F.S.; conforming a cross-reference; repealing s. 395.6025, F.S., relating to rural hospital replacement facilities; amending s. 408.032, F.S.; revising and deleting definitions; amending s. 408.033, F.S.; conforming provisions to changes made by the act; amending s. 408.034, F.S.; authorizing the agency to issue a license to a general hospital that has not been issued a certificate of need under certain circumstances; revising duties and responsibilities of the agency 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.; deleting provisions related to the agency's consideration and review of applications for certificates of need for general hospitals and health services; amending s. 408.036, F.S.; providing an exception from certificate of need review requirements for the construction or establishment of a general hospital and the conversion of a specialty hospital to a general hospital; 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 to changes made by the act; repealing s. 408.0361, F.S., relating to cardiovascular services and burn unit licensure; amending ss. 408.037 and 408.039, F.S.; deleting provisions relating to certificate of need applications for general hospitals; amending s. 408.043, F.S.; deleting provisions relating to certificates of need for osteopathic acute care hospitals; amending s. 408.808, F.S.; authorizing the agency to issue an inactive license to a certain hospital under certain circumstances; providing effective dates.

By the Committees on Appropriations; and Health Policy—

CS for SB 7078—A bill to be entitled An act relating to health care; providing legislative intent; 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 a dental student loan repayment program for specified purposes; providing for the award of funds; providing the maximum number of years for which funds may be awarded; providing eligibility requirements; requiring the department to adopt rules; specifying that implementation of the program is subject to legislative appropriation; creating s. 381.40195, F.S.; providing a short title; providing definitions; requiring the Department of Health to establish the Donated Dental Services Program to provide comprehensive dental care to certain eligible individuals; requiring the department to contract with a nonprofit organization to implement and administer the program; specifying minimum contractual responsibilities; requiring the department to adopt rules; specifying that implementation of the program is subject to legislative appropriation; amending s. 395.1012, F.S.; requiring a licensed hospital to provide specified information and data relating to patient safety and quality measures to a patient under certain circumstances or to any person upon request; creating s. 395.1052, F.S.; requiring a hospital to notify a patient's primary care provider within a specified timeframe after the patient's admission; requiring a hospital to inform a patient, upon admission, of the option to request consultation between the hospital's treating physician and the patient's primary care provider or specialist provider; requiring a hospital to notify a patient's primary care provider of the patient's discharge and provide specified information and records to the primary care provider within a specified timeframe after discharge; amending s. 395.002, F.S.; revising the definition of the term "ambulatory surgical center"; 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 related to the delivery of surgical care to children in ambulatory surgical centers, in accordance with specified standards; specifying that ambulatory surgical centers may provide certain procedures only if authorized by agency rule; authorizing the reimbursement of per diem and travel expenses to members of the pediatric cardiac technical advisory panel, established within the Agency for Health Care Administration; revising panel membership to include certain alternate at-large members; providing term limits for voting members; providing that members of the panel under certain circumstances are agents of the state for a specified purpose; requiring the Secretary of Health Care Administration to consult the panel for advisory recommendations on certain certificate of need applications; authorizing the secretary to request announced or unannounced site visits to any existing pediatric cardiac surgical center or facility seeking licensure as a pediatric cardiac surgical center through the certificate of need process; providing a process for the appointment of physician experts to a site visit team; requiring each member of a site visit team to submit a report to the panel; requiring the panel to discuss such reports and present an advisory opinion to the secretary; providing requirements for an on-site inspection; requiring the Surgeon General of the Department of Health to provide specified reports to the secretary; 395.301, F.S.; requiring a licensed facility, upon placing a patient on observation status, to immediately notify the patient of such status using a specified form; requiring that such notification be documented in the patient's medical records and discharge papers; creating s. 542.336, F.S.; specifying that certain restrictive covenants entered into with certain physicians are not supported by legitimate business interests; providing legislative findings; providing that such restrictive covenants are void and remain void and unenforceable for a specified period; amending s. 624.27, F.S.; expanding the scope of direct primary care agreements, which are renamed "direct health care agreements"; conforming provisions to changes made by the act; creating s. 627.42393, F.S.; prohibiting certain health insurers from employing step-therapy protocols under certain circumstances; defining the term "health coverage plan"; clarifying that a health insurer is not required to take specific actions regarding prescription drugs; amending s. 641.31, F.S.; prohibiting certain health maintenance organizations from employing step-therapy protocols under certain circumstances; defining the term "health coverage plan"; clarifying that a health maintenance

organization is not required to take specific actions regarding prescription drugs; requiring the Office of Program Policy Analysis and Government Accountability to submit by a specified date a report and recommendations to the Governor and the Legislature which addresses this state's prospective entrance into the Interstate Medical Licensure Compact as a member state; providing parameters for the report; providing effective dates.

By the Committees on Appropriations; and Governmental Oversight and Accountability—

CS for SB 7098—A bill to be entitled An act relating to death benefits; reenacting and amending ss. 112.19 and 112.191, F.S., relating to death benefits for law enforcement, correctional, and correctional probation officers and for firefighters, respectively; revising definitions; revising the payment amounts of death benefits; deleting the provision requiring annual adjustment of the death benefit amount; conforming provisions regarding the waiver for specified educational expenses to changes made by the act; creating s. 112.1911, F.S.; establishing a death benefit for emergency medical technicians and paramedics to conform to s. 31, Art. X of the State Constitution; providing definitions; specifying eligibility and payment amounts for such death benefits; prescribing the procedure by which an emergency medical technician or a paramedic designates a beneficiary; specifying that such death benefits are supplementary and exempt from creditors' demands or claims; specifying the financial responsibility of employing agencies as to the payment of benefits; creating s. 112.1912, F.S.; defining the term "first responder"; providing a death benefit for certain educational expenses for the surviving spouse and children of certain first responders; authorizing a specified number of hours to be waived by certain educational institutions; providing requirements to receive such benefit; requiring the State Board of Education and the Board of Governors to adopt rules and regulations, respectively; amending s. 250.34, F.S.; modifying eligibility for certain death benefits for a deceased member of the Florida National Guard, to conform to s. 31, Art. X of the State Constitution; reenacting and amending s. 295.01, F.S.; modifying provisions governing educational expense waivers for the child or spouse of a servicemember; creating s. 295.061, F.S.; providing definitions; establishing a death benefit for active duty members of the United States Armed Forces, to conform to s. 31, Art. X of the State Constitution; specifying eligibility and other requirements for entitlement to such benefits; specifying the payment amount of such benefits; prescribing the procedure by which an active duty member designates a beneficiary; specifying that the state-funded benefit is in addition to any federal benefit; providing for funding of the death benefit; requiring the state to waive certain educational expenses of a child or spouse of a deceased active duty member of the United States Armed Forces; specifying conditions and requirements for the waiver; authorizing the State Board of Education and the Board of Governors to adopt rules and regulations, respectively; providing an effective date.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

EXECUTIVE APPOINTMENTS WITHDRAWN

President Bill Galvano
The Florida Senate
The Capitol, Suite 409
Tallahassee, FL 32399

April 17, 2019

Dear President Galvano:

I am writing to inform you that I have retracted the following appointment:

Bruce Laishley, District Board of Trustees, Florida Southwestern State College

Sincerely,

Ron DeSantis
Governor

The Honorable Ron DeSantis
Governor, State of Florida
PL05, The Capitol
400 South Monroe Street
Tallahassee, FL 32399-0001

April 18, 2019

Dear Governor DeSantis:

On behalf of the Florida Senate and pursuant to Senate Rule 12.8, attached is all evidence of the following gubernatorial appointment withdrawn as outlined in your letter dated April 17, 2019.

Bruce Laishley, District Board of Trustees, Florida Southwestern State College

Please let me know if you have any questions.

Regards,

Debbie Brown
Secretary

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 3 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, State Affairs Committee, Business & Professions Subcommittee and Representative(s) Grant, M.—

CS for CS for CS for HB 3—A bill to be entitled An act relating to preemption of local occupational licensing; creating s. 163.21, F.S.; providing definitions; preempting licensing of occupations to the state; providing exceptions; prohibiting local governments from imposing additional licensing requirements or modifying licensing unless specified conditions are met; specifying that certain local licensing that does not meet specified criteria does not apply and may not be enforced; amending s. 489.117, F.S.; specifying that certain specialty contractors are not required to register with the Construction Industry Licensing Board; prohibiting local governments from requiring certain specialty contractors to obtain a license under specified circumstances; specifying job scopes for which a local government may not require a license; amending s. 489.1455 and 489.5335, F.S.; authorizing counties and municipalities to issue certain journeyman licenses; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 5 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) DiCeglie, Beltran, Bush, Hill—

CS for CS for HB 5—A bill to be entitled An act relating to discretionary sales surtaxes; amending s. 212.055; requiring a two-thirds vote of certain county governing boards to authorize a discretionary sales surtax; requiring local government discretionary sales surtax referenda to be held on a specified date; requiring such referenda to be approved by a specified percentage of voters for passage; revising requirements and procedures for discretionary sales surtax performance audits; providing that the failure to comply with certain requirements renders any referendum held to adopt a discretionary sales surtax void; requiring a petition sponsor of an initiative to adopt a discretionary sales surtax to comply with specified requirements within a specified timeframe before

the proposed referendum; requiring a county to make the proposed referendum available on its official website; requiring the Office of Program Policy Analysis and Government Accountability, upon receiving a certain notice, to procure a certified public accountant for a performance audit; requiring a supervisor of elections to verify petition signatures and retain signature forms in a specified manner; providing that failure of an initiative sponsor to comply with the specified requirements renders any referendum held void; providing applicability; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 15 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Ways & Means Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Burton—

CS for CS for HB 15—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., relating to the Public Bid Disclosure Act; 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; providing purpose; 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 such sites and the information on such sites to comply with certain federal laws; 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 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; declaring that the act fulfills an important state interest; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 19 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee and Representative(s) Leek—

CS for HB 19—A bill to be entitled An act relating to prescription drug importation programs; creating s. 381.02035, F.S.; establishing the Canadian Prescription Drug Importation Program within the Agency for Health Care Administration for a specified purpose; providing definitions; requiring the agency to contract with a vendor to facilitate wholesale prescription drug importation under the program; providing responsibilities for the vendor; providing eligibility criteria for pre-

scription drugs, Canadian suppliers, and importers under the program; requiring participating Canadian suppliers and importers to comply with specified federal requirements for distributing prescription drugs imported under the program; prohibiting Canadian suppliers and importers from distributing, dispensing, or selling prescription drugs imported under the program outside of the state; requiring the agency to request federal approval of the program; providing requirements for such request; requiring the agency to begin operating the program within a specified timeframe after receiving federal approval; requiring the agency, in consultation with the vendor, to submit an annual report to the Governor and Legislature by a specified date; providing requirements for such report; requiring the agency to adopt rules; creating s. 499.0285, F.S.; requiring the Department of Business and Professional Regulation to establish the International Prescription Drug Importation Program for a specified purpose; providing definitions; providing eligibility criteria for prescription drugs, exporters, and importers under the program; requiring participating importers to submit certain documentation to the department for prescription drugs imported under the program; requiring the department to immediately suspend the importation of a specific prescription drug or importation by a specific importer if a violation has occurred under the program; authorizing the department to revoke such suspension under certain circumstances; requiring the department to adopt rules; creating s. 465.0157, F.S.; establishing an international export pharmacy permit for participation in the International Prescription Drug Importation Program; providing requirements for permit application and renewal; amending s. 465.017, F.S.; authorizing the department to inspect international export pharmacy permittees; amending s. 499.01, F.S.; requiring nonresident prescription drug manufacturers to register with the department to participate in the program; providing an exception; establishing an international prescription drug wholesale distributor permit; providing requirements for such permit; amending s. 499.012, F.S.; providing permit application requirements for international prescription drug wholesale distributors and nonresident prescription drug manufacturers to participate in the program; amending ss. 499.005, 499.0051, and 499.015, F.S.; conforming provisions to changes made by the act; amending s. 499.065, F.S.; requiring the department to inspect international prescription drug wholesale distributor establishments and require their immediate closure under certain circumstances; requiring the Department of Business and Professional Regulation, in collaboration with the Department of Health, to negotiate a federal arrangement to operate a pilot program for importing prescription drugs into the state; providing that implementation of the act is contingent upon such federal arrangement or obtaining federal guidance; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 23 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Ways & Means Committee and Representative(s) Yarborough, Donalds, Mercado—

CS for CS for HB 23—A bill to be entitled An act relating to telehealth; creating s. 220.197, F.S.; providing a tax credit for eligible taxpayers; authorizing an unused tax credit amount to be carried forward for a certain period of time; authorizing the Department of Revenue to perform audits and investigations under certain circumstances; authorizing the department to pursue recovery of tax credits if the taxpayer received such credit for which the taxpayer was not entitled; authorizing the transfer of a tax credit under certain circumstances; authorizing the department and the Office of Insurance Regulation to adopt rules; creating s. 456.47, F.S.; providing definitions; establishing a 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; authorizing certain telehealth providers to use telehealth to prescribe specified controlled substances under certain circumstances; 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; providing recordkeeping requirements for telehealth providers; providing registration requirements for out-of-state telehealth providers; requiring the Department of Health to publish certain information on its website; authorizing a board or the department if there is no board to revoke a telehealth provider's registration under certain circumstances; providing venue; providing exemptions to the registration requirement; providing rulemaking authority; providing an appropriation; authorizing positions; amending s. 624.509, F.S.; providing that a health insurer or health maintenance organization is allowed a tax credit against a specified tax imposed if it covers services provided by telehealth; authorizing an unused tax credit amount to be carried forward for a certain period of time; authorizing the Department of Revenue to perform audits and investigations under certain circumstances; authorizing the department to pursue recovery of tax credits if the taxpayer received such credit for which the taxpayer was not entitled; authorizing the transfer of a tax credit under certain circumstances; authorizing the department and the Office of Insurance Regulation to adopt rules; providing that an insurer claiming the tax credit is not required to pay any additional retaliatory tax; providing definitions; providing effective dates.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 101, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Business & Professions Subcommittee and Representative(s) Andrade, Killebrew, LaMarca, McClure, Overdorf, Sabatini—

CS for CS for HB 101—A bill to be entitled An act relating to public construction; amending s. 218.735, F.S.; conforming a cross-reference; revising the amounts of retainage that certain local government entities and contractors may withhold from progress payments for any construction services contract; removing provisions relating to retainage requirements after 50 percent completion of construction services; conforming a provision to changes made by the act; amending s. 255.05, F.S.; revising requirements for Department of Management Services rules governing certain contracts; amending s. 255.078, F.S.; revising the amounts of retainage that certain public entities and contractors may withhold from progress payments for any construction services contract; removing provisions relating to retainage requirements after 50 percent completion of construction services; conforming a provision to changes made by the act; amending s. 255.077, F.S.; conforming a cross-reference; specifying nonapplicability of the act; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 111 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health Quality Subcommittee and Representative(s) Plasencia, Sirois, Bush, Mercado—

CS for HB 111—A bill to be entitled An act relating to the practice of pharmacy; amending s. 381.0031, F.S.; requiring specified licensed pharmacists to report certain information relating to public health to the Department of Health; amending s. 465.003, F.S.; revising the definition of the term "practice of the profession of pharmacy"; creating s. 465.1865, F.S.; providing definitions; providing requirements for pharmacists to provide services under a collaborative pharmacy practice agreement; requiring the terms and conditions of such agreement to be appropriate to the training of the pharmacist and the scope of practice of the physician; requiring notification to the board upon practicing under

a collaborative pharmacy practice agreement; requiring pharmacists to submit a copy of the signed collaborative practice agreement to the Board of Pharmacy; providing for the maintenance of patient records for a certain period of time; providing for renewal of such agreement; requiring a pharmacist and the collaborating physician to maintain on file and make available the collaborative pharmacy practice agreement; prohibiting certain actions relating to the collaborative pharmacy practice agreement; requiring specified continuing education for a pharmacist who practices under a collaborative pharmacy practice agreement; requiring the Board of Pharmacy to adopt rules; creating s. 465.1895, F.S.; requiring the board to identify minor, nonchronic health conditions that a pharmacist may test or screen for and treat; providing requirements for a pharmacist to test or screen for and treat minor, nonchronic health conditions; requiring the board to develop a formulary of medicinal drugs that a pharmacist may prescribe; providing requirements for the written protocol between a pharmacist and a supervising physician; prohibiting a pharmacist from providing certain services under certain circumstances; requiring a pharmacist to complete a specified amount of continuing education; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 167 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Oversight, Transparency & Public Management Subcommittee and Representative(s) Andrade, Grieco, Sabatini, Smith, D.—

CS for HB 167—A bill to be entitled An act relating to local government public construction works; amending s. 255.20, F.S.; requiring the governing board of a local government to consider estimated costs of certain projects using generally accepted cost-accounting principles that account for specified costs when making a specified determination; requiring a local government that performs a project using its own services, employees, and equipment to disclose the actual costs of the project after completion to the Auditor General; requiring the Auditor General to review such disclosures as part of his or her routine audits of local governments; amending s. 336.41, F.S.; requiring estimated total construction project costs for certain projects to include specified costs; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 247 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health Quality Subcommittee and Representative(s) Mercado, Duran—

CS for HB 247—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 Subcommittee on Health and Human Services; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 301, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Civil Justice Subcommittee, Insurance & Banking Subcommittee and Representative(s) Santiago—

CS for CS for CS for HB 301—A bill to be entitled An act relating to insurance; amending s. 215.555, F.S.; specifying the required reimbursement of loss adjustment expenses in reimbursement contracts between the State Board of Administration and property insurers under the Florida Hurricane Catastrophe Fund on or after a specified date; amending s. 319.30, F.S.; specifying means by which an insurance company may forward certificates of title of certain salvage motor vehicles or mobile homes to the Department of Highway Safety and Motor Vehicles; revising the effective date of certain procedures and requirements relating to certificates of title; providing that certain electronic signatures satisfy certain signature requirements; amending s. 440.381, F.S.; revising a criminal penalty for the submission, with certain intent, of an employer application for workers' compensation insurance coverage which contains false, misleading, or incomplete information; providing that certain sworn statements in such applications are not required to be notarized; amending s. 921.0022, F.S.; conforming a provision to changes made by the act; creating s. 624.1055, F.S.; providing right of contribution of certain liability insurers against other liability insurers for defense costs; providing for apportionment of costs; providing for enforcement of right of contribution; providing construction; providing applicability; amending s. 624.155, F.S.; deleting a provision that tolls, under certain circumstances, a period before a civil action against an insurer may be brought; deleting a provision authorizing the Department of Financial Services to return a civil remedy notice for lack of specificity; prohibiting the filing of the notice within a certain timeframe under certain circumstances; amending s. 624.404, F.S.; adding a circumstance under which the Office of Insurance Regulation may waive a 3-year operation requirement for foreign or alien insurers and exchanges; amending s. 624.4085, F.S.; providing applicability of risk-based capital requirements for certain insurers; specifying risk-based capital determination for certain insurers; amending s. 626.914, F.S.; revising the definition of the term "diligent effort," as used in the Surplus Lines Law; amending s. 626.916, F.S.; removing the cap on per-policy fees charged by a filing surplus lines agent under certain circumstances; requiring such fees to be itemized and enumerated; authorizing a reasonable per-policy fee charged by a retail agent on surplus lines policies; requiring such fees to be itemized before policy purchase; amending s. 626.9541, F.S.; providing construction; amending s. 627.0655, F.S.; revising the circumstances under which certain insurance premium discounts are authorized; amending s. 627.426, F.S.; revising the requirements for sufficient proof of notice for certain insurance notices; amending s. 627.4555, F.S.; requiring life insurers that are required to provide a specified notice to policyowners of an impending lapse in coverage to also notify the policyowner's agent of record within a certain timeframe; providing that the agent is not responsible for any lapse in coverage; exempting the insurer from the requirement under certain circumstances; amending s. 627.7015, F.S.; revising the periods of time when property insurers must notify policyholders of certain mediation programs; amending s. 627.7295, F.S.; reducing the amount that must be collected from insureds before policies or binders are issued; providing applicability; providing effective dates.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 341 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Transportation & Infrastructure Subcommittee and Representative(s) LaMarca, Caruso, Jacobs—

CS for HB 341—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; revising information required to be contained in a crash report; specifying that certain persons are not considered passengers for the purpose of making crash reports; re-

quiring a member of a railroad train crew to furnish certain information under certain circumstances; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 349 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By PreK-12 Quality Subcommittee and Representative(s) DuBose, Alexander, Bush, Cortes, J., Daniels, Davis, Driskell, Eskamani, Grieco, Hill, Jacobs, Mercado, Newton, Payne, Perez, Plasencia, Polo, Rodrigues, R., Sirois, Valdes, Watson, C., Willhite, Williams—

CS for HB 349—A bill to be entitled An act relating to students with disabilities in public schools; amending s. 1003.573, F.S.; providing definitions; requiring school districts to prohibit the use of seclusion; providing requirements for the use of restraint; prohibiting specified restraint techniques; revising school district policies and procedures relating to restraint; requiring school districts to adopt positive behavior interventions and supports and certain policies and procedures; requiring school districts to publicly post specified policies and procedures; requiring school districts to provide training on certain interventions and supports to specified personnel; providing requirements for such training; requiring school districts to publish training procedures; requiring a school to develop a crisis intervention plan for certain students; providing requirements for such plans; providing requirements for documenting, reporting, and monitoring the use of restraint; conforming provisions to changes made by the act; requiring the department to make certain information available to the public by a specified date; 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; Appropriations Subcommittee on Education; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 407 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Rodrigues, R., Jenne—

HB 407—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; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 411, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health Market Reform Subcommittee and Representative(s) Perez—

CS for HB 411—A bill to be entitled An act relating to nonemergency medical transportation services; amending s. 316.87, F.S.; authorizing certain nonemergency medical transportation services to be provided to a Medicaid recipient by certain transportation network companies; requiring the Agency for Health Care Administration to update the

Florida Medicaid Non-Emergency Transportation Services Coverage Policy and other regulations by a certain date; specifying requirements for transportation network companies and transportation network company drivers; providing construction; providing an effective date.

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

The Honorable Bill Galvano, 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.

Jeff Takacs, Clerk

By Commerce Committee, Insurance & Banking Subcommittee and Representative(s) Smith, D.—

CS for CS for HB 429—A bill to be entitled An act relating to insurance guaranty associations; creating s. 626.8621, F.S.; authorizing an employee of the Florida Insurance Guaranty Association or an employee of a guaranty association of another state to adjust losses for the Florida Insurance Guaranty Association if certain conditions are met; amending s. 631.914, F.S.; revising requirements for the Office of Insurance Regulation in levying assessments on workers' compensation insurers; requiring such insurers to recoup the assessments by applying a certain surcharge percentage to certain policies; providing that an insurer's direct written premium may not be reduced by certain amounts for the purposes of determining insurer assessments or policyholder surcharges; authorizing the Florida Workers' Compensation Insurance Guaranty Association to audit certain reports; revising requirements for remitting policy surcharges and assessments; conforming cross-references; providing that assessments paid by an insurer constitute advances of funds to the association under certain circumstances; revising the requirements for the insurers' reconciliation reports to the Florida Workers' Compensation Insurance Guaranty Association; revising construction; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 475, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Transportation & Tourism Appropriations Subcommittee, Transportation & Infrastructure Subcommittee and Representative(s) Williamson, Ponder—

CS for CS for CS for HB 475—A bill to be entitled An act relating to certificates of title for vessels; creating s. 328.001, F.S.; providing a short title; creating s. 328.0015, F.S.; providing definitions; amending s. 328.01, F.S.; revising requirements for application for, and information to be included in, a certificate of title for a vessel; creating s. 328.015, F.S.; requiring the Department of Highway Safety and Motor Vehicles to retain certain information relating to ownership and titling of vessels; requiring the department to furnish certain information upon request; creating s. 328.02, F.S.; providing that the law of the state in which a vessel is titled governs all issues relating to a certificate of title; specifying when a vessel becomes covered by such certificate; amending s. 328.03, F.S.; requiring a vessel owner to deliver an application for certificate of title to the department by a specified time; revising circumstances under which a vessel must be titled by this state; providing requirements for issuing, transferring, or renewing the number of an undocumented vessel issued under certain federal provisions; deleting provisions relating to operation, use, or storage of a vessel; deleting provisions relating to selling, assigning, or transferring a vessel; specifying that a certificate of title is prima facie evidence of the accuracy of the information in the record that constitutes the certificate; creating s. 328.04, F.S.; providing requirements for the contents of a certificate of title; creating s. 328.045, F.S.; providing responsibilities of an owner

and insurer of a hull-damaged vessel when transferring an ownership interest in the vessel; requiring the department to create a new certificate indicating such damage; providing civil penalties; creating s. 328.055, F.S.; requiring the department to maintain certain information in its files; creating s. 328.06, F.S.; providing responsibilities of the department when creating a certificate of title; creating s. 328.065, F.S.; specifying effect of possession of a certificate of title; providing construction; amending s. 328.09, F.S.; providing duties of the department relating to creation, issuance, refusal to issue, or cancellation of a certificate of title; providing for a hearing; creating s. 328.101, F.S.; specifying that a certificate of title and certain other records are effective despite missing or incorrect information; amending s. 328.11, F.S.; providing requirements for obtaining a duplicate certificate of title; creating s. 328.12, F.S.; providing requirements for determination and perfection of a security interest in a vessel; providing applicability; creating s. 328.125, F.S.; providing requirements for the delivery of a statement of termination of a security interest; providing duties of the department; providing liability for noncompliance; creating s. 328.14, F.S.; providing for the rights of a purchaser of a vessel who is not a secured party; creating s. 328.145, F.S.; providing for the rights of a secured party; amending s. 328.15, F.S.; deleting certain provisions relating to notice of a lien; providing for future repeal of certain provisions; amending ss. 328.16 and 328.165, F.S.; conforming provisions to changes made by the act; creating s. 328.215, F.S.; specifying circumstances under which the department may create a new certificate of title after receipt of an application for a transfer of ownership or termination of a security interest unaccompanied by a certificate of title; authorizing the department to indicate certain information on the new certificate; authorizing the department to require a bond, indemnity, or other security; providing for the release of such bond, indemnity, or other security; providing that the department is not liable for creating a certificate of title based on erroneous or fraudulent information; providing penalties; creating s. 328.22, F.S.; providing requirements for the transfer of ownership in a vessel; providing effect of noncompliance; creating s. 328.23, F.S.; providing a definition; providing duties of the department upon receipt of a secured party's transfer statement; providing construction; creating s. 328.24, F.S.; providing a definition; providing requirements for a transfer of ownership by operation of law; providing duties of the department; providing applicability; creating s. 328.25, F.S.; providing that the principles and law of equity supplement the provisions of the act; creating s. 328.35, F.S.; authorizing the department to adopt rules to implement vessel titling provisions; amending ss. 409.2575, 705.103, and 721.08, F.S.; conforming provisions and cross-references to changes made by the act; providing construction and applicability regarding transactions, certificates of title, and records entered into or created, actions or proceedings commenced, and security interests perfected before the effective date of the act; providing applicability; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 521 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Agriculture & Natural Resources Subcommittee and Representative(s) McClure, Overdorf, Fernández, Rodríguez, A. M.—

CS for HB 521—A bill to be entitled An act relating to wetland mitigation; amending s. 373.4135, F.S.; providing legislative intent; authorizing a local government to allow permittee-responsible mitigation on lands purchased and owned by a local government for conservation purposes under certain circumstances; requiring such mitigation to meet specified requirements; providing an exception to provisions prohibiting a governmental entity from creating or providing mitigation for a project other than its own unless certain conditions are met; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 523 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Ways & Means Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Santiago—

CS for CS for HB 523—A bill to be entitled An act relating to Halifax Hospital Medical Center, Volusia County; amending chapter 2003-374, Laws of Florida; providing an exception to general law; authorizing the district to establish, own, construct, operate, manage, and maintain hospitals, facilities, and services within and beyond the boundaries of the district under certain conditions; providing legislative intent; providing that ad valorem taxes and non-ad valorem special assessments be expended only within the boundaries of the district; prohibiting the district from expending such funds outside the boundaries of the district; authorizing the district to contract with certain persons or entities to carry out the provisions of this act; authorizing the district to own and operate certain facilities and provide certain services throughout the state; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 547 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education Committee, Higher Education & Career Readiness Subcommittee and Representative(s) Clemons, Raschein—

CS for CS for HB 547—A bill to be entitled An act relating to the Stanley G. Tate Florida Prepaid College Program; amending s. 1009.98, F.S.; authorizing the transfer of fees associated with dormitory residency to approved qualified nonprofit organizations under certain circumstances; prohibiting transferred fees from exceeding a specified amount; providing a definition; amending s. 1009.983, F.S.; revising the composition of a certain direct-support organization's board of directors; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 549 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Sirois—

HB 549—A bill to be entitled An act relating to continuing education for dentists; amending s. 466.0135, F.S.; requiring a minimum of 2 hours of continuing education on the prescribing of controlled substances; providing an effective date.

—was referred to the Committees on Health Policy; Innovation, Industry, and Technology; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 597 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health Quality Subcommittee and Representative(s) Stark, Cortes, J., Jenne, Rodriguez, A. M., Watson, C.—

CS for HB 597—A bill to be entitled An act relating to adoption records; amending s. 63.162, F.S.; providing that the name and identity of a birth parent, an adoptive parent, and an adoptee may be disclosed from the adoption records without a court order under certain circumstances; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 629 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Gaming Control Subcommittee and Representative(s) Robinson—

CS for HB 629—A bill to be entitled An act relating to lottery games; creating s. 24.1056, F.S.; prohibiting the use of personal electronic devices to play, store, redeem, sell, or purchase lottery tickets or games; providing exceptions; defining the term "personal electronic device"; providing criminal penalties; amending s. 24.107, F.S.; requiring the Department of the Lottery to include a specified warning in advertisements or promotions of lottery games; providing requirements for such warning; amending s. 24.111, F.S.; requiring contracts between the department and a vendor to include a provision that requires the vendor to print a specified warning on all lottery tickets; providing requirements for such warning; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 641 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Andrade—

HB 641—A bill to be entitled An act relating to community development district bond financing; amending s. 190.016, F.S.; requiring district boards to authorize bonds by two-thirds vote of the members; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 651 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee and Representative(s) Smith, D.—

CS for HB 651—A bill to be entitled An act relating to medically essential electric utility service; amending s. 366.11, F.S.; specifying that certain utilities are not exempt from providing medically essential electric 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 service and service disconnection; providing certification requirements for customers; specifying duties of electric utilities; revising penalties for falsification of such certification; providing construction; creating s. 456.45, F.S.; requiring certain health care practitioners to inform certain patients of such certification process; requiring such practitioners to provide patients with completed medical certifications and document the certification; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Health Policy; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 741 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education Committee, Criminal Justice Subcommittee and Representative(s) Fine, Caruso, Altman, Byrd, Donalds, Fernandez-Barquin, Fetterhoff, Fischer, Gregory, Killebrew, LaMarca, Polsky, Ponder, Roach, Robinson, Rodriguez, A. M., Rommel, Slosberg, Stark, Watson, C., Yarborough—

CS for CS for HB 741—A bill to be entitled An act relating to anti-Semitism; amending s. 1000.05, F.S.; prohibiting discrimination in the Florida K-20 public education system based on religion; requiring a public K-20 educational institution to take into consideration anti-Semitism under certain instances of discrimination; defining the term "anti-Semitism"; providing construction; amending s. 1002.20, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 791 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Avila, Beltran, Roach—

HB 791—A bill to be entitled An act relating to sports franchises and facilities; amending s. 125.0104, F.S.; deleting provisions authorizing a county to impose a specified tax for debt service on bonds relating to sports franchise facilities and professional sports franchises; prohibiting revenues generated by specified county taxes to be used for sports franchises after a certain date; amending s. 125.35, F.S.; prohibiting a county from leasing specified professional sports franchise facilities; prohibiting revenues generated by convention development taxes to be used for sports franchises after a certain date; s. 212.0305, F.S.; prohibiting revenues collected after a specified date to be used for sports franchise activities; amending s. 212.205, F.S.; conforming a cross-reference; amending s. 212.20, F.S.; conforming provisions to changes made by the act; removing a provision that distributes specified sales tax revenues to certain applicants; amending s. 218.64, F.S.; conforming provisions to changes made by the act; amending s. 288.0001, F.S.; deleting a provision requiring the Office of Economic and Demographic Research and the Office of Program Policy Analysis and Government Accountability to provide an analysis regarding a sports development program; repealing ss. 288.1162, 288.11621, 288.11625, 288.11631, and 288.1171, F.S., relating to professional sports franchises and their duties, spring training baseball franchises, sports development, and the retention of Major League Baseball spring training baseball franchises, respectively; creating s. 288.11633, F.S.; prohibiting the lease of public lands for certain purposes related to sports franchises and their facilities; requiring the lease of a facility on public lands for certain purposes to be at fair market value; requiring a sports franchise to repay specified debt incurred by a local government related to construction of facilities; defining the terms "facility," "fair market value," and "sports franchise"; 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.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has adopted CS/HM 799 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Overdorf—

CS for HM 799—A memorial to the Congress of the United States, urging Congress to direct the United States Environmental Protection Agency to finalize a memorandum of agreement by July 1, 2019, so Florida can complete the assumption of a section 404 dredge and fill permitting program under the federal Clean Water Act.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 831 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee and Representative(s) Mariano—

CS for HB 831—A bill to be entitled An act relating to electronic prescribing; amending s. 456.42, F.S.; requiring all prescriptions to be electronically generated and transmitted; prohibiting electronic prescribing from interfering with a patient's freedom to choose a pharmacy; providing restrictions for electronic prescribing software; providing definitions; authorizing electronic prescribing software to display information regarding a payor's formulary under certain circumstances; amending ss. 456.0392, 458.3265, 458.331, 458.347, 459.0137, 459.015, and 459.022, F.S.; conforming provisions to changes made by the act; repealing s. 456.43, F.S., relating to electronic prescribing for medicinal drugs; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 833 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health Quality Subcommittee and Representative(s) Byrd, Sabatini—

CS for HB 833—A bill to be entitled An act relating to consultant pharmacists; amending s. 465.003, F.S.; revising the definition of the term "practice of the profession of pharmacy"; amending s. 465.0125, F.S.; authorizing a consultant pharmacist to perform specified services under certain conditions; prohibiting a consultant pharmacist from modifying or discontinuing medicinal drugs prescribed by a health care practitioner under certain conditions; revising the responsibilities of a consultant pharmacist; requiring a consultant pharmacist and a collaborating practitioner to maintain collaborative practice agreements; requiring collaborative practice agreements to be made available upon request from or upon inspection by the Department of Health; prohibiting a consultant pharmacist from diagnosing any disease or condition; defining the term "health care facility"; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 843 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee and Representative(s) Rodriguez, A. M.—

CS for HB 843—A bill to be entitled An act relating to patient access to primary care and specialist providers; creating s. 395.1052, F.S.; requiring a hospital to notify a patient's primary care or specialist provider within a specified timeframe after the patient's admission; requiring a hospital to inform a patient, upon admission, of the option to request consultation between the patient's primary care or specialist provider and the treating physician at the hospital; requiring a hospital

to notify a patient's primary care or specialist provider of the patient's discharge and provide specified information and records to the primary care or specialist provider within a specified timeframe after discharge; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 879 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health Market Reform Subcommittee and Representative(s) Williamson—

CS for HB 879—A bill to be entitled An act relating to genetic information used for insurance purposes; amending s. 627.4301, F.S.; defining terms; prohibiting life insurers and long-term care insurers from canceling, limiting, or denying coverage, or establishing differentials in premium rates, based on genetic information; prohibiting such insurers from taking certain actions relating to genetic information for any insurance purpose; providing applicability; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 885 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health Quality Subcommittee and Representative(s) Pigman—

CS for HB 885—A bill to be entitled An act relating to health care licensing requirements; creating s. 456.0231, F.S.; defining the term "physician"; exempting certain health care practitioners from specified licensing requirements when providing certain services to veterans in this state; authorizing the Department of Health to adopt rules; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 1027 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Aloupis, Donalds—

HB 1027—A bill to be entitled An act relating to the Office of Early Learning; amending s. 1002.82, F.S.; requiring certain preservice and inservice training requirements established by the Office of Early Learning to include specified professional development pathways; creating s. 1002.995, F.S.; requiring the office to develop certain training and course standards for school readiness program providers; requiring the office to identify certain formal and informal career pathways, stackable credentials, and certifications that meet specified criteria for such providers; requiring such credentials and certifications to align with a specified training when possible; providing for rule-making; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 1065 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Fine—

HB 1065—A bill to be entitled An act relating to the Melbourne-Tillman Water Control District, Brevard County; amending ch. 2001-336, Laws of Florida, as amended; revising the boundaries of the district; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1113 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health Market Reform Subcommittee and Representative(s) Renner—

CS for HB 1113—A bill to be entitled An act relating to health insurance savings programs; creating s. 627.6387, F.S.; providing a short title; providing definitions; authorizing a health insurer to offer a shared savings incentive program; prohibiting a health insurer from requiring an insured's participation in such program; providing procedures and requirements for a health insurer that offers such program; requiring the Office of Insurance Regulation to review a health insurer's filing; providing a minimum value for a shared savings incentive applicable for each shoppable health care service; providing the baseline for the savings calculation; providing that the shared savings incentive amount does not constitute income to the insured; providing report requirements; providing that a shared savings incentive is not an administrative expense for specified purposes; providing tax reductions; providing construction; authorizing the Financial Services Commission to adopt rules; creating s. 627.6648, F.S.; providing a short title; providing definitions; authorizing a health insurer to offer a shared savings incentive program; prohibiting a health insurer from requiring an insured's participation in such program; providing procedures and requirements for a health insurer that offers such program; requiring the office to review a health insurer's filing; providing a minimum value for a shared savings incentive applicable for each shoppable health care service; providing the baseline for the savings calculation; providing that the shared savings incentive amount does not constitute income to the insured; providing report requirements; providing that a shared savings incentive is not an administrative expense for specified purposes; providing tax reductions; providing construction; authorizing the commission to adopt rules; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 1175 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Magar—

HB 1175—A bill to be entitled An act relating to Martin County; amending chapter 2017-195, Laws of Florida; revising certain corporate boundaries; providing that, for purposes of complying with s. 218.23(1), Florida Statutes, millages levied within municipal service taxing units may be used for an indefinite period of time; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1243 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Appropriations Committee, Health Market Reform Subcommittee and Representative(s) Burton—

CS for CS for HB 1243—A bill to be entitled An act relating to hospital or group practice mergers, acquisitions, and other transactions; creating s. 542.275; providing definitions; requiring that a hospital submit specified information to the Office of the Attorney General of certain hospital or group practice mergers, acquisitions, and other transactions in certain timeframes; providing requirements for such notice; requiring the Attorney General to submit biennial reports to the Legislature; establishing a penalty; creating s. 542.336, F.S.; providing that certain restrictive covenants are void and unenforceable for a specified period; authorizing positions and providing appropriations; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has adopted HM 1281 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Sirois, Altman, Fetterhoff, Fischer, Gregory, Hill, Robinson, Sabatini, Smith, D.—

HM 1281—A memorial to the Congress of the United States, urging Congress to support the creation of the United States Space Force and the establishment of the Space Force and the United States Space Command in Florida.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 1323 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Grant, J., Bush—

HB 1323—A bill to be entitled An act relating to City of Tampa, Hillsborough County; amending ch. 23559, Laws of Florida (1945), as amended; providing that investments of the fund be consistent with specified written investment policy adopted by the board of trustees; requiring the board to exercise the judgment and care when making such investments; revising investment policy provisions to conform with general law; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1351 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee and Representative(s) La Rosa—

CS for HB 1351—A bill to be entitled An act relating to the City of St. Cloud, Osceola County; creating a special zone; providing boundaries; providing an exception to general law; providing space, seating, and minimum gross revenue requirements for special alcoholic beverage licenses for restaurants within boundaries; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1423 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) DiCeglie—

CS for HB 1423—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 residency requirements for certain board members; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 6017 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Duggan—

HB 6017—A bill to be entitled An act relating to small-scale comprehensive plan amendments; amending s. 163.3187, F.S.; removing the acreage limitations that apply to small-scale comprehensive plan amendments; providing an effective date.

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

The Honorable Bill Galvano, 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.

Jeff Takacs, Clerk

By Civil Justice Subcommittee and Representative(s) Fernandez-Barquin—

CS for HB 6515—A bill to be entitled An act for the relief of the Estate of Herminio Padilla, Jr., by the City of West Palm Beach, Palm Beach County, the City of Lake Worth, the City of Riviera Beach, and the Town of Palm Beach; providing for an appropriation to compensate his estate for injuries and damages sustained by Herminio Padilla, Jr., as a result of the alleged negligence of the City of West Palm Beach, Palm Beach County, the City of Lake Worth, the City of Riviera Beach, and the Town of Palm Beach; providing a limitation on the payment of attorney fees, lobbying fees, and costs or other similar expenses; 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 Bill Galvano, 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.

Jeff Takacs, Clerk

By Judiciary Committee and Representative(s) McClure—

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 and damages 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 Bill Galvano, 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.

Jeff Takacs, Clerk

By Civil Justice Subcommittee and Representative(s) Rodriguez, A. M.—

CS for HB 6523—A bill to be entitled An act for the relief of Jane Doe by the School Board of Miami-Dade County; providing for an appropriation to compensate Jane Doe for injuries and damages sustained as a result of the negligence of the School Board of Miami-Dade County; providing a limitation on the payment of attorney fees, lobbying 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 Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 6525 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Civil Justice Subcommittee and Representative(s) Fernández—

CS for HB 6525—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 Hillsborough County and one of its employees; providing a limitation on the payment of compensation, attorney fees, lobbying 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 Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7001 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Oversight, Transparency & Public Management Subcommittee and Representative(s) Aloupis—

HB 7001—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 1004.28, F.S., relating to an exemption from public meeting requirements for portions of certain state university direct-support organization meetings at which a proposal seeking research funding or a plan for initiating or supporting research is discussed; removing the scheduled repeal of the exemption; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7047 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Oversight, Transparency & Public Management Subcommittee and Representative(s) Good—

HB 7047—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 501.171, F.S., which provides a public records exemption for information received by the Department of Legal Affairs pursuant to a notification of a security breach or during the course of an investigation of such breach; removing the scheduled repeal of the exemption; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7049 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Oversight, Transparency & Public Management Subcommittee and Representative(s) Andrade—

HB 7049—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 559.5558, F.S., which provides a public record exemption for information held by the Office of Financial Regulation pursuant to an investigation or an examination under the Florida Consumer Collection Practices Act; removing the scheduled repeal of the exemption; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7051 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education Committee, Higher Education & Career Readiness Subcommittee and Representative(s) Byrd, Donalds—

CS for HB 7051—A bill to be entitled An act relating to higher education; amending s. 1001.706, F.S.; requiring the Board of Governors to develop and annually deliver a training program for state university board of trustees; providing requirements for such training program; authorizing specific persons to require the Office of the Inspector General to investigate specified allegations against a state university or its board of trustees; amending s. 1004.28, F.S.; providing requirements for the transfer of certain funds to a state university direct-support organizations; revising public records exemptions for state university direct-support organizations; amending s. 1004.70, F.S.; authorizing a Florida College System institution board of trustees to prescribe certain rules to limit the services, activities, and expenses of its direct-support organizations; providing requirements for transfer of state appropriations to a Florida College System institution direct-support organization; providing reporting requirements; prohibiting the transfer of funds to certain Florida College System institution direct-support organizations; prohibiting the use of state funds for travel expenses by a Florida College System institution direct-support organization; deleting an exception to the prohibition against direct-support organizations donating gifts to a political committee; amending s. 1008.32, F.S.; requiring the Commissioner of Education to report certain audit findings to State Board of Education under certain circumstances; requiring district school boards and Florida College System institutions to document compliance with the law; amending s. 1008.322, F.S.; requiring the Chancellor of the State University System to report certain audit findings to the Board of Governors under certain circumstances; requiring state universities to document compliance with the law under certain circumstances; amending s. 1011.012, F.S.; revising requirements for certain capital outlay budgets; requiring each university board of trustees to adopt a capital improvement plan; providing requirements for such plan; amending s. 1013.30, F.S. authorizing the Board of Governors to approve certain plan elements; automatically amending master plan upon adoption of capital outlay budget and capital improvement plan; requiring notice and review by the Board of Governors; amending s.

1013.35, F.S.; conforming provisions to changes made by the act; repealing s. 1013.61, F.S., relating to annual capital outlay budget; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7057 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Roach—

CS for HB 7057—A bill to be entitled An act relating to corrections; amending s. 330.41, F.S.; redefining the term "critical infrastructure facility" to include certain detention centers and correctional facilities for the purpose of restrictions on the operation of unmanned aircraft; reenacting and amending s. 943.13, F.S.; requiring any person employed as a full-time, a part-time, or an auxiliary correctional officer be at least 18 years of age; reenacting ss. 943.131(1)(a) and (c) and (4), 943.133(1) and (6), 943.137(1), 943.139(2), 943.1395(1), (2), and (3), 943.14(7), 943.17(4), 943.253, 944.105(7), 944.714(2), 945.035(3), 948.01(1)(a), 951.063, and 985.644(3)(b), F.S., relating to employment qualifications or requirements for certain officers, to incorporate the amendments made by the act; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 7065, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Insurance & Banking Subcommittee, Civil Justice Subcommittee and Representative(s) Rommel, Caruso, Donalds, Fetterhoff, Rodriguez, A. M., Sabatini—

CS for CS for HB 7065—A bill to be entitled An act relating to insurance assignment agreements; creating s. 627.7152, F.S.; providing definitions; providing requirements and limitations for property insurance assignment agreements; providing a burden of proof; providing that an assignment agreement does not affect managed repair arrangements under a property insurance policy; providing that an assignment agreement does not confer or create authority to adjust, negotiate, or settle a claim without authorization under part VI of chapter 626; providing that an acceptance by an assignee of an assignment agreement is a waiver by the assignee and its subcontractors of certain claims against an insured; specifying an insured's payment obligations under an assignment agreement; requiring notice of intent to initiate litigation; specifying requirements for such notice; requiring a written response to the notice of intent to initiate litigation; specifying requirements for such response; providing for an award of reasonable attorney fees for certain claims arising under an assignment agreement; providing for an award of reasonable attorney fees following a voluntary dismissal under certain circumstances; requiring the court to stay proceedings under certain circumstances; directing the Office of Insurance Regulation to require insurers to report specified data; requiring the Financial Services Commission to adopt rules; providing applicability; creating s. 627.7153, F.S.; defining the term "assignment agreement"; authorizing insurers to make available property insurance policies restricting the assignment of post-loss benefits under certain conditions; requiring annual notice of coverage options; requiring a written or electronic waiver under certain circumstances; requiring the office to approve a waiver form; providing applicability; amending s. 627.422, F.S.; providing that residential or commercial property insurance policies may not prohibit the assignment of post-loss benefits; providing an exception; prohibiting Citizens Property Insurance Corporation from implementing rate changes for certain policies; providing an exception; requiring certain rate filings to include specified information; requiring the corporation to inform policyholders of certain information; providing severability; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7067 by the required constitutional two-thirds vote of the membership and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health Quality Subcommittee and Representative(s) Yarborough—

HB 7067—A bill to be entitled An act relating to registration fees; amending s. 456.47; requiring an out-of-state health care provider to pay an application fee and biennial renewal fee to be registered to provide telehealth services in this state; providing a contingent effective date.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7073 by the required constitutional two-thirds vote of the membership and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health Quality Subcommittee and Representative(s) Plakon, Leek—

HB 7073—A bill to be entitled An act relating to permit and inspection fees; amending s. 465.0157, F.S.; requiring initial and renewal fees for international export pharmacy permits; amending s. 499.012, F.S.; requiring late renewal fees for international prescription drug wholesale distributors; amending s. 499.041, F.S.; requiring annual permit and inspection fees for international prescription drug wholesale distributors; providing a contingent effective date.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7087 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Justice Appropriations Subcommittee and Representative(s) Yarborough—

HB 7087—A bill to be entitled An act relating to trust funds; terminating the Public Defenders Revenue Trust Fund within the Justice Administrative Commission; providing for the disposition of balances in and revenues of such trust fund; providing procedures for the termination of the trust fund; repealing s. 27.61, F.S., relating to the Public Defenders Revenue Trust Fund; amending ss. 318.18 and 817.568, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was referred to the Committee on Rules.

RETURNING MESSAGES — FINAL ACTION

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 96.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 124.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 184.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/SB 248 by the required constitutional two-thirds vote of the members voting.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 7006.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 7012.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 7014.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed SB 7034.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed SB 7036.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed SB 7060.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

ENROLLING REPORTS

CS for CS for SB 96, CS for SB 124, CS for SB 184, CS for CS for CS for SB 248, CS for SB 7006, CS for SB 7012, CS for SB 7014, SB 7034, SB 7036, and SB 7060 have been enrolled, signed by the required constitutional officers, and presented to the Governor on April 22, 2019.

Debbie Brown, Secretary

CO-INTRODUCERS

Senators Broxson—CS for CS for SB 168; Farmer—SCR 1220; Stewart—CS for CS for CS for SB 1080

SENATE PAGES

April 22-26, 2019

Cecilia Bailey, Jacksonville; Sarah Bien-Aime, Orlando; Kaylin Bronson, Orlando; Miles Corbella, Tallahassee; Titus Etters, Tallahassee; Brandon Griggs, Jacksonville; Lewis "Cal" Hollingsworth, Sarasota; Isabelle Kelly, Wellington; John Kelly, Wellington; Olivia Kelly, Lake Placid; Catherine Kelly, Lake Placid; Brandan Louis, Orlando; Colby Millis, Ponte Vedra; Julianna Morgan, Tallahassee; Malina Murray, Gretna; Isui Sopon, Orlando; Sierra Tagman, Orlando



Journal of the Senate

Number 16—Regular Session

Tuesday, April 23, 2019

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CALL TO ORDER

The Senate was called to order by President Galvano at 10:00 a.m. A quorum present—37:

Mr. President	Farmer	Powell
Albritton	Flores	Rodriguez
Baxley	Gainer	Rouson
Benacquisto	Gibson	Simmons
Berman	Gruters	Simpson
Book	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Excused: Senator Rader

PRAYER

The following prayer was offered by Major Timothy Gilliam, Area Commander, Salvation Army of Lee, Hendry, Glades Counties, Fort Myers:

Almighty God, as we gather in this chamber this morning, our hearts are filled with gratitude and thanksgiving because you continually bestow unimaginable blessings upon us. You have endowed our state and its people with your provision, resources, and protection. This morning, we acknowledge you as the creator and sustainer of all things.

The days of this particular legislative session are drawing to a close, and, as they do, I ask that you continue to guide and inspire our lawmakers. Remind them that they represent all Floridians, in both times of prosperity as well as in times of despair. Give them wisdom to make right decisions and give them boldness to take actions that preserve the dignity of all of our citizens. Continue to lead our Governor, Senators, and Representatives. Help them to remember the poor, the needy, the elderly, and the disenfranchised.

Help us to care for our natural resources. You have blessed this state with so many. Motivate us to keep our water, air, and earth clean so that future generations can enjoy the beauty of these essential elements that give us life itself.

May we always be a people of hope, peace, and justice. May we be a positive example for the rest of the nation and a bright light to a world that, at times, seems to be growing darker. Teach us to love all that is good and to shun all that is evil.

Continue to guide and bless the men and women of this chamber. Remind them not only of the gravity of their positions, but also of the fact that you can make their burden lighter. Grant each of them your strength and encouragement, for I pray these things in your name. Amen.

PLEDGE

Senate Pages, Isabelle Kelly of Wellington, niece of Senator Benacquisto; John Kelly of Wellington, nephew of Senator Benacquisto; Miles Corbella of Tallahassee; Brandan Louis of Orlando; and Julianna Morgan 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. Daniel Patrick Montero of Ponte Vedra, sponsored by Senator Bean, as the doctor of the day. Dr. Montero specializes in primary care sports medicine.

ADOPTION OF RESOLUTIONS

At the request of Senator Passidomo—

By Senator Passidomo—

SR 1852—A resolution recognizing May 2019 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, among the 50 states, Florida had the second-highest average number of bladder cancer diagnoses per year as of 2018, and

WHEREAS, bladder cancer is the fourth most common cancer in men and more men than women are diagnosed with bladder cancer each year, and, as of 2015, approximately 708,444 people in the United States were living with bladder cancer, and

WHEREAS, approximately 81,190 new cases of bladder cancer were expected to be diagnosed in 2018, and approximately 17,240 deaths from bladder cancer were expected, and

WHEREAS, although bladder cancer can occur at any age, a higher percentage of people suffering from the disease are 55 years of age or older, and

WHEREAS, bladder cancer ranks 18th of all diseases in the United States in terms of research dollars expended, and

WHEREAS, exposure to certain workplace chemicals and smoking are major contributors to the disease, and

WHEREAS, because diagnosis can be delayed due to lack of awareness of early symptoms, patients should discuss anything unusual with their urinary system with their doctors, NOW, THEREFORE,

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

That May 2019 is recognized as “Bladder Cancer Awareness Month” in Florida.

—was introduced, read, and adopted by publication.

At the request of Senator Hooper—

By Senator Hooper—

SR 1866—A resolution to remember the extraordinary life of Walter Loebenberg, founder of The Florida Holocaust Museum.

WHEREAS, Walter Loebenberg was born on May 22, 1924, in Waechtersbach, Germany, and moved with his family to Frankfurt to escape the rising tide of antisemitism in his small hometown, and

WHEREAS, Walter Loebenberg was forced to leave school and went to work as an apprentice in a bakery, and he and his family were in Frankfurt on Kristallnacht—the Night of the Broken Glass—in November of 1938, and

WHEREAS, Walter Loebenberg immigrated to the United States, arriving at Ellis Island on May 22, 1939, his 15th birthday, and

WHEREAS, Walter Loebenberg went on to serve in the European theater during World War II and fought at the Battle of the Bulge, and General Dwight D. Eisenhower personally presented him with a Bronze Star in recognition of his service, and

WHEREAS, after the war, Walter Loebenberg settled in Chicago, where he met and married his wife, Edie, and began a business career that spanned seven decades, and

WHEREAS, in 1969, Walter and Edie Loebenberg, who were married for nearly 62 years, settled in St. Petersburg, where they devoted their lives to family and community, and

WHEREAS, Walter Loebenberg never forgot the victims of the Holocaust and their families and, in remembrance of those lost and shattered lives, he founded The Florida Holocaust Museum in 1992, which has kept alive the lessons of the past to help create a better future for all, and

WHEREAS, Walter Loebenberg died peacefully at home on January 29, 2019, leaving behind three children, eight grandchildren, and seven great-grandchildren and a legacy of love and compassion, NOW, THEREFORE,

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

That the extraordinary life of Walter Loebenberg, founder of The Florida Holocaust Museum, is remembered.

—was introduced, read, and adopted by publication.

BILLS ON THIRD READING

Consideration of **CS for SB 292** was deferred.

SB 7050—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 559.5558, F.S., which provides an exemption from public records requirements for information collected in connection with investigations and examinations by the Office of Financial Regulation of the Financial Services Commission; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title.

Pending further consideration of **SB 7050**, pursuant to Rule 3.11(3), there being no objection, **HB 7049** was withdrawn from the Committees on Banking and Insurance; Governmental Oversight and Accountability; and Rules.

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

HB 7049—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 559.5558, F.S., which provides a public record exemption for information held by the Office of Financial Regulation pursuant to an investigation or an examination under the Florida Consumer Collection Practices Act; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **SB 7050** and read the second time by title.

On motion by Senator Rouson, by two-thirds vote, **HB 7049** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Farmer	Powell
Albritton	Flores	Rodriguez
Baxley	Gainer	Rouson
Benacquisto	Gibson	Simmons
Berman	Gruters	Simpson
Book	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

MOTIONS

On motion by Senator Benacquisto, the rules were waived and all bills passed on Wednesday, April 17, 2019, were immediately certified to the House.

SB 648—A bill to be entitled An act relating to continuing education for dentists; amending s. 466.0135, F.S.; requiring a licensed dentist to complete a minimum of 2 hours of continuing education on the prescribing of controlled substances biennially; providing an effective date.

—was read the third time by title.

Pending further consideration of **SB 648**, pursuant to Rule 3.11(3), there being no objection, **HB 549** was withdrawn from the Committees on Health Policy; Innovation, Industry, and Technology; and Rules.

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

HB 549—A bill to be entitled An act relating to continuing education for dentists; amending s. 466.0135, F.S.; requiring a minimum of 2 hours of continuing education on the prescribing of controlled substances; providing an effective date.

—a companion measure, was substituted for **SB 648** and read the second time by title.

On motion by Senator Mayfield, by two-thirds vote, **HB 549** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Brandes	Gruters
Albritton	Braynon	Harrell
Baxley	Broxson	Hooper
Benacquisto	Cruz	Hutson
Berman	Diaz	Mayfield
Book	Farmer	Montford
Bracy	Flores	Passidomo
Bradley	Gibson	Perry

Pizzo	Simmons	Taddeo
Powell	Simpson	Thurston
Rodriguez	Stargel	Torres
Rouson	Stewart	Wright

Nays—None

Vote after roll call:

Yea—Gainer

CS for CS for CS for SB 1080—A bill to be entitled An act relating to hazing; amending s. 1006.63, F.S.; redefining the term “hazing”; expanding the crime of hazing, a third degree felony, to include when a person solicits others to commit or is actively involved in the planning of hazing; expanding the crime of hazing, a first degree misdemeanor, to include when a person solicits others to commit or is actively involved in the planning of hazing; providing that a person may not be prosecuted if certain conditions are met; providing immunity from prosecution to persons who meet specified requirements; defining the term “aid”; reenacting s. 1001.64(8)(e), F.S., relating to Florida College System institution boards of trustees and related powers and duties, to incorporate the amendment made to s. 1006.63, F.S., in a reference thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Book, **CS for CS for CS for SB 1080** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Farmer	Pizzo
Albritton	Flores	Powell
Baxley	Gainer	Rodriguez
Benacquisto	Gibson	Rouson
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Diaz	Perry	Wright

Nays—None

Vote after roll call:

Yea—Cruz

CS for CS for SB 7030—A bill to be entitled An act relating to implementation of legislative recommendations of the Marjory Stoneman Douglas High School Public Safety Commission; amending s. 30.15, F.S.; requiring sheriffs to assist district school boards and charter school governing boards with compliance with a specified provision; requiring sheriffs to provide access to the Coach Aaron Feis Guardian Program; conforming a provision to changes made by the act; requiring sheriffs to establish a school guardian program or contract with another sheriff's office that has established a program under a certain condition; authorizing sheriffs that have established a guardian program to contract to provide training for specified purposes; requiring charter school governing boards to notify the superintendent or district school safety specialist and the sheriff in the county before training is executed; providing for reimbursement of a sheriff who conducts such training; removing the prohibition against classroom teachers serving as school guardians; conforming provisions to changes made by the act; revising certification requirements for school guardians; prohibiting individuals from serving as school guardians unless they are appointed by a superintendent or charter school principal, as applicable; amending s. 843.08, F.S.; adding school guardians to the list of officials the false personation of whom is prohibited and subject to criminal penalties; making technical changes; amending s. 943.03, F.S.; requiring the Department of Law Enforcement to consult with sheriffs who establish a

guardian program on programmatic guiding principles, practices, and resources relating to the development and implementation of the program; amending s. 943.082, F.S.; requiring school districts to promote the use of a mobile suspicious activity reporting tool through specified platforms and mediums; amending s. 1001.10, F.S.; requiring the Commissioner of Education to review recommendations from the School Hardening and Harm Mitigation Workgroup; requiring the commissioner to submit a summary to the Governor and the Legislature by a specified date; providing requirements for the summary; amending s. 1001.11, F.S.; revising the duties of the commissioner to include oversight and facilitation of compliance with the safety and security requirements of the Marjory Stoneman Douglas High School Public Safety Act by specified persons and entities; amending s. 1001.212, F.S.; requiring the Office of Safe Schools to annually provide training for specified personnel; conforming provisions to changes made by the act; requiring the office to provide data to support the evaluation of mental health services; requiring the office to provide technical assistance for school safety incident reporting; requiring the office to collect data through the school environmental safety incident reports; requiring the office to review and evaluate school district reports for compliance; requiring a district school board to withhold a superintendent's salary in response to the superintendent's noncompliance; requiring the office to convene a School Hardening and Harm Mitigation Workgroup; providing for membership and duties of the workgroup; requiring the workgroup to submit a report and recommendations to the executive director of the office and the commissioner; providing requirements for the report; providing for future repeal; requiring the office to develop a behavioral threat assessment instrument; providing requirements for the instrument; requiring the office to establish the Statewide Threat Assessment Database Workgroup to make certain recommendations relating to a statewide threat assessment database; providing requirements for the database; requiring the workgroup to report recommendations to the office by a specified date; providing requirements for such recommendations; requiring the office to monitor school district and public school, including charter school, compliance with requirements relating to school safety; requiring the office to report incidents of noncompliance to the commissioner and the state board; requiring the office to annually publish a list containing specified information relating to safe-school officers; amending s. 1002.33, F.S.; requiring charter schools to comply with specified provisions; amending s. 1003.25, F.S.; providing requirements for the transfer of certain student records; amending s. 1006.07, F.S.; revising requirements for certain types of emergency drills; requiring that a school safety specialist be a school administrator employed by the school district or a law enforcement officer employed by the sheriff's office located in the school district; providing requirements for a school safety specialist designated from a sheriff's office; providing that a school safety specialist designated from a sheriff's office remains an employee of such office for certain purposes; authorizing the sheriff and school superintendent to determine by agreement the reimbursement or sharing of costs associated with employment of the law enforcement officer as a school safety specialist; requiring district school boards to adopt an active assailant response plan; requiring each district school superintendent and charter school principal to certify by a specified date, and annually thereafter, that all school personnel have received annual training under the plan; requiring that certain policies adopted by school districts include procedures for behavioral threat assessments; requiring threat assessment teams to utilize the behavioral threat assessment instrument and the threat assessment database developed by the office when they become available; requiring threat assessment teams to verify that, upon a student's transfer to a different school, any intervention services provided to the student remain in place until the team makes a certain determination; requiring district school boards to adopt policies for accurate and timely reporting of school environmental safety incidents; providing penalties for noncompliance with such policies; requiring the State Board of Education to adopt rules establishing requirements for school environmental safety incident reports; amending s. 1006.12, F.S.; requiring district school boards and school district superintendents to partner with security agencies to establish or assign safe-school officers; requiring district school boards to collaborate with charter school governing boards to facilitate access to all safe-school officer options; expanding the categories of individuals who may serve as school guardians; authorizing school districts and charter school governing boards to contract with security agencies to employ school security guards; providing requirements for school security guards; authorizing the Department of Law Enforcement to provide certain entities with

specified data relating to psychological evaluations administered to school security guard applicants; providing requirements for contracts between a security agency and a school district or charter school governing board; providing that certain school security guards are in support of school-sanctioned activities and are required to aid in the prevention or abatement of certain incidents; requiring certain school districts to notify the county sheriff and the Office of Safe Schools after the occurrence of specified events; requiring school districts to assign school resource officers or school safety officers to charter schools under certain circumstances; requiring school districts to retain specified allocation funds for a specified purpose if such officers are assigned; amending s. 1006.13, F.S.; revising requirements for school district zero-tolerance policies; amending s. 1006.1493, F.S.; requiring the Florida Safe Schools Assessment Tool (FSSAT) to be the primary site security assessment tool for school districts; requiring the department to require a security consulting firm to review recommendations of the School Hardening and Harm Mitigation Workgroup; requiring the office to annually make the FSSAT available by a specified date; requiring the office to provide FSSAT training; amending s. 1011.62, F.S.; modifying the required use of funds in the safe schools allocation; providing for retroactive application; providing legislative intent; expanding, as of a specified date, the categorical fund that may be accessed to improve classroom instruction or improve school safety; revising requirements for a district school board's annual financial report to the Department of Education; requiring each school district to report that the public schools within the district have completed the required school security risk assessment; providing that a charter school's share of costs for a school resource officer or school safety officer may not exceed a specified amount if a district school board is required to assign such an officer to the charter school; deleting obsolete language; expanding the purpose of the mental health assistance allocation; providing that charter schools that take a specified action are entitled to a proportionate share of certain funding; deleting a requirement that restricted to certain elements how a specified percentage of a district's mental health assistance allocation could be expended; revising requirements for a plan required to be developed by school districts before distribution of such allocation; requiring that the plans include charter schools, except in certain circumstances; authorizing, rather than requiring, charter schools to develop and submit a specified plan; revising requirements for school districts' and charter schools' plans; revising requirements relating to a specified report required by school districts to annually submit to the department; reenacting s. 921.0022(3)(b), F.S., relating to the offense severity ranking chart of the Criminal Punishment Code, to incorporate the amendment made to s. 843.08, F.S., in a reference thereto; providing a declaration of important state interest; providing effective dates.

—as amended April 17, was read the third time by title.

On motion by Senator Diaz, **CS for CS for SB 7030**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—22

Mr. President	Diaz	Passidomo
Albritton	Gainer	Perry
Baxley	Gruters	Simmons
Bean	Harrell	Simpson
Benacquisto	Hooper	Stargel
Bradley	Hutson	Wright
Brandes	Lee	
Broxson	Mayfield	

Nays—17

Berman	Flores	Rouson
Book	Gibson	Stewart
Bracy	Montford	Taddeo
Braynon	Pizzo	Thurston
Cruz	Powell	Torres
Farmer	Rodriguez	

CS for SB 292—A bill to be entitled An act relating to education; amending s. 1001.43, F.S.; making a technical change; prohibiting a district school board from prohibiting a student from lawfully wearing

the uniform of any of the Armed Forces of the United States or of the state at his or her graduation ceremony; providing an effective date.

—was read the third time by title.

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

Amendment 1 (673640) (with title amendment)—Delete line 28 and insert:

student from lawfully wearing the dress uniform of any of the Armed

And the title is amended as follows:

Delete line 5 and insert: lawfully wearing the dress uniform of any of the Armed

On motion by Senator Lee, **CS for SB 292**, as amended, was passed, ordered engrossed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Diaz	Perry
Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rodriguez
Benacquisto	Gibson	Rouson
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Cruz	Passidomo	Wright

Nays—None

Consideration of **CS for CS for SB 7040** and **CS for SB 7042** was deferred.

SB 7048—A bill to be entitled An act relating to disclosure of confidential records; amending s. 394.4615, F.S.; requiring service providers to disclose information from a clinical record under certain circumstances relating to threats to cause seriously bodily injury or death; amending s. 456.059, F.S.; requiring, rather than authorizing, psychiatrists to disclose certain patient communications for purposes of notifying potential victims and law enforcement agencies of certain threats; amending s. 490.0147, F.S.; requiring, rather than authorizing, psychologists to disclose certain patient and client communications for purposes of notifying potential victims and law enforcement agencies of certain threats; providing psychologists with immunity from specified liability and actions under certain circumstances; amending s. 491.0147, F.S.; requiring, rather than authorizing, certain license holders and certificate holders to disclose certain patient and client communications for purposes of notifying potential victims and law enforcement agencies of certain threats; providing such persons with immunity from specified liability and actions; reenacting s. 490.009, F.S., relating to discipline of psychiatrists; reenacting s. 491.009, F.S., relating to discipline of psychologists; providing an effective date.

—was read the third time by title.

On motion by Senator Book, **SB 7048** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Book	Cruz
Albritton	Bracy	Diaz
Baxley	Bradley	Farmer
Bean	Brandes	Flores
Benacquisto	Braynon	Gainer
Berman	Broxson	Gibson

Gruters	Passidomo	Simpson
Harrell	Perry	Stargel
Hooper	Pizzo	Stewart
Hutson	Powell	Taddeo
Lee	Rodriguez	Thurston
Mayfield	Rouson	Torres
Montford	Simmons	Wright

Nays—None

HB 5303—A bill to be entitled An act relating to child support enforcement; amending s. 409.2567, F.S.; revising a requirement that the Department of Revenue pay a federally required annual fee for public assistance cases involving certain individuals; providing an effective date.

—was read the third time by title.

On motion by Senator Bradley, **HB 5303** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Diaz	Perry
Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rodriguez
Benacquisto	Gibson	Rouson
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Cruz	Passidomo	Wright

Nays—None

HB 5401—A bill to be entitled An act relating to the Department of Environmental Protection; transferring primary powers and duties of the Fish and Wildlife Conservation Commission relating to certain environmental crimes and the enforcement of related laws to the Division of Law Enforcement within the Department of Environmental Protection; providing requirements for a memorandum of agreement between the department and the commission regarding their respective responsibilities; reassigning personnel and equipment from the Office of Emergency Response within the department to the Division of Law Enforcement within the department; providing for a transition advisory working group; providing for the retention and transfer of specified benefits for employees who are transferred from the commission to the department; amending s. 20.255, F.S.; establishing the Division of Law Enforcement within the department; providing law enforcement officers of the department who meet certain requirements with specified authority; amending s. 258.004, F.S.; requiring the Division of Law Enforcement of the department and its officers and the Division of Law Enforcement of the commission and its officers to enforce laws relating to state parks; amending s. 258.008, F.S.; providing for certain fines to be paid to the department and deposited in the State Park Trust Fund; amending s. 258.501, F.S.; conforming provisions to changes made by the act; amending s. 282.709, F.S.; appointing a representative of the Division of Law Enforcement of the department to the Joint Task Force on State Agency Law Enforcement Communications; amending s. 316.640, F.S.; vesting the enforcement of certain traffic laws in the Division of Law Enforcement of the department; amending s. 376.3071, F.S.; authorizing the use of moneys from the Inland Protection Trust Fund for the enforcement of certain laws by the department; amending ss. 403.413 and 784.07, F.S.; revising definitions; amending ss. 843.08 and 843.085, F.S.; providing penalties for false personation and unlawful use of badges and other symbols of an officer of the department, respectively; amending s. 870.04, F.S.; vesting the dispersment of riotous assembly in the officers of the department; amending s. 932.7055, F.S.; providing for proceeds accrued pursuant to the Florida

Contraband Forfeiture Act to be deposited in specified trust funds of the department; reenacting s. 790.166(8)(a), F.S., relating to the prohibited manufacturing, possession, sale, delivery, display, use, or attempted or threatened use of a weapon of mass destruction or hoax weapon of mass destruction, to incorporate the amendment made to s. 784.07, F.S., in a reference thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Bradley, **HB 5401** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Diaz	Perry
Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rodriguez
Benacquisto	Gibson	Rouson
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Cruz	Passidomo	Wright

Nays—None

SPECIAL ORDER CALENDAR

CS for SB 42—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 Hillsborough County and one of its employees; 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 42**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 6525** was withdrawn from the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

On motion by Senator Taddeo—

CS for HB 6525—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 Hillsborough County and one of its employees; providing a limitation on the payment of compensation, attorney fees, lobbying fees, and costs; providing an effective date.

—a companion measure, was substituted for **CS for SB 42** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 6525** was placed on the calendar of Bills on Third Reading.

On motion by Senator Simpson—

CS for CS for CS for CS for SB 76—A bill to be entitled An act relating to driving while using a wireless communications device; amending s. 316.305, F.S.; revising a short title; redefining the term “wireless communications device”; revising legislative intent; prohibiting a person from operating a motor vehicle while using a wireless communications device; authorizing a law enforcement officer during a specified period to stop motor vehicles to issue warnings to persons who are driving while using a wireless communications device; providing for

repeal of that authorization; authorizing a law enforcement officer, on and after a specified date, to stop motor vehicles and issue citations to persons who are driving while using a wireless communications device; revising exceptions to such prohibition; providing that a user's billing records for a wireless communications device or the testimony of or written statements from certain authorities are admissible as evidence in crashes involving serious bodily injury; requiring that law enforcement officers indicate specified information in the uniform traffic citation; providing penalties for driving while using a wireless communications device; authorizing first-time offenders to participate in a wireless communications device driving safety program, in lieu of the imposition of penalties; authorizing a clerk of the court to dismiss a case and assess court costs under certain circumstances; requiring the deposit of fines into the Emergency Medical Services Trust Fund of the Department of Health; deleting a provision requiring that enforcement be accomplished only as a secondary action; requiring law enforcement officers to record the race and ethnicity of violators when issuing a citation for a violation of this section; requiring all law enforcement agencies to maintain such information and report it to the Department of Highway Safety and Motor Vehicles in a form and manner determined by the department; beginning on a specified date, requiring the department to annually report the data to the Governor and Legislature; providing requirements for the report; authorizing the department, in consultation with the Department of Transportation, to implement a statewide campaign to raise awareness of and encourage compliance with the prohibition on operating a motor vehicle while using a wireless communications device; authorizing the department to use certain messaging to implement the campaign; authorizing the department to contract with certain entities for certain purposes; providing effective dates.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for CS for SB 76** was placed on the calendar of Bills on Third Reading.

On motion by Senator Lee—

CS for SB 7068—A bill to be entitled An act relating to transportation; creating s. 338.2278, F.S.; creating the Multi-use Corridors of Regional Economic Significance Program within the Department of Transportation; providing the purpose of the program; specifying the corridors included in the program; specifying that projects undertaken in the corridors are tolled facilities and certain approved turnpike projects, and are considered as Strategic Intermodal System facilities; requiring the department to identify certain opportunities to accommodate or collocate multiple types of infrastructure-addressing issues during the project development phase; requiring the department to utilize an inclusive, consensus-building mechanism for each proposed multi-use corridor identified during the project development phase; requiring the department to convene a corridor task force composed of certain representatives for each multi-use corridor; requiring the secretary of the department to appoint the members of the respective corridor task forces by a specified date; providing requirements for the corridor task forces; requiring the department to adhere to certain recommendations of the task force created for each corridor; authorizing the task force for each corridor to consider and recommend certain innovative concepts; authorizing the department, in consultation with the Department of Environmental Protection, to incorporate certain features into each corridor during the project development phase; requiring each corridor task force to submit a certain report to the Governor and the Legislature by a specified date; providing specified requirements that must be met before project construction in any identified corridor is eligible for funding; providing exceptions to such requirements; authorizing sources of funding for the projects; authorizing the department to accept certain donations of land for the projects; requiring that certain toll revenues from the turnpike system be used to repay advances received from the State Transportation Trust Fund; providing requirements for the department relating to certain delegated responsibilities; requiring the department to perform a specified project evaluation on certain projects; requiring that certain decisions on projects be determined in accordance with applicable department rules, policies, and procedures; authorizing the Division of Bond Finance, on behalf of the department, to issue certain bonds to finance projects in the program, as provided in the State Bond Act; providing specified dates for the construction of the projects and opening of the corridors; providing for specified transfers from the State Transportation Trust

Fund to the General Revenue Fund; providing for specified allocations of such transfers; providing requirements for use of funds allocated to the Transportation Disadvantaged Trust Fund; providing that allocated funds are in addition to any other statutory funding allocations; requiring that specified uncommitted funds be used by the department to fund program projects; authorizing the adopted work program to be amended to transfer funds between appropriations categories or to increase an appropriation category for a certain purpose; authorizing the department to waive consideration of certain matching funds relating to specified programs for hurricane-impacted counties with respect to certain project awards; amending s. 334.044, F.S.; requiring that the department, in consultation with affected stakeholders, provide a road and bridge construction workforce development program for construction of projects designated in the department's work program; providing intent for the workforce development program; providing requirements for the department and the program; authorizing the department to administer certain workforce development contracts with consultants and nonprofit entities; providing primary purposes for such entities; requiring the department to prepare and provide a certain report to the Governor and the Legislature by a specified date; amending s. 320.08, F.S.; deleting a requirement that specified fees from annual license taxes be deposited into the General Revenue Fund; creating s. 339.1373, F.S.; requiring that the department allocate sufficient funds to implement the Multi-use Corridors of Regional Economic Significance Program, develop a plan to expend revenues, and, prior to its adoption, amend the current tentative work program for specified fiscal years to include program projects; requiring the department to submit a certain budget amendment; requiring that specified increases in revenue to the State Transportation Trust Fund be used by the department to fund the Multi-use Corridors of Regional Economic Significance Program; amending s. 339.0801, F.S.; limiting to specified fiscal years a previously authorized transfer of funds to Florida's Turnpike Enterprise; requiring that, beginning with a specified fiscal year, such transfer be allocated for a certain purpose with certain specified preferences; providing an effective date.

—was read the second time by title.

SENATOR SIMMONS PRESIDING

Senator Lee moved the following amendment:

Amendment 1 (969912)—Delete lines 167-169 and insert:

j. Regional planning councils;

k. The community, who may be an individual or a member of a nonprofit community organization, as determined by the department; and

l. Appropriate environmental groups, such as 1000 Friends of Florida, Audubon Florida, the Everglades Foundation, The Nature Conservancy, the Florida Sierra Club, and the Conservation Lands Foundation, as determined by the department.

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 (969912)** which was adopted:

Amendment 1A (602144)—Delete line 12 and insert:
Florida Wildlife Corridor, as determined by the department.

Amendment 1 (969912), as amended, was adopted.

Senator Lee moved the following amendment:

Amendment 2 (979880) (with title amendment)—Between lines 220 and 221 insert:

10. The department shall provide affected local governments with a copy of the applicable task force report and project alignments. Not later than December 31, 2023, a local government that has an interchange within its jurisdiction shall review the applicable task force report and its local comprehensive plan as adopted under chapter 163. The local government review must include consideration of whether the area in and around the interchange contains appropriate land uses and natural

resource protections and whether the comprehensive plan should be amended to provide such appropriate uses and protections.

And the title is amended as follows:

Delete line 32 and insert: Legislature by a specified date; requiring the department to provide affected local governments with a copy of the applicable task force report and project alignments; requiring, by a specified date, local governments that have an interchange within their jurisdictions to review the applicable task force report and their local comprehensive plans; providing requirements for the local government review; providing specified

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 which was adopted:

Amendment 3 (372746) (with title amendment)—Delete lines 133-268 and insert:

(k) *Protection or enhancement of primary springs protection zones and farmland preservation areas designated within local comprehensive plans adopted under chapter 163.*

(2) *The program is composed of all of the following corridors:*

(a) *Southwest-Central Florida Connector, extending from Collier County to Polk County.*

(b) *Suncoast Connector, extending from Citrus County to Jefferson County.*

(c) *Northern Turnpike Connector, extending from the northern terminus of the Florida Turnpike northwest to the Suncoast Parkway.*

(3)(a) *Projects undertaken in the corridors identified in subsection (2) are tolled facilities and approved turnpike projects that are part of the turnpike system, and are considered as Strategic Intermodal System facilities.*

(b) *During the project development phase, the department shall identify opportunities to accommodate or colocate multiple types of infrastructure-addressing issues, such as those identified in subsection (1), within or adjacent to the corridors.*

(c)1. *During the project development phase, the department shall utilize an inclusive, consensus-building mechanism for each proposed multi-use corridor identified in subsection (2). For each multi-use corridor identified in subsection (2), the department shall convene a corridor task force composed of appropriate representatives of:*

- a. *The Department of Environmental Protection;*
- b. *The Department of Economic Opportunity;*
- c. *The Department of Education;*
- d. *The Department of Health;*
- e. *The Fish and Wildlife Conservation Commission;*
- f. *The Department of Agriculture and Consumer Services;*
- g. *The local water management district or districts;*
- h. *A local government official from each local government within a proposed corridor;*
- i. *Metropolitan planning organizations;*
- j. *Regional planning councils; and*
- k. *Other appropriate conservation or community not-for-profit organizations as determined by the department.*

2. *The secretary of the department shall appoint the members of the respective corridor task forces by August 1, 2019.*

3. *Each corridor task force shall coordinate with the department on pertinent aspects of corridor analysis, including accommodation or collocation of multiple types of infrastructure, addressing issues such as those identified in subsection (1), within or adjacent to the corridor.*

4. *Each corridor task force shall evaluate the need for, and the economic and environmental impacts of, hurricane evacuation impacts of, and land use impacts of, the related corridor as identified in subsection (2).*

5. *Each corridor task force shall hold a public meeting in accordance with chapter 286 in each local government jurisdiction in which a project within an identified corridor is being considered.*

6. *To the maximum extent feasible, the department shall adhere to the recommendations of the task force created for each corridor in the design of the multiple modes of transportation and multiple types of infrastructure associated with the corridor. The task force for each corridor may consider and recommend innovative concepts to combine right-of-way acquisition with the acquisition of lands or easements to facilitate environmental mitigation or ecosystem, wildlife habitat, or water quality protection or restoration. The department, in consultation with the Department of Environmental Protection, may incorporate those features into each corridor during the project development phase.*

7. *The Southwest-Central Florida Connector corridor task force shall:*

a. *Address the impacts of the construction of a project within the corridor on panther and other critical wildlife habitat and evaluate in its final report the need for acquisition of lands for state conservation or as mitigation for project construction; and*

b. *Evaluate wildlife crossing design features to protect panther and other critical wildlife habitat corridor connections.*

8. *The Suncoast Connector corridor task force and the Northern Turnpike Connector corridor task force shall evaluate design features and the need for acquisition of state conservation lands that mitigate the impact of project construction within the respective corridors on:*

a. *The water quality and quantity of springs, rivers, and aquifer recharge areas;*

b. *Agricultural land uses; and*

c. *Wildlife habitat.*

9. *Each corridor task force shall issue its evaluations in a final report that must be submitted to the Governor, the President of the Senate, and the Speaker of the House of Representatives by October 1, 2020.*

10. *The department shall provide affected local governments with a copy of the applicable task force report and project alignments. Not later than December 31, 2023, a local government that has an interchange within its jurisdiction shall review the applicable task force report and its local comprehensive plan as adopted under chapter 163. The local government review must include consideration of whether the area in and around the interchange contains appropriate land uses and natural resource protections and whether the comprehensive plan should be amended to provide such appropriate uses and protections.*

(4)(a) *Project construction in any corridor identified in subsection (2) is not eligible for funding until submission of the final report of the corridor task force for that corridor required in subsection (3) and completion of 30 percent of the design phase of any project within a corridor identified in subsection (2), except for project phases that are under construction or for which project alignment has been determined.*

(b) *Subject to the economic and environmental feasibility statement requirements of s. 338.223, projects may be funded through turnpike revenue bonds or right-of-way and bridge construction bonds or financing by the Florida Department of Transportation Financing Corporation; by advances from the State Transportation Trust Fund; with funds obtained through the creation of public-private partnerships; or any combination thereof. The department also may accept donations of land for use as transportation rights-of-way or to secure or use transportation rights-of-way for such projects in accordance with s. 337.25. To the extent legally available, any toll revenues from the turnpike system not required*

for payment of principal, interest, reserves, or other required deposits for bonds; costs of operations and maintenance; other contractual obligations; or system improvement project costs must be used to repay advances received from the State Transportation Trust Fund.

(c)1. Projects undertaken under this section are subject to the department's delegated responsibilities under s. 334.044(34) for environmental review, consultation, or other action required under any federal environmental law applicable to review or approval of such projects. For projects that do not receive federal aid or projects that do not require federal action, the department must perform a project evaluation that considers the following:

- a. Project purpose and need;
- b. An alternatives analysis;
- c. Existing conditions of the project area and potential impacts or enhancements the project may have on social, economic, cultural, natural, and connectivity issues and resources;
- d. Anticipated permits identified during the project development and environmental study;
- e. Opportunities for stakeholder and regulatory agency coordination; and
- f. Public and agency comments and coordination.

2. At a minimum, for projects constructed under this section, decisions on matters such as corridor configuration, project alignment, and interchange locations must be determined in accordance with applicable department rules, policies, and procedures.

3. To the greatest extent practical, corridor configuration, project alignment, and interchange locations shall be designed so that project rights-of-way are not located within conservation lands acquired under the Florida Preservation 2000 Act as established in s. 259.101, and the Florida Forever program as established in s. 259.105.

And the title is amended as follows:

Delete lines 32-47 and insert: Legislature by a specified date; requiring the department to provide affected local governments with a copy of the applicable task force report and project alignments; requiring a local government that has an interchange within its jurisdiction to review the applicable task force report and its local comprehensive plan by a specified date; providing requirements for the local government review; providing specified requirements that must be met before project construction in any identified corridor is eligible for funding; providing exceptions to such requirements; authorizing sources of funding for the projects; authorizing the department to accept certain donations of land for the projects; requiring that certain toll revenues from the turnpike system be used to repay advances received from the State Transportation Trust Fund; providing requirements for the department relating to certain delegated responsibilities; requiring the department to perform a specified project evaluation on certain projects; requiring that certain decisions on projects be determined in accordance with applicable department rules, policies, and procedures; providing design requirements for corridor configuration, project alignment, and interchange locations; authorizing the

Senator Lee moved the following amendment which was adopted:

Amendment 4 (391488) (with title amendment)—Between lines 693 and 694 insert:

Section 6. Section 337.1101, Florida Statutes, is created to read:

337.1101 Contracting and procurement authority of the department; settlements; notification required.—

(1) When the department, or any entity or enterprise within the department, determines that it is in the best interest of the public to resolve a protest filed in accordance with s. 120.57(3) of the award of a contract being procured pursuant to s. 337.11 or related to the purchase of personal property or contractual services being procured pursuant to s. 287.057, through a settlement that requires the department to pay a nonselected responsive bidder a total sum of \$1 million or more, in-

cluding any amount paid pursuant to s. 334.049, s. 337.11(8), or any other law, the department must:

(a) Document in a written memorandum by the secretary, which must be finalized not later than the date of notification of such settlement required pursuant to paragraph (b), the specific reasons that such settlement and payment to a nonselected responsive bidder is in the best interest of the state in lieu of resoliciting competitive sealed bids, proposals, or replies. The written memorandum must be included and maintained in the department's permanent files concerning the procurement and must include:

1. A detailed description of the property rights, patent rights, copyrights, or trademarks that the department will acquire as a result of such settlement;
2. A detailed description of the analysis undertaken by the department of the proposal development costs and the anticipated degree of engineering design or other design work undertaken by the responsive bidder to which the department will obtain and retain the right to use from the nonselected responsive bidder or design-build firm;
3. The department's cost-benefit analysis demonstrating that the payment provides value to the department and is in the best interests of the state;
4. The specific appropriation in the existing General Appropriations Act which the department intends to use to provide such payment; and
5. The specific detailed reasons why the selected responsive bidder should not be responsible for the entire payment to the nonselected nonresponsive bidder or design-build firm.

(b) Provide prior written notification to the President of the Senate, the Speaker of the House of Representatives, the Senate and House of Representatives minority leaders, the chair and vice chair of the Legislative Budget Commission, and the Attorney General at least 5 business days, or as soon thereafter as practicable, before the department makes the settlement agreement final. Such written notification must include the written memorandum required pursuant to paragraph (a).

(c) Provide, at the time settlement discussions regarding any such payment have begun in earnest, written notification of such discussions to the President of the Senate, the Speaker of the House of Representatives, the Senate and House of Representatives minority leaders, the chair and vice chair of the Legislative Budget Commission, and the Attorney General. The written notification required pursuant to this paragraph must describe the procurement to which the proposed settlement payment relates, the range of the proposed payments involved, the specific appropriation in the General Appropriations Act which will be used to make the proposed payment, and a summary of the specific reasons the department has for considering such payment.

(2) The department may not pledge any current or future action by another branch of state government as a condition of any procurement action. Any settlement that commits the state to spending any amount in excess of current appropriations, to the appropriation of funds in a subsequent fiscal year, or to policy changes inconsistent with current state law must be contingent upon and subject to legislative appropriation or statutory amendment. The department may agree to use its efforts to procure legislative funding or statutory amendments.

And the title is amended as follows:

Between lines 98 and 99 insert: creating s. 337.1101, F.S.; specifying requirements for the department when the department or any entity or enterprise within the department determines that it is in the best interest of the public to resolve a certain protest of the award of a certain contract; providing requirements for a certain memorandum; providing requirements for certain notifications; prohibiting the department from pledging any current or future action by another branch of state government as a condition of any procurement action; requiring certain settlements to be contingent upon and subject to legislative appropriation or statutory amendment; authorizing the department to agree to use its efforts to procure legislative funding or statutory amendments;

Pursuant to Rule 4.19, **CS for SB 7068**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Montford—

CS for SB 354—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; establishing that a certain student who obtains a vaccination from a Florida college or university student health center may refuse to be included in the immunization registry; providing requirements for electronic availability of, rather than transfer of, immunization records; requiring certain health care practitioners to report data to the immunization registry; authorizing the department to adopt rules; amending s. 1003.22, F.S.; revising school-entry health requirements to require students to have a certificate of immunization on file with the department's immunization registry; 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 Stargel moved the following amendment which was adopted:

Amendment 1 (940164) (with title amendment)—Delete line 63 and insert:
child included in the immunization registry. Each consent to treatment form provided by a health care practitioner or by an entity that administers vaccinations or causes vaccinations to be administered to children from birth through 17 years of age must contain a notice stating that the parent or guardian of a child may refuse to have his or her child included in the immunization registry. The opt-out form

And the title is amended as follows:

Delete line 9 and insert: registry; requiring a specified consent to treatment form to contain a certain notice; providing requirements for electronic

Pursuant to Rule 4.19, **CS for SB 354**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for CS for SB 426—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 dies as a result of cancer or cancer treatments; specifying that any costs associated with benefits granted by the act must be borne by the employer; requiring the Division of State Fire Marshal to adopt certain rules; amending s. 121.735, F.S.; adjusting the allocation of funds to provide line-of-duty death benefits for members in the investment plan of the Florida Retirement System; directing the Division of Law Revision to adjust the employer contribution rates for the Special Risk Class and DROP in the Florida Retirement System; providing a declaration of important state interest; providing an effective date.

—was read the second time by title.

Senator Flores moved the following amendment which was adopted:

Amendment 1 (566368) (with title amendment)—Delete lines 118-120 and insert:

(5)(a) *The costs to provide the reimbursements and lump sum payments under subsection (2) and the costs to provide disability retirement benefits under paragraph (3)(b) and the line-of-duty death benefits under paragraph (4)(b) must be borne solely by the employer.*

(b) *The employer or employers participating in a retirement plan or system are solely responsible for the payment of the contributions necessary to fund the increased actuarial costs associated with the implementation of the presumptions under paragraphs (3)(a) and (4)(a), respectively, that cancer has, or the circumstances that arise out of the*

treatment of cancer have, either rendered the firefighter totally and permanently disabled or resulted in the death of the firefighter in the line of duty.

(c) *An employer may not increase employee contributions required to participate in a retirement plan or system to fund the costs associated with enhanced benefits provided in subsections (3) and (4).*

And the title is amended as follows:

Delete line 12 and insert: borne by the employer; specifying that an employer may not increase employee contributions to fund the benefits granted by this act; requiring the Division of State

On motion by Senator Flores, by two-thirds vote, **CS for CS for SB 426**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—38

Mr. President	Farmer	Pizzo
Albritton	Flores	Powell
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	

Nays—None

Vote after roll call:

Yea—Diaz

On motion by Senator Mayfield—

SB 446—A bill to be entitled An act relating to coastal management; amending s. 161.101, F.S.; revising the criteria the Department of Environmental Protection must consider 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 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; deleting certain temporary provisions relating to specified appropriations; revising the requirements for the report; 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, **SB 446** was placed on the calendar of Bills on Third Reading.

On motion by Senator Brandes—

SB 530—A bill to be entitled An act relating to alcohol or drug overdose prosecutions; creating s. 562.112, F.S.; prohibiting the arrest, charge, prosecution, or penalization 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-related overdose; providing requirements for that person; prohibiting the arrest, charge, prosecution, or penalization under specified provisions of a person who experiences, or has a good faith belief that he or she is experiencing, an alcohol-related overdose; prohibiting the protection from arrest, charge, prosecution, or penalization for certain offenses from being grounds for suppression of evidence in other criminal prosecutions; amending s. 893.21, F.S.; prohibiting the arrest, charge, prosecution, or penalization under specified provisions of a person acting in good faith who seeks medical assistance for an individual experiencing, or believed to be experiencing, a drug-related overdose; prohibiting the arrest, charge, prosecution, or penalization under specified provisions of a person who experiences, or has a good faith belief that he or she is experiencing, 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 an individual experiencing, or believed to be experiencing, a drug-related overdose; prohibiting the protection from arrest, charge, prosecution, or penalization for certain offenses from being grounds for suppression of evidence in other criminal prosecutions; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 530** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 732** was deferred.

On motion by Senator Pizzo—

CS for SB 920—A bill to be entitled An act relating to the DNA database; amending s. 943.325, F.S.; revising legislative findings relating to the use of the DNA database; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 920** was placed on the calendar of Bills on Third Reading.

MOTIONS

On motion by Senator Benacquisto, the rules were waived and time of adjournment was extended until 1:20 p.m.

CS for CS for CS for SB 122—A bill to be entitled An act relating to insurance assignment agreements; creating s. 627.7152, F.S.; providing definitions; providing requirements and limitations for property insurance assignment agreements; providing a burden of proof; providing that an assignment agreement does not affect managed repair arrangements under a property insurance policy; providing that an assignment agreement does not confer or create authority to adjust, negotiate, or settle a claim without authorization under part VI of chapter 626; providing that an acceptance by an assignee of an assignment agreement is a waiver by the assignee and its subcontractors of certain claims against an insured; specifying an insured's payment obligations

under an assignment agreement; requiring notice of intent to initiate litigation; specifying requirements for such notice; requiring a written response to the notice of intent to initiate litigation; specifying requirements for such response; providing for an award of reasonable attorney fees for certain claims arising under an assignment agreement; providing for an award of reasonable attorney fees following a voluntary dismissal under certain circumstances; requiring the court to stay proceedings under certain circumstances; directing the Office of Insurance Regulation to require insurers to report specified data; requiring the Financial Services Commission to adopt rules; providing applicability; creating s. 627.7153, F.S.; defining the term "assignment agreement"; authorizing insurers to make available property insurance policies restricting the assignment of post-loss benefits under certain conditions; requiring annual notice of coverage options; requiring a written or electronic waiver under certain circumstances; requiring the office to approve a waiver form; providing applicability; amending s. 627.422, F.S.; providing that residential or commercial property insurance policies may not prohibit the assignment of post-lost benefits; providing an exception; prohibiting Citizens Property Insurance Corporation from implementing rate changes for certain policies; providing an exception; requiring certain rate filings to include specified information; requiring the corporation to inform policyholders of certain information; providing severability; providing an effective date.

—was read the second time by title.

THE PRESIDENT PRESIDING

Pending further consideration of **CS for CS for CS for SB 122**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 7065** was withdrawn from the Committees on Banking and Insurance; Judiciary; and Rules.

On motion by Senator Broxson—

CS for CS for HB 7065—A bill to be entitled An act relating to insurance assignment agreements; creating s. 627.7152, F.S.; providing definitions; providing requirements and limitations for property insurance assignment agreements; providing a burden of proof; providing that an assignment agreement does not affect managed repair arrangements under a property insurance policy; providing that an assignment agreement does not confer or create authority to adjust, negotiate, or settle a claim without authorization under part VI of chapter 626; providing that an acceptance by an assignee of an assignment agreement is a waiver by the assignee and its subcontractors of certain claims against an insured; specifying an insured's payment obligations under an assignment agreement; requiring notice of intent to initiate litigation; specifying requirements for such notice; requiring a written response to the notice of intent to initiate litigation; specifying requirements for such response; providing for an award of reasonable attorney fees for certain claims arising under an assignment agreement; providing for an award of reasonable attorney fees following a voluntary dismissal under certain circumstances; requiring the court to stay proceedings under certain circumstances; directing the Office of Insurance Regulation to require insurers to report specified data; requiring the Financial Services Commission to adopt rules; providing applicability; creating s. 627.7153, F.S.; defining the term "assignment agreement"; authorizing insurers to make available property insurance policies restricting the assignment of post-loss benefits under certain conditions; requiring annual notice of coverage options; requiring a written or electronic waiver under certain circumstances; requiring the office to approve a waiver form; providing applicability; amending s. 627.422, F.S.; providing that residential or commercial property insurance policies may not prohibit the assignment of post-lost benefits; providing an exception; prohibiting Citizens Property Insurance Corporation from implementing rate changes for certain policies; providing an exception; requiring certain rate filings to include specified information; requiring the corporation to inform policyholders of certain information; providing severability; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 122** and 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 Cruz moved the following amendment which failed:

Amendment 1 (663344) (with title amendment)—Delete lines 370-377 and insert:

Section 4. *A property insurer may not implement rate changes in 2019 for DP-3 or HO-3 policies. A DP-3 or HO-3 property insurance policy issued in years 2020 to 2023 must provide rate savings to consumers if it is restricted-in-part or restricted-in-whole. A restricted-in-part policy must be provided at a 7.5 percent lower cost to the consumer than an unrestricted policy. A restricted-in-whole policy must be provided at a 7.5 percent lower cost than a restricted-in-part policy, or at a 15 percent lower cost than an unrestricted policy if no restricted-in-part policy is offered by the insurer.*

And the title is amended as follows:

Delete lines 40-45 and insert: benefits; providing an exception; prohibiting property insurers from implementing rate changes for certain policies during a certain year; requiring that certain property insurance policies with certain restrictions which are issued during a certain timeframe provide specified rate savings to consumers; providing

The vote was:

Yeas—17

Berman	Gibson	Stewart
Bracy	Lee	Taddeo
Braynon	Pizzo	Thurston
Cruz	Powell	Torres
Farmer	Rodriguez	Wright
Flores	Rouson	

Nays—21

Mr. President	Broxson	Mayfield
Albritton	Diaz	Montford
Baxley	Gainer	Passidomo
Bean	Gruters	Perry
Benacquisto	Harrell	Simmons
Bradley	Hooper	Simpson
Brandes	Hutson	Stargel

Vote after roll call:

Yea to Nay—Wright

Pursuant to Rule 4.19, **CS for CS for HB 7065** was placed on the calendar of Bills on Third Reading.

MOTIONS

On motion by Senator Benacquisto, the rules were waived and time of adjournment was extended until 1:25 p.m.

SPECIAL RECOGNITION

The President recognized Senator Bracy, who was celebrating his birthday this day.

MOTIONS

On motion by Senator Benacquisto, the rules were waived and all bills temporarily postponed 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 Tuesday, April 23, 2019: CS for SB 42, CS for CS for CS for SB 76, CS for SB 7068, CS for SB 354, CS for CS for SB

426, SB 446, SB 530, CS for CS for SB 732, CS for SB 920, CS for CS for CS for SB 122.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Kathleen Passidomo, Majority Leader
Audrey Gibson, Minority Leader

The Committee on Appropriations recommends committee substitutes for the following: CS for CS for SB 328; CS for SB 642; CS for SB 656; CS for SB 898; CS for SB 1278; CS for SB 1460; SB 7062; SB 7070

The bills with committee substitute attached were placed on the Calendar.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Appropriations; Infrastructure and Security; and Judiciary; and Senator Brandes—

CS for CS for CS for SB 328—A bill to be entitled An act relating to courts; amending s. 28.241, F.S.; requiring specified filing fees for appeals from certain county courts; amending s. 34.01, F.S.; increasing the jurisdictional limit for actions at law by county courts on specified dates; requiring the State Courts Administrator to submit a report containing certain recommendations and reviews to the Governor and the Legislature by a specified date; amending s. 34.041, F.S.; providing county court civil filing fees for claims of specified values; providing for distribution of the fees; amending s. 44.108, F.S.; prohibiting the levy of certain fees for mediation and arbitration services in certain cases; providing applicability; providing an effective date.

By the Committees on Appropriations; and Criminal Justice; and Senators Brandes, Gruters, Rouson, Perry, Broxson, and Taddeo—

CS for CS for SB 642—A bill to be entitled An act relating to public safety; 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 designating 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 specified facilities to allow a justice to establish an official headquarters; amending s. 26.031, F.S.; increasing the number of circuit judges in certain judicial circuits; creating s. 43.51, F.S.; requiring the Office of the State Courts Administrator to provide an annual report containing certain information to the Legislature; defining the term “problem-solving court”; amending s. 57.105, F.S.; prohibiting the awarding of attorney fees for certain proceedings for injunctions for protection under specified provisions; providing an exception; amending s. 212.15, F.S.; increasing threshold amounts for certain theft offenses; amending s. 322.055, F.S.; reducing the length of driver license revocation for possession or sale of, trafficking in, or conspiracy to possess, sell, or traffic in a controlled substance; deleting provisions authorizing a driver to petition the Department of Highway Safety and Motor Vehicles for restoration of his or her driving privilege; amending s. 322.056, F.S.; reducing 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 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; deleting provisions relating to the suspension or revocation of certain persons’ driver licenses; 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. 322.34, F.S.; revising criminal penalties for

the third or subsequent offense of driving while license suspended, revoked, canceled, or disqualified; creating s. 322.75, F.S.; requiring each clerk of court to establish a Driver License Reinstatement Days program for reinstating suspended driver licenses in certain circumstances; providing duties of the clerks of the circuit courts and the department; authorizing such clerks to compromise on or waive certain fees and costs; providing eligibility requirements; requiring the clerks of court to collect specified data and report such data to the Florida Clerks of Court Operations Corporation; requiring the Florida Clerks of Court Operations Corporation to report specified information in the annual report required by s. 28.35, F.S.; amending s. 381.0041, F.S.; providing an exception to allow the donation of human tissue by a person who has human immunodeficiency virus infection under certain circumstances; reclassifying a criminal offense relating to such donations; amending s. 384.23, F.S.; providing definitions; 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 infection; providing that certain actions are not sufficient evidence to establish intent on the part of the person who transmits the disease; providing a definition; amending s. 384.34, F.S.; reclassifying specified criminal offenses; removing a fine for specified rule violations; amending s. 394.47891, F.S.; requiring, rather than authorizing, the chief judge of each judicial circuit to establish a Military Veterans and Servicemembers Court Program; revising the list of individuals who, if charged or convicted of certain criminal offenses, may participate in a Military Veterans and Servicemembers Court Program under certain circumstances; amending s. 394.917, F.S.; requiring the Department of Children and Families to provide rehabilitation to criminal offenders designated as sexually violent predators; amending s. 397.334, F.S.; conforming provisions to changes made by the act; amending s. 455.213, F.S.; conforming a cross-reference; requiring the Department of Business and Professional Regulation or applicable board to use a specified process for the review of an applicant's criminal history record to determine the applicant's eligibility for certain licenses; prohibiting the conviction of a crime before a specified date from being grounds for 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 department or applicable board from basing a denial of a license application solely on the applicant's current confinement or supervision; authorizing the department or applicable board to stay the issuance of an approved license under certain circumstances; requiring the department or applicable board to verify an applicant's release with the Department of Corrections or other applicable authority; providing requirements for the appearance of certain applicants at certain meetings; requiring the department or applicable board to provide an annually updated list on its website specifying how certain crimes affect an applicant's eligibility for licensure; providing that certain information be identified for each crime on the list; requiring that such list be available to the public upon request; amending s. 474.2165, F.S.; authorizing a veterinarian to report certain suspected criminal violations without notice to or authorization from a client; providing an exception; amending s. 489.126, F.S.; providing that a contractor has a just cause defense for criminal offenses and disciplinary violations; providing an inference; deleting an intent requirement for contractor offenses; revising elements of offenses; revising criminal penalties for contractor offenses; amending s. 489.553, F.S.; prohibiting the conviction of a crime from being grounds for the denial of registration after a specified time has passed under certain circumstances; defining the term "conviction"; authorizing a person to apply for registration before his or her lawful release from confinement or supervision; prohibiting the Department of Business and Professional Regulation from charging an applicant who is confined or under supervision additional fees; prohibiting the applicable board from basing the denial of registration solely on the applicant's current confinement or supervision; authorizing the board to stay the issuance of an approved registration under certain circumstances; requiring the board to verify an applicant's release with the Department of Corrections or other applicable authority; providing requirements for the appearance of certain applicants at certain meetings; requiring the applicable board to provide a quarterly updated list on its website specifying how certain crimes may affect an applicant's eligibility for registration; providing that certain information be identified for each crime on the list; requiring that such list be available to the public upon request; amending s. 500.451, F.S.; abolishing mandatory minimum sentence for the sale of horse meat for human consumption; amending s. 509.151, F.S.; in-

creasing threshold amounts for certain theft offenses; amending s. 562.11, F.S.; deleting provisions relating to withholding, suspending, or revoking the driving privilege of a person who provides alcoholic beverages to a person under 21 years of age; amending s. 562.111, F.S.; deleting provisions relating to withholding, suspending, or revoking the driving privilege of a person under 21 years of age who possesses alcoholic beverages; amending s. 562.27, F.S.; reducing the offense severity of certain crimes related to the possession of a still or related apparatus; amending s. 562.451, F.S.; reducing the offense severity for possession of one or more gallons of certain liquors; amending s. 569.11, F.S.; conforming provisions to changes made by the act; revising penalties; amending s. 713.69, F.S.; increasing threshold amounts for certain theft offenses; amending s. 775.082, F.S.; revising legislative intent that certain offenders released from incarceration from county detention facilities qualify as prison release reoffenders; amending s. 775.087, F.S.; providing legislative intent regarding retroactive application; prohibiting mandatory minimum sentencing for aggravated assault or attempted aggravated assault committed before July 1, 2016; amending s. 775.0877, F.S.; conforming provisions to changes made by the act; amending s. 784.048, F.S.; revising the definition of the term "cyberstalking"; providing criminal penalties; amending s. 790.052, F.S.; specifying that certain law enforcement and correctional officers meet the definition of "qualified law enforcement officer" for the purposes of qualifying for certain rights during off-duty hours; specifying that certain persons meet the definition of "qualified retired law enforcement officer" for the purposes of qualifying for certain rights during off-duty hours; amending s. 790.22, F.S.; authorizing, rather than requiring, a court to withhold issuance of or suspend a person's driver license or driving privilege for a minor who possesses or uses a firearm in certain circumstances; amending s. 800.09, F.S.; revising the definitions of the terms "employee" and "facility"; prohibiting certain lewd or lascivious acts in the presence of county correctional personnel; providing criminal penalties; amending s. 806.13, F.S.; authorizing, rather than requiring, a court to withhold issuance of or suspend a person's driver license or driving privilege for committing criminal mischief by a minor; amending s. 812.014, F.S.; increasing the threshold amount for certain theft offenses; requiring the Office of Program Policy Analysis and Government Accountability (OPPAGA) to perform a study about certain threshold amounts on a specified schedule; providing study requirements; requiring OPPAGA to consult with the Office of Economic and Demographic Research and other interested entities; requiring OPPAGA to submit a report to the Governor and the Legislature by a certain date and on a specified basis; amending s. 812.015, F.S.; revising the circumstances under which an offense of retail theft constitutes a felony of the second or third degree; authorizing the aggregation of retail thefts that occur in more than one judicial circuit within a 30-day period into one total value and requiring prosecution of such thefts by the Office of the Statewide Prosecutor in accordance with s. 16.56, F.S.; requiring OPPAGA to perform a study about certain threshold amounts on a specified schedule; providing study requirements; requiring OPPAGA to consult with the Office of Economic and Demographic Research and other interested entities; requiring OPPAGA to submit a report to the Governor and the Legislature by a certain date and on a specified basis; amending s. 812.0155, F.S.; removing a court's authority to suspend a driver license for a misdemeanor theft adjudication of guilt for a person 18 years of age or older; allowing a court to suspend a driver license for a person 18 years of age or younger as an alternative to other possible sentences; amending s. 815.03, F.S.; revising the definition of the term "access" for purposes of provisions relating to computer crimes; amending s. 815.06, F.S.; revising conduct constituting an offense against users of computers, computer systems, computer networks, or electronic devices; providing criminal penalties; amending s. 817.413, F.S.; increasing threshold amounts for certain theft offenses; amending s. 831.28, F.S.; criminalizing possession of a counterfeit instrument with intent to defraud; amending s. 847.011, F.S.; prohibiting a person from knowingly selling, lending, giving away, distributing, transmitting, showing, or transmuting a child-like sex doll; prohibiting a person from 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; prohibiting a person from knowingly having in his or her possession, custody, or control an obscene, child-like sex doll; providing criminal penalties; amending s. 849.01, F.S.; reducing the offense severity of certain crimes relating to keeping a gambling house or possessing certain gambling apparatuses; amending s. 877.112, F.S.; removing driver license revocation or suspension as a penalty for certain offenses involving nicotine products; amending s. 893.135, F.S.; defining

the term “dosage unit”; providing applicability; prohibiting the sale, purchase, delivery, bringing into this state, or actual or constructive possession of specified amounts of dosage units of certain controlled substances; creating the offense of “trafficking in pharmaceuticals”; providing criminal penalties; requiring that the court impose, for an offense relating to trafficking in certain substances, a sentence pursuant to the Criminal Punishment Code and without regard to any statutory minimum sentence if the court makes specified findings under certain circumstances; providing legislative intent regarding retroactive application; providing for sentencing or resentencing of specified drug trafficking offenses committed before July 1, 2014; amending s. 900.05, F.S.; revising and providing definitions; revising and providing data required to be collected and reported to the Department of Law Enforcement by specified entities; requiring the department to publish data received from reporting agencies by a specified date; imposing penalties on reporting agencies for noncompliance with data reporting requirements; declaring information that is confidential and exempt upon collection by a reporting agency remains confidential and exempt when reported to the department; creating s. 900.06, 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 requirement 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; amending s. 921.002, F.S.; revising a principle of the Criminal Punishment Code relating to a prisoner’s required minimum term of imprisonment; providing retroactivity; creating s. 943.0578, F.S.; establishing eligibility criteria for expunction of a criminal history record by a person found to have acted in lawful self-defense; requiring the department to issue a certificate of eligibility for expunction if specified criteria are fulfilled; specifying requirements for a petition to expunge; creating a penalty for providing false information on such petition; requiring the department to adopt rules relating to a certificate of expunction for lawful self-defense; amending s. 943.0581, F.S.; clarifying that administrative expunction applies to criminal history records resulting from an arrest made contrary to law or by mistake; creating s. 943.0584, F.S.; providing a definition; specifying criminal history records that are ineligible for court-ordered expunction or court-ordered sealing; amending s. 943.0585, F.S.; providing eligibility criteria for court-ordered expunction of a criminal history record; requiring the department to issue a certificate of eligibility to petitioners meeting eligibility criteria; specifying requirements for a petition for court-ordered expunction; specifying a court’s authority to expunge criminal history records; specifying the process for a petition to expunge a criminal history record; specifying the process following the issuance of an order to expunge a criminal history record; specifying the effect of an order to expunge a criminal history record; amending s. 943.059, F.S.; providing eligibility criteria for court-ordered sealing of a criminal history record; requiring the department to issue a certificate of eligibility to petitioners meeting eligibility criteria; specifying requirements for a petition for court-ordered sealing; specifying a court’s authority to seal criminal history records; specifying the process for a petition to seal a criminal history record; specifying the effect of an order to seal a criminal history record; creating s. 943.0595, F.S.; requiring the department to adopt rules to implement administrative sealing of specified criminal history records; providing eligibility criteria for administrative sealing of criminal history records; specifying ineligible criminal history records; providing that there is no limitation on the number of times a person with an eligible criminal history record may obtain an automatic administrative sealing; requiring the clerk of court to transmit a certified copy of an eligible criminal history record to the department upon the resolution of a criminal case; specifying that the effect of automatic sealing is the same as court-ordered sealing; amending s. 943.325, F.S.; revising legislative findings relating to the use of the DNA database; amending s. 943.6871, F.S.; declaring information received by the department from a reporting agency that is confidential and exempt upon collection remains confidential and exempt; requiring the department to commission a racial impact statement on certain proposed criminal justice legislation; 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; amending s. 944.47, F.S.; providing enhanced penalties for offenses involving introduction of contraband in correctional facilities when committed by correctional facility employees; amending s. 944.704, F.S.; authorizing the department to increase the number of employees serving as transition specialists and employment specialists; requiring transition assistance staff to provide job assignment credentialing and industry certification information to inmates before their release; amending s. 944.705, F.S.; requiring the department to establish a telephone hotline for released offenders; requiring that the department provide an inmate with a comprehensive community reentry resource directory organized by county before the inmate’s release; requiring the department to use certain programming data to notify inmates about reentry resources before release; authorizing a nonprofit faith-based or professional business or a civic or community organization to apply for registration with the department to provide inmate reentry services; requiring the department to adopt certain policies and procedures; authorizing the department to deny approval and registration of an organization or representative of an organization under certain circumstances; authorizing the department to contract with a public or private educational institution’s veteran advocacy clinic or veteran legal clinic for certain purposes; authorizing the department to contract with public or private organizations to establish transitional employment programs that provide employment opportunities to recently released inmates; requiring the department to adopt certain rules; amending s. 944.801, F.S.; authorizing the Correctional Education Program to establish a Prison Entrepreneurship Program and adopt procedures for admitting student inmates; providing requirements for the program; authorizing transitional and postrelease continuing educational services to be offered under certain circumstances; requiring the department to enter into certain agreements to implement the program; requiring that the program be funded with existing resources; amending s. 948.001, F.S.; redefining the term “administrative probation”; amending s. 948.013, F.S.; authorizing the department to transfer an offender to administrative probation under certain circumstances; amending s. 948.03, F.S.; requiring the department to include in the Florida Crime Information Center system all conditions of probation as determined by the court for each probationer; amending s. 948.04, F.S.; requiring a court to early terminate a term of probation or convert the term to administrative probation under certain circumstances; authorizing a court to continue reporting probation upon making written findings; amending s. 948.05, F.S.; requiring the department to implement a graduated incentives program for probationers and offenders on community control; authorizing the department to issue certain incentives without leave of court; amending s. 948.06, F.S.; requiring a probation officer to determine whether a probationer or offender on community control who commits a technical violation is eligible for a certain alternative sanctioning program; authorizing the probation officer to take certain actions if such probationer or offender is eligible; defining the term “technical violation”; requiring a court to modify or continue a probationary term under certain circumstances; requiring that judicial circuits establish an alternative sanctioning program; authorizing the chief judge of each judicial circuit to issue specified administrative orders; requiring a probation officer to submit to the court for approval any recommended sanctions against a probationer or offender determined to be eligible for the program; defining the terms “low-risk violation” and “moderate-risk violation”; specifying circumstances under which a probationer or offender on community control is not eligible for an alternative sanction; authorizing a probation officer to offer an eligible probationer one or more specified alternative sanctions for a first or second low-risk violation; authorizing a probation officer, under certain circumstances, to offer an eligible probationer or offender on community control one or more specified alternative sanctions for a first moderate-risk violation; providing that the participation of a probationer or offender on community control in the alternative sanctioning program is voluntary, subject to certain requirements; specifying actions that a probationer or offender on community control may take if he or she is eligible for an alternative sanctioning program; requiring that a probation officer, under certain circumstances, submit a recommended sanction to the court; authorizing the court to impose the recommended sanction or direct the department to submit a violation report, affidavit, and warrant to the court; authorizing a probation officer to submit a violation report, affidavit, and warrant to the court under certain circumstances; prohibiting certain evidence in subsequent proceedings; amending s. 948.08, F.S.; expanding eligibility criteria for pretrial substance abuse educa-

tion programs to include a person with two or fewer convictions for nonviolent felonies; revising the list of individuals who, if charged with certain felonies, are eligible for voluntary admission into a pretrial veterans' treatment intervention program under certain circumstances; creating s. 948.081, F.S.; authorizing community court programs; providing program requirements; amending s. 948.16, F.S.; revising the list of individuals who, if charged with certain misdemeanors, are eligible for voluntary admission into a misdemeanor pretrial veterans' treatment intervention program under certain circumstances; amending s. 948.21, F.S.; revising the list of individuals who, if probationers or community controlees, may be required to participate in a certain treatment program under certain circumstances; providing program criteria; amending s. 951.22, F.S.; prohibiting introduction into or possession of certain cellular telephones or other portable communication devices on the grounds of any county detention facility; providing criminal penalties; amending s. 958.04, F.S.; revising the criteria authorizing 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; amending s. 960.003, F.S.; conforming cross-references; amending s. 960.07, F.S.; increasing the timeframe for filing a crime victim compensation claim; providing an extension for good cause for a specified period; increasing the timeframe for a victim or intervenor who was less than 18 years of age at the time of the crime to file a claim; providing an extension for good cause for a specified period; increasing the timeframe for filing a claim for victim compensation for a victim of a sexually violent offense; amending s. 960.13, F.S.; increasing the timeframe for prompt reporting of a crime to be eligible for a victim compensation award; amending s. 960.195, F.S.; increasing the timeframe for reporting a criminal or delinquent act resulting in property loss of an elderly person or disabled adult; amending s. 960.196, F.S.; increasing the timeframe to report certain human trafficking offenses to be eligible for a victim relocation assistance award; providing an extension for good cause; amending s. 985.12, F.S.; providing that locally authorized entities may continue to operate an independent civil citation or similar prearrest diversion program that is in operation as of October 1, 2018; requiring each civil citation or similar diversion program to enter appropriate youth data into the Juvenile Justice Information System Prevention Web within a specified period after the admission of the youth into the program; amending s. 985.126, F.S.; removing the requirement for law enforcement officers to submit a copy of specified documentation to the Department of Juvenile Justice; requiring certain information be entered into the Juvenile Justice Information System Prevention Web within a specified timeframe; amending s. 985.145, F.S.; deleting the requirement that the department must enter certain information into the Juvenile Justice Information System Prevention Web in specified instances; amending s. 985.265, F.S.; revising provisions concerning the housing of children held in detention; prohibiting a child who has been transferred to adult court for criminal prosecution pursuant to direct file from being held in a jail or other facility used for the detention of adults prior to a hearing to determine if the child should remain in adult court; amending s. 985.557, F.S.; deleting references to the state attorney's discretion to direct file a juvenile; revising discretionary direct file criteria; deleting provisions for mandatory direct file; providing for an opportunity for a hearing to reverse a direct file; deleting provisions requiring the mandatory direct filing of charges in adult court against juveniles in certain circumstances; amending ss. 776.09, 893.03, 943.053, and 943.0582, F.S.; conforming cross-references; amending s. 985.565, F.S.; conforming provisions to changes made by the act; amending s. 921.0022, F.S.; listing on levels 3 and 4 certain felonies on the offense severity ranking chart of the Criminal Punishment Code; conforming provisions to changes made by the act; reenacting s. 322.05(11), F.S., relating to prohibiting the issuance of a driver license to certain persons, to incorporate the amendment made to s. 322.056, F.S., in a reference thereto; reenacting s. 316.027(2)(c) and 907.041(4)(c), F.S., relating to a crash involving death or personal injuries and pretrial detention and release, respectively, to incorporate the amendment made to s. 322.34, F.S., in references thereto; reenacting s. 910.035(5), F.S., relating to transfer for participation in a problem-solving court, to incorporate the amendment made to s. 394.47891, F.S., in a reference thereto; reenacting s. 509.161, F.S., relating to rules of evidence in certain prosecutions, to incorporate the amendment made to s. 509.151, F.S., in a reference thereto; reenacting ss. 790.065(2)(c), 794.056(1), 847.0141(4), 901.41(5), 938.08, 938.085, 943.325(2)(g), 948.06(8)(c), 948.062(1), 960.001(1)(b), 985.265(3)(b), and 1006.147(3)(e), F.S., relating to the sale and delivery of firearms, the Rape Crisis Program Trust Fund, sexting, prearrest diversion programs, additional costs to fund pro-

grams in domestic violence and rape crisis centers, the DNA database, the definition of the term "qualifying offense" as it relates to the violation of probation or community control and failure to pay restitution or cost of supervision, reviewing and reporting serious offenses committed by offenders placed on probation or community control, guidelines for fair treatment of victims and witnesses in the criminal justice and juvenile justice systems, detention transfer and release, education, and adult jails, and the prohibition of bullying and harassment, respectively, to incorporate the amendment made to s. 784.048, F.S., in references thereto; reenacting s. 316.0775(1), F.S., relating to interference with official traffic control devices or railroad signs or signals, to incorporate the amendment made to s. 806.13, F.S., in a reference thereto; reenacting ss. 95.18(10), 373.6055(3)(c), 400.9935(3), 550.6305(10), 627.743(2), 634.421(2), 642.038(2), 705.102(4), 812.14(7), and 893.138(3), F.S., relating to real property actions and adverse possession without color of title, criminal history checks for certain water management district employees and others, clinic responsibilities, intertrack wagering, guest track payments, and accounting rules, the payment of third-party claims, reporting and accounting for funds, reporting lost or abandoned property, trespass and larceny with relation to utility fixtures and the theft of utility services, and local administrative action to abate drug-related, prostitution-related, or stolen-property-related public nuisances and criminal gang activity, respectively, to incorporate the amendment made to s. 812.014, F.S., in references thereto; reenacting ss. 538.09(5) and 538.23(2), F.S., relating to the registration of and violations and penalties for secondhand dealers, respectively, to incorporate the amendment made to s. 812.015, F.S., in references thereto; reenacting s. 1006.147(3)(e), F.S., relating to the prohibition of bullying and harassment, to incorporate the amendment made to s. 815.03, F.S., in a reference thereto; reenacting ss. 316.80(2), 775.30(1) and (2), 775.33(2), 782.04(5), and 934.07(3), F.S., relating to the unlawful conveyance of fuel and obtaining fuel fraudulently, terrorism, providing material support or resources for terrorism or to terrorist organizations, the definition of the term "terrorism" as it relates to murder, and the authorization for interception of wire, oral, or electronic communications, respectively, to incorporate the amendment made to s. 815.06, F.S., in references thereto; reenacting ss. 772.102(1)(a), 847.02, 847.03, 847.09(2), 895.02(8)(a), 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, the seizure of obscene material by an officer, legislative intent regarding obscene materials, the definition of the term "racketeering activity," grounds for the issuance of a search warrant, the destruction of obscene prints and literature, and the DNA database, respectively, to incorporate the amendment made to s. 847.011, F.S., in a reference thereto; reenacting s. 849.02, F.S., relating to agents or employees of keepers of gambling houses, to incorporate the amendment made to s. 849.01, F.S., in a reference thereto; reenacting ss. 373.6055(3)(c), 397.4073(6), 414.095(1), 772.12(2), 775.087(2)(a) and (3)(a), 782.04(1)(a), (3), and (4), 810.02(3), 893.13(8)(d), 893.1351(1) and (2), 900.05(3)(e), 903.133, 907.041(4)(c), 921.141(9), and 921.142(2), F.S., relating to criminal history checks for certain water management district employees and others, background checks of service provider personnel, determining eligibility for temporary cash assistance, the Drug Dealer Liability Act, possession or use of a weapon, aggravated battery, felony reclassifications, and minimum sentencing, murder, burglary, prohibited acts and penalties relating to controlled substances, the ownership, lease, rental, or possession for trafficking in or manufacturing a controlled substance, criminal justice data collection, the prohibition of bail on appeal for certain felony convictions, pretrial detention and release, the sentence of death or life imprisonment for capital felonies and further proceedings to determine sentences, and the sentence of death or life imprisonment for capital drug trafficking felonies and further proceedings to determine sentences, respectively, to incorporate the amendment made to s. 893.135, F.S., in references thereto; reenacting s. 944.026(3)(a), F.S., relating to community-based facilities and programs, to incorporate the amendment made to s. 944.704, F.S., in a reference thereto; reenacting s. 944.4731(6), F.S., relating to the Addiction-Recovery Supervision Program, to incorporate the amendment made to s. 944.705, F.S., in a reference thereto; reenacting s. 447.203(2), F.S., relating to the definition of the terms "public employer" or "employer," to incorporate the amendment made to s. 944.801, F.S., in a reference thereto; reenacting s. 921.187(1)(n), F.S., relating to disposition and sentencing alternatives, to incorporate the amendment made to s. 948.013, F.S., in a reference thereto; reenacting ss. 948.012(2)(b), 948.10(3), 948.20(3), and 958.14, F.S., relating to split sentencing of probation or community control and imprisonment, procedures governing violations of commu-

nity control, revocation of drug offender probation, and violations of probation or community control programs, respectively, to incorporate the amendment made to s. 948.06, F.S., in references thereto; reenacting ss. 796.07(4)(b), 944.026(3)(b), and 948.036(1), F.S., relating to charges of prostitution and related acts, certain pretrial intervention programs, and work programs, respectively, to incorporate the amendment made to s. 948.08, F.S., in references thereto; reenacting ss. 394.47892(2), 397.334(5), and 910.035(5)(a), F.S., relating to mental health court programs, treatment-based drug court programs, and transfer for participation in a problem-solving court, respectively, to incorporate the amendments made to ss. 948.08 and 948.16, F.S., in references thereto; reenacting s. 910.035(5)(a), F.S., relating to transfer for participation in a problem-solving court, to incorporate the amendment made to s. 948.21, F.S., in a reference thereto; reenacting ss. 958.03(5), 958.045(8)(a), 958.046, and 985.565(4)(c), F.S., relating to the definition of the term “youthful offender,” the youthful offender basic training program, county-operated youthful offender boot camp programs, and adult sanctions upon failure of juvenile sanctions, to incorporate the amendment made to s. 958.04, F.S., in references thereto; reenacting s. 985.556(3), F.S., relating to involuntary mandatory waiver, to incorporate the amendment made to s. 985.557, F.S., in a reference thereto; reenacting ss. 985.15(1), and 985.26(2)(c), F.S., relating to filing decisions of state attorneys in the prosecution of a child, and length of detention for prolific juvenile offenders, respectively, to incorporate the amendment made to s. 985.557, F.S., in references thereto; providing effective dates.

By the Committees on Appropriations; and Judiciary; and Senator Baxley—

CS for CS for SB 656—A bill to be entitled An act relating to state court system administration; amending ss. 25.386 and 44.106, F.S.; requiring security background investigations for foreign language court interpreters and mediators, respectively; amending s. 61.125, F.S.; defining terms; revising qualifications for parenting coordinators; revising factors that disqualify a person from being appointed as a parenting coordinator; revising the confidentiality of communications during parenting coordination sessions; authorizing disclosure of certain testimony or evidence in certain circumstances; providing immunity for certain persons; requiring the Supreme Court to establish standards and procedures relating to parenting coordinators; authorizing the office to appoint or employ certain persons to assist in specified duties; amending s. 121.052, F.S.; modifying provisions authorizing justices or judges to purchase additional service credit in the Florida Retirement System under certain circumstances to conform to the revisions made to the mandatory judicial retirement age established in s. 8, Art. V of the State Constitution; amending s. 812.014, F.S.; authorizing electronic records of certain judgments; amending s. 921.241, F.S.; defining the terms “electronic signature” and “transaction control number”; authorizing electronic records of certain judgments; requiring that fingerprints be electronically captured under certain circumstances; providing forms; amending s. 921.242, F.S.; authorizing electronic records of certain judgments; reenacting s. 775.084(3)(a), (b), and (c), F.S., relating to fingerprinting a defendant for the purpose of identification, to incorporate the amendments made by the act; providing an effective date.

By the Committees on Appropriations; and Infrastructure and Security; and Senator Diaz—

CS for CS for SB 898—A bill to be entitled An act relating to transportation; amending s. 20.23, F.S.; conforming provisions to changes made by the act; amending s. 112.3144, F.S.; deleting an obsolete provision; requiring members of certain authorities to comply with certain financial disclosure requirements; amending s. 215.68, F.S.; conforming provisions to changes made by the act; reviving, reenacting, and amending s. 319.141, F.S.; redefining the term “rebuild inspection services”; revising requirements related to the Pilot Rebuilt motor vehicle inspection program; providing requirements for participants; providing rulemaking authority; providing reporting requirements; providing for future repeal of the program; amending s. 334.175, F.S.; requiring the Department of Transportation to approve design plans for all transportation projects relating to department-owned rights-of-way under certain circumstances; amending s. 337.025, F.S.; authorizing the department to establish a program for transportation projects that demonstrate certain innovative techniques for measuring

resiliency and structural integrity and controlling time and cost increases; providing requirements for proposed projects; amending s. 338.165, F.S.; deleting cross-references; amending s. 338.166, F.S.; limiting the toll rate for high-occupancy toll lanes or express lanes in certain counties; requiring a certain report; amending s. 339.175, F.S.; revising the membership of the metropolitan planning organization in certain counties; prohibiting the metropolitan planning organization in such counties from charging a certain fee; amending s. 343.1003, F.S.; revising a cross-reference; repealing part I of chapter 348, F.S., relating to the creation and operation of the Florida Expressway Authority Act; creating part I of Ch. 348, F.S.; titled “Greater Miami Expressway Agency”; creating s. 348.0301, F.S.; providing a short title; creating s. 348.0302, F.S.; providing applicability; creating s. 348.0303, F.S.; providing definitions; creating s. 348.0304, F.S.; creating the Greater Miami Expressway Agency; providing for membership on the governing body of the agency; providing restrictions on membership; providing for executive officers; providing quorum requirements; requiring the initial meeting of the governing body by a date certain; requiring an oath of office; authorizing certain employees; authorizing the delegation of certain functions; providing that members of the agency are not entitled to compensation, but are entitled to specified expenses; creating s. 348.0305, F.S.; providing ethics requirements for the agency; providing that a specified chapter in law is applicable; prohibiting lobbyists from serving on the governing body; prohibiting persons with certain interests from being appointed to the governing body; providing certain prohibitions for members and employees of the agency; providing certain post-employment restrictions; requiring an ethics officer; prohibiting the use of specified positions for certain purposes; providing disclosure requirements; requiring specified policies and training; providing applicability; providing penalties; creating s. 348.0306, F.S.; providing agency purposes and powers; requiring the construction of expressways; providing specified powers of the agency; prohibiting an increase in toll rates until a specified date; requiring a supermajority vote for an increase in toll rates; providing a limit to administrative costs; requiring the Florida Transportation Commission to determine average administrative costs; requiring a minimum distance between tolling points; providing that the change in distances may be revenue neutral; providing reimbursement and refund requirements; providing requirements for agency projects; requiring certain written consent for the use or pledge of county gasoline tax funds; providing requirements for the filing of certain reports or documentation; prohibiting construction by the agency under certain circumstances; requiring an annual financial audit and audit report, subject to certain requirements; creating s. 348.0307, F.S.; creating the Florida Sunshine Rebate Program; requiring the agency to provide specified rebates to specified SunPass holders; providing for automatic eligibility; providing for an opt-out provision; creating s. 348.0308, F.S.; providing a legislative declaration; authorizing the agency to enter into certain public-private partnership agreements; authorizing solicitation or receipt of certain proposals; providing rulemaking authority; providing approval requirements; requiring certain costs to be borne by the private entity; providing notice requirements for requests for proposals; providing for ranking and negotiation of proposals; requiring the agency to regulate tolls on certain facilities; requiring compliance with specified laws, rules, and conditions; providing for development, construction, operation, and maintenance of transportation projects by the agency or private entities; providing construction; creating s. 348.0309, F.S.; authorizing the agency to have bonds issued as provided in the State Bond Act; authorizing the agency to issue its own bonds; providing requirements for the issuance of such bonds; requiring the sale of bonds at a public sale; providing an exception; requiring Legislative approval of certain indebtedness; creating s. 348.0310, F.S.; providing the Department of Transportation may be appointed as an agent of the agency for construction; requiring the agency to provide specified documents to the department; creating s. 348.0311, F.S.; authorizing the authority to acquire land and property; authorizing specified persons to enter upon specified properties; providing for eminent domain authority; prohibiting certain liability of the agency; authorizing certain interagency agreements between the agency and the Department of Environmental Protection; creating s. 348.0312, F.S.; authorizing cooperation with other units of government and individuals; creating s. 348.0313, F.S.; providing a covenant of the state that it will not change certain laws; creating s. 348.0314, F.S.; providing an exemption from taxation; creating s. 348.0315, F.S.; requiring specified documents to be posted on the agency’s website; requiring a certain report; creating s. 348.0316, F.S.; providing that specified bonds or obligations are eligible investments for certain purposes; creating s. 348.0317, F.S.; providing that

specified pledges are enforceable by bondholders; creating s. 348.0318, F.S.; providing additional authority; transferring the assets and liabilities of the Miami-Dade County Expressway Authority to the Greater Miami Expressway Agency; providing terms of the transfer; providing that the agency succeeds to all powers of the authority; providing that revenues collected on the expressway system are agency revenues; requiring the agency, in consultation with the Division of Bond Finance, to review certain documents of the agency; providing terms and conditions of the transfer; providing for the dissolution of the Miami-Dade County Expressway Authority; creating ss. 348.635 and 348.7605, F.S.; providing a legislative declaration; authorizing the Tampa-Hillsborough County Expressway Authority and the Central Florida Expressway Authority, respectively, to enter into public-private partnership agreements; authorizing solicitation or receipt of certain proposals; providing rulemaking authority; providing approval requirements; requiring certain costs to be borne by the private entity; providing notice requirements for requests for proposals; providing for ranking and negotiation of proposals; requiring the authorities to regulate tolls on certain facilities; requiring compliance with specified laws, rules, and conditions; providing for development, construction, operation, and maintenance of transportation projects by the authorities or private entities; providing construction; repealing part V of ch. 348, F.S., relating to the Osceola County Expressway Authority Law; requiring the Office of Program Policy Analysis and Government Accountability to submit a certain report; providing effective dates.

By the Committees on Appropriations; and Environment and Natural Resources; and Senator Mayfield—

CS for CS for SB 1278—A bill to be entitled An act relating to biosolids management; creating s. 403.0616, F.S.; requiring the Department of Environmental Protection, subject to appropriation, to establish a real-time water quality monitoring program; encouraging the formation of public-private partnerships; creating s. 403.08715, F.S.; providing legislative findings; defining the term “biosolids”; prohibiting the land application of biosolids on certain sites; prohibiting the department from issuing or renewing certain permits; directing the department to initiate rulemaking by a specified date, adopt specified rules for biosolids management, and implement a specified water quality monitoring program; providing applicability; providing an effective date.

By the Committees on Appropriations; and Health Policy; and Senators Book and Powell—

CS for CS for SB 1460—A bill to be entitled An act relating to stroke centers; amending s. 395.3038, F.S.; revising the criteria for hospitals to be included on the state list of stroke centers by the Agency for Health Care Administration; removing provisions requiring the agency to adopt rules establishing the criteria for such list; amending s. 395.30381, F.S.; revising provisions relating to the statewide stroke registry to conform to changes made by the act; amending s. 395.3039, F.S.; revising provisions prohibiting the advertisement of a hospital as a state-listed stroke center, unless certain conditions are met, to conform to changes made by the act; amending s. 395.3041, F.S.; requiring specified protocols to consider the capability of an emergency receiving facility to improve outcomes for certain patients; clarifying applicability; providing an effective date.

By the Committees on Appropriations; and Agriculture—

CS for SB 7062—A bill to be entitled An act relating to citizen support and direct-support organizations; amending s. 259.10521, F.S.; extending the scheduled repeal of the provisions governing the citizen support organizations operating to benefit the Babcock Ranch Preserve; amending s. 413.615, F.S.; abrogating the future repeal of provisions relating to the Florida Endowment for Vocational Rehabilitation; amending s. 570.83, F.S.; extending the scheduled repeal of provisions governing the Florida Beef Council, Inc., direct-support organization; amending s. 570.691, F.S.; abrogating the scheduled repeal of provisions relating to direct-support organizations of the Department of Agriculture and Consumer Services; providing an effective date.

By the Committees on Appropriations; and Education; and Senator Diaz—

CS for SB 7070—A bill to be entitled An act relating to K-12 education; amending s. 212.099, F.S.; deleting a specified reference to a certain program; revising the definition of the terms “eligible contribution” or “contribution”; revising the authorized uses of eligible contributions; amending s. 212.1832, F.S.; deleting a specified reference to a certain program; deleting obsolete language; amending s. 1002.20, F.S.; revising the programs through which certain parents may seek private educational choice options; amending s. 1002.33, F.S.; providing that charters may include a provision for charter schools to be held responsible for all costs incurred by the district in connection with complaints to the Office of Civil Rights or the Equal Employment Opportunity Commission; amending s. 1002.333, F.S.; revising the definition of the term “persistently low-performing school”; revising requirements for the expenditure of funds under the Schools of Hope Scholarship Program; requiring that ownership of certain property, furnishings, and equipment revert to the district school board upon the dissolution or termination of a school of hope; providing that certain funds and specified improvements, furnishings, equipment, and records be held in trust upon a request by a district school board; deleting the authorization for a traditional public school to receive funds from the program; deleting a requirement for the State Board of Education to provide awards and annually report certain information; creating s. 1002.394, F.S.; establishing the Family Empowerment Scholarship Program; providing the purpose of the program; defining terms; providing scholarship eligibility requirements; providing for the term of such scholarships; prohibiting certain students from scholarship eligibility; requiring school districts to inform specified households within their respective districts of their eligibility to receive a Family Empowerment Scholarship; requiring the Department of Education to provide the form to be used by school districts for that purpose; requiring school districts to notify certain students of specified information relating to statewide assessments; requiring school districts, upon the request of the department, to provide statewide assessments and related materials to certain private schools; providing requirements for the administration of statewide assessments at certain private schools; requiring school districts to publish information relating to the scholarship program on their respective websites; providing requirements for the published information; requiring the department to publish and update information relating to the program on the department website; requiring the department to cross-check specified information; providing requirements for private school participation in the program; providing requirements for participating students and their parents; providing obligations for participation of eligible scholarship-funding organizations in the program; providing the maximum number of students who may participate in the scholarship program, beginning with a specified school year; providing for subsequent increases in the authorized number of participating students; providing for the calculation of school district funding entitlement under the program; requiring school districts to report all students who attend a private school under the program; providing that such students must be reported separately for certain purposes; requiring the department to transfer funds from the General Revenue Fund to an account for the program; requiring that program funds for students entering a Department of Juvenile Justice commitment program be transferred from the school district in which the student last attended school before commitment; providing that the department must receive specified information relating to such students within a specified timeframe; requiring the Chief Financial Officer to make scholarship payments to the department; providing requirements for such payments; requiring the department to request from the Department of Financial Services a sample of certain endorsed warrants for a specified purpose; providing immunity from liability for the state; providing a scope of authority with regard to the regulation of private schools; requiring the state board to adopt rules; providing an implementation schedule for a specified school year; providing additional eligibility requirements; requiring the Department of Education to expedite the publication of specified information on the department’s website; providing a deadline for a specified payment by the Chief Financial Officer; providing for the expiration of provisions related to a specified school year; amending s. 1002.385, F.S.; deleting the authorization for certain nonprofit scholarship-funding organizations to receive specified funds; amending s. 1002.395, F.S.; revising eligibility requirements under the Florida Tax Credit Scholarship Program for certain students; revising obligations of certain nonprofit scholarship-funding organizations relating to the program; revising a requirement

for certain contributions to annually be used by a specified date to provide scholarships to eligible students; revising the calculation methodology to be used for the scholarship amount provided to certain students under the program; amending s. 1002.40, F.S.; revising the calculation methodology to be used for awards under the Hope Scholarship Program; conforming provisions to changes made by the act; specifying limitations on the amount of certain contributions which eligible scholarship-funding organizations may carry forward to the following fiscal year; authorizing certain funds relating to the Hope Scholarship Program to be used to fund the Florida Tax Credit Scholarship Program, under specified conditions; expanding the language required to be included on the contribution election form relating to the Hope Scholarship Program and the Florida Tax Credit Scholarship Program; amending s. 1002.411, F.S.; deleting obsolete language; revising the award of reading scholarship accounts to be provided in the General Appropriations Act; deleting the authorization for certain nonprofit scholarship-funding organizations to receive specified funds; creating part VII of ch. 1003, F.S., entitled "Public School Innovation"; creating s. 1003.64, F.S.; providing legislative intent; creating the Community School Grant Program within the department; providing the purpose of the program; defining terms; establishing the Center for Community Schools within the University of Central Florida; authorizing the center to facilitate the implementation of its community school model through grants; providing duties for the center; providing that, in prioritizing planning grant awards, priority must be given to certain school districts; requiring the center to annually publish, by a specified date, specified information on its website; amending s. 1004.04, F.S.; revising requirements for the rules to establish uniform core curricula for state-approved teacher preparation programs; revising the evidence to be used in the determination of continued approval of teacher preparation programs; revising reporting requirements for public and private institutions that offer state-approved teacher preparation programs; revising requirements for preservice field experience courses and internships; amending s. 1004.85, F.S.; revising requirements for educator preparation programs; revising requirements relating to annual performance evaluations that educator preparation institutes are required to submit to the department; amending s. 1008.33, F.S.; authorizing a district-managed turnaround plan to include a proposal regarding the length and number of planned school days; making a technical change; amending s. 1011.62, F.S.; deleting a requirement for the total allocation of the federally connected student supplement to be prorated under specified circumstances; creating the Florida Best and Brightest Teacher and Principal Allocation; providing the purpose of the allocation; requiring that, subject to the appropriation of funds, each school district receive an allocation based on its proportional share of Florida Education Finance Program base funding; authorizing the Legislature to specify a minimum allocation; requiring school districts to provide specified awards to eligible teachers and principals from allocated funds; requiring school districts to prorate awards under certain circumstances; creating the turnaround school supplemental services allocation; providing a purpose; providing for services that may be funded by the allocation; authorizing school districts to enter into formal agreements with certain organizations to provide specified services to students and families; requiring a school district to submit a plan to its school board before distribution of the allocation; specifying requirements for such plans; requiring each school district to annually submit approved plans to the commissioner by a specified date; specifying the basis for each school district's funding allocation; providing for a school's continued eligibility for funding; amending s. 1011.71, F.S.; conforming a cross-reference and provisions to changes made by the act; amending s. 1012.56, F.S.; deleting obsolete language; requiring school districts to provide test support information to individuals who do not meet passing scores on any subtest of the general knowledge examination; deleting the requirement that an individual who holds a temporary certificate demonstrate mastery of general knowledge within a specified timeframe; removing the prohibition on employment for an individual who has not met specified requirements; expanding circumstances under which the State Board of Education is required to adopt rules to allow the department to extend the validity period of a temporary certificate; requiring the department to extend, rather than re-issue, a temporary certificate in certain circumstances; amending s. 1012.59, F.S.; revising requirements for rulemaking by the state board relating to certification fees; deleting a requirement that an examination fee be sufficient to cover the actual cost of developing and administering the examination; amending s. 1012.731, F.S.; renaming the Florida Best and Brightest Teacher Scholarship Program as the Florida Best and Brightest Teacher Program; revising legislative intent relat-

ing to the program; deleting authority for the Department of Education to administer the program; specifying the funding source for the program; providing for recruitment, retention, and recognition awards; providing eligibility requirements; deleting a requirement for school districts to submit certain information to the department; deleting a requirement for the department to disburse scholarship funds to certain school districts; deleting a requirement for school districts to award specified scholarships; deleting a definition; amending s. 1012.732, F.S.; renaming the Florida Best and Brightest Principal Scholarship Program as the Florida Best and Brightest Principal Program; revising legislative intent relating to program; deleting authority for the department to administer the program; specifying the funding source for the program; providing eligibility requirements; deleting a requirement for the department to identify eligible school principals and disburse funds; deleting a requirement for school districts to award scholarships to specified school principals; deleting a requirement for school districts to provide certain principals with additional authority and responsibilities; deleting a definition; amending s. 1013.31, F.S.; authorizing a school district, in the absence of a survey recommendation, to use funds from a taxpayer-approved bond referendum to fund construction of educational, auxiliary, or ancillary facilities and to use funds from a specified district school tax for certain capital outlay purposes; authorizing the commissioner to direct specified capital outlay funds to be withheld from school districts until a specified time; amending s. 1013.385, F.S.; revising voting requirements for adoption by a district school board of a resolution to implement exceptions to the educational facilities construction requirements; deleting actions required of district school boards before voting may take place; amending s. 1013.64, F.S.; revising the information required to be included in a school district's request to receive certain funding; prohibiting a district school board from using funds from state sources for certain new construction of educational plant space; providing exceptions; requiring the department, in conjunction with the Office of Economic and Demographic Research, to review and revise the limits on the cost per student station, based on certain factors; requiring the department to use the adjusted cost per student station for each instructional level; requiring the department to collaborate with the office to select a certain index by a specified date; deleting a requirement for the department to make final determinations on district compliance; removing a prohibition on the use of funds for certain new construction; revising the costs that may be included and that may not be included in calculating the cost per student station; amending chapter 2018-6, L.O.F.; expanding the authority of the Department of Revenue to adopt emergency rules; providing an effective date.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

The Governor advised that he had filed with the Secretary of State **SB 64** which he approved on April 23, 2019.

SENATE CONFEREES APPOINTED

The President appointed the following conferees on the part of the Senate: Appropriations Conference Committee: Senator Bradley, Chair; Senators Benacquisto, Braynon, Flores, Gibson, Montford, Rodriguez, Simmons, and Simpson, At Large; Appropriations Conference Committee on Agriculture, Environment, and General Government: Senator Mayfield, Chair; Senators Albritton, Bean, Berman, Broxson, Hooper, Hutson, Powell, Rodriguez, and Stewart; Appropriations Conference Committee on Criminal and Civil Justice: Senator Brandes, Chair; Senators Bracy, Gainer, Gruters, Harrell, Perry, Rouson, Taddeo, and Wright; Appropriations Conference Committee on Education: Senator Stargel, Chair; Senators Baxley, Book, Diaz, Flores, Montford, Pizzo, and Simmons; Appropriations Conference Committee on Health and Human Services: Senator Bean, Chair; Senators Book, Cruz, Diaz, Farmer, Flores, Harrell, Hooper, Passidomo, Rader, and Rouson; Appropriations Conference Committee on Transportation, Tourism, and Economic Development: Senator Hutson, Chair; Senators Brandes, Lee, Perry, Simpson, Taddeo, Thurston, and Torres.

The action of the Senate was certified to the House.

HOUSE CONFEREES APPOINTED

The Honorable Bill Galvano, 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 SB 2500 and SB 2504 to serve with Rep. Cummings, Chair; Managers At-Large: Reps. Avila, Diamond, Eagle, Fitzenhagen, Geller, Jenne, La Rosa, McGhee, R. Rodrigues, Santiago, Sprowls, Stone, and Sullivan; House Agriculture & Natural Resources/Senate Agriculture, Environment, and General Government—Rep. Raschein, Chair; Reps. Altman, Brannan, Clemons, Jacobs, Jacquet, McClure, Omphroy, Perez, Polsky, Roth, Sirois, and C. Watson; House Government Operations and Technology/Senate Agriculture, Environment, and General Government—Rep. Williamson, Chair; Reps. Andrade, Antone, Bell, Brown, Cortes, Daniels, Duggan, Fischer, M. Grant, LaMarca, and Sabatini; House Health Care/Senate Health and Human Services—Rep. Magar, Chair; Reps. Ausley, Burton, Duran, Grall, Grieco, Jones, Pigman, Plasencia, Roach, Rommel, Stevenson, Toledo, and Webb; House Higher Education/Senate Education—Rep. Fine, Chair; Reps. Alexander, J. Grant, Gregory, Joseph, Newton, Overdorf, Ponder, Robinson, A. M. Rodriguez, and C. Smith; House Justice/Senate Criminal and Civil Justice—Rep. Yarborough, Chair; Reps. Beltran, Byrd, DiCeglie, Driskell, Fernandez-Barquin, Gottlieb, Payne, Plakon, Pritchett, Renner, Slosberg, and Stark; House Pre K-12/Senate Education—Rep. Latvala, Chair; Reps. Bush, Davis, Donalds,

Hage, Killebrew, Massullo, McClain, Tomkow, Valdes, Williams, and Zika; House Transportation & Tourism/Senate Transportation, Tourism and Economic Development—Rep. Trumbull, Chair; Reps. Drake, DuBose, Eskamani, Fetterhoff, Ingoglia, Leek, Mariano, A. Rodriguez, D. Smith, B. Watson, and Willhite.

Jeff Takacs, Clerk

CORRECTION AND APPROVAL OF JOURNAL

The Journals of April 17 and April 22 were corrected and approved.

CO-INTRODUCERS

Senators Rodriguez—SB 446; Simmons—SB 7106; Stargel—CS for CS for SB 576, CS for CS for SB 1412; Stewart—CS for CS for CS for SB 76, SB 84

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 1:24 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Wednesday, April 24 or upon call of the President.



Journal of the Senate

Number 17—Regular Session

Wednesday, April 24, 2019

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CALL TO ORDER

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

Mr. President	Diaz	Pizzo
Albritton	Flores	Powell
Baxley	Gainer	Rader
Bean	Gibson	Rodriguez
Benacquisto	Gruters	Rouson
Berman	Harrell	Simmons
Book	Hooper	Simpson
Bracy	Hutson	Stargel
Bradley	Lee	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright

PRAYER

The following prayer was offered by Rabbi Schneur Z. Oirechman, Chabad Lubavitch of the Panhandle, Tallahassee:

Almighty G-d, creator of the universe: as we celebrate the fifth day of the ancient holiday of Passover, we pray that we remember its lessons today. The Torah tells us that in every generation, one should see himself as personally leaving Egypt. Egypt in Hebrew is “Mitzrayim” or “limits.” So we pray for the strength to experience exodus from our personal Egypts—from self-made limits to our potential and to overcome any obstacle, personal or professional.

Almighty G-d, help us not just remove the slave from slavery but also slavery from the slave. Let us be free of worship of the self—of slavery to our own habits; let us pass over our personal shortcomings; let us be delivered from any slave mentality; and let us experience true freedom. Grant us the freedom to understand and tend to the needs of the people of Florida. Almighty G-d, let us be like the ancient Hebrews who escaped 210 years of slavery in mere moments.

There is a Jewish prayer we say every morning: “I offer thanks to you, living and eternal King, for you have mercifully restored my soul within me. Your faithfulness is great.”

Let us recognize the gifts in every aspect of our lives and not take them for granted. Let us recognize that you are the source of our success and blessings in life, and let us fear none but you. And let us rise to true freedom and do one more Mitzvah, act of goodness and kindness, to

make the world a better place in preparation for the ultimate redemption, speedily in our days. Amen.

PLEDGE

Senate Pages, Olivia Kelly of Lake Placid, niece of Senator Benacquisto; Catherine Kelly of Lake Placid, niece of Senator Benacquisto; Malina Murray of Gretna; and Isui Sapon of Orlando, 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 Harrell—

By Senator Harrell—

SR 1814—A resolution recognizing April 21-27, 2019, as “Health Information Technology Week” in Florida.

WHEREAS, using the latest technology, health care providers in this state share information safely, securely, and in real time, thereby connecting doctors and patients to more complete and accurate health records, which affords residents of this state access to the highest quality of health care, and

WHEREAS, comprehensive health care reform is not possible without the systemwide adoption of health information technology, which improves the quality of health care delivery, increases patient safety, decreases the number of medical errors, controls costs, strengthens the interaction between patients and health care providers, and expands access to care, and

WHEREAS, the Healthcare Information and Management Systems Society (HIMSS) is a nonprofit organization of volunteers, including more than 4,291 members in this state, who are committed to the adoption of policies in support of the optimal use of health information technology, and

WHEREAS, HIMSS recognizes 14 hospitals and more than 12 ambulatory facilities in this state as having attained a Stage 7 ranking under the Electronic Medical Record Adoption Model, the highest possible ranking, which indicates that a health system has an advanced electronic patient record environment, and

WHEREAS, more than 255 hospitals in this state are participating in the Florida Health Information Exchange Event Notification Service, providing more than 1.1 million notifications per month to clinics, physicians, health plans, accountable care organizations, and other health care organizations in this state to foster improved continuity of care and care coordination for more than 8.2 million patients in this state, and

WHEREAS, since January 2011, more than 29,100 eligible hospitals and professionals in this state have participated in the Electronic Health Record Incentive Program by adopting and effectively using certified electronic health record technology, and

WHEREAS, Health Information Technology Week honors the commitment and service of the clinicians, information technology executives, directors, and managers who work in this state’s health care provider institutions, payer organizations, the military and other branches of government, academic centers, and supplier and consulting companies, and

WHEREAS, since 2006, states and organizations across the nation have united to support Health Information Technology Week to raise public awareness of the benefits of improved quality and cost efficiency in the health care system which the implementation of health information technology is achieving, NOW, THEREFORE,

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

That April 21-27, 2019, is recognized as “Health Information Technology Week” in Florida.

BE IT FURTHER RESOLVED that a copy of this resolution, with the Seal of the Senate affixed, be presented to representatives of the Healthcare Information and Management Systems Society as a tangible token of the sentiments of the Florida Senate.

—was introduced, read, and adopted by publication.

At the request of Senator Wright—

By Senator Wright—

SR 1848—A resolution recognizing September 2019 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 2018, an estimated 291,000 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 17,730 each year, and

WHEREAS, the average age at injury for victims is 43 years, with men accounting for about 78 percent of all new spinal cord injury cases, and

WHEREAS, the National Spinal Cord Injury Statistical Center’s 2019 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 \$369,000 and \$1.13 million the first year after injury, with an estimated lifetime cost of between about \$1.67 million and \$5 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 dedicated 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 2019 is recognized as “Spinal Cord Injury Awareness Month” in Florida.

—was introduced, read, and adopted by publication.

At the request of Senator Wright—

By Senator Wright—

SR 1850—A resolution recognizing May 2019 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 140,000 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, 2019, 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 2019 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.

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

SPECIAL ORDER CALENDAR

SB 2502—A bill to be entitled An act implementing the 2019-2020 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. 1001.292, F.S.; deleting a provision providing for the carrying forward of undisbursed funds allocated for the Schools of Hope Revolving Loan Program; amending s. 1002.333, F.S.; deleting the authorization for a traditional public school to receive funds from the Schools of Hope Program; deleting a requirement for the State Board of Education to provide awards and annually report certain information; deleting a provision providing for the carrying forward of undisbursed funds allocated for the Schools of Hope Program; providing for the expiration and reversion of specified statutory text; creating part VII of ch. 1003, F.S., consisting of s. 1003.64, F.S., entitled “Public School Innovation”; providing legislative intent; creating the Community School Grant Program within the Department of Education; providing the purpose of the program; defining terms; specifying criteria for a community school; requiring community schools to designate a community school program director; providing duties of community school program directors; establishing the Center for Community Schools within the University of Central Florida; requiring that the center be headed by a director, and providing duties thereof; prescribing reporting requirements as to community school program directors, the center director, and the Commissioner of Education, respectively; amending s. 1008.33, F.S.; modifying components of a district-managed turnaround plan; providing for the expiration and reversion of specified statutory text; amending s. 1009.215, F.S.; revising the academic terms in which certain students are eligible to receive Bright Futures Scholarships; providing that such students may receive scholarships for the fall term for specified coursework under certain circumstances; providing for the expiration and reversion of specified statutory text; amending s. 1011.62, F.S.; modifying the manner by which the virtual education contribution is calculated; removing a requirement that the total allocation for the federally connected student supplement be prorated under certain circumstances; revising the distribution formula for a certain portion of the safe schools allocation; deleting obsolete language; extending for 1 fiscal year provisions governing the funding compression allocation; creating the Florida Best and Brightest Teacher and Principal Allocation; specifying the purpose of the allocation; specifying the manner by which funding is provided for the allocation; prescribing award amounts; creating the turnaround school supplemental services allocation; specifying the purpose of the allocation; specifying types of services that may be funded from the allocation; requiring a school district to develop and submit a plan to its school board before distribution of the allocation; prescribing minimum requirements of the school district’s plan; requiring each school district to annually submit approved plans to the Commissioner of Education by a specified date; specifying the basis for each school district’s funding allocation; providing for a school’s continued eligibility for funding; providing for the expiration and reversion of specified statutory text; amending s. 1011.80, F.S.; removing a limitation on the maximum amount of funding that may be appropriated for performance funding relating to funds for the operation of workforce education programs; amending s. 1011.81, F.S.; removing a limitation on the maximum amount of funding that may be appropriated for performance funding relating to industry certifications for Florida College System institutions; providing for the expiration and reversion of specified statutory text; amending s. 1012.731, F.S.; renaming the Florida Best and Brightest Teacher Scholarship Program as the Florida Best and Brightest Teacher Program; revising legislative intent relating to the program; deleting authority for the Department of Education to administer the program; specifying the funding source for the program; providing for recruitment, retention, and bonus awards; providing eligibility requirements; deleting a requirement for school districts to submit certain information to the department; deleting a requirement for the department to disburse scholarship funds to certain school districts; deleting a requirement that school districts award specified scholarships; deleting a definition; amending s. 1012.732, F.S.; renaming the Florida Best and Brightest Principal Scholarship Program as the Florida Best and Brightest Principal Program; revising legislative intent relating to the program; deleting authority for the Department of Education to ad-

minister the program; specifying the funding source for the program; providing eligibility requirements; deleting a requirement for the department to identify eligible school principals and disburse funds; deleting a requirement for school districts to award scholarships to specified school principals; deleting a requirement for school districts to provide certain principals with additional authority and responsibilities; deleting a definition; providing for the expiration and reversion of specified statutory text; amending s. 1013.62, F.S.; revising the manner by which charter schools capital outlay funding is appropriated; providing for the expiration and reversion of specified statutory text; incorporating by reference certain calculations for 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 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; re-enacting s. 409.908(23), F.S., relating to the reimbursement of Medicaid providers; 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 eliminate the Medicaid retroactive eligibility period to ensure that the elimination becomes effective by a certain date; amending s. 893.055, F.S.; extending for 1 fiscal year a provision 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.; 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 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; 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; authorizing the Agency for Health Care Administration to submit a budget amendment to realign Medicaid funding for specified purposes, subject to certain limitations; amending s. 381.986, F.S.; extending for 1 fiscal year an exemption from legislative rule ratification requirements for rules pertaining to the medical use of marijuana; amending s. 381.988, F.S.; extending for 1 fiscal year an exemption from legislative rule ratification requirements for rules pertaining to medical marijuana testing laboratories; amending s. 383.14, F.S.; requiring the Department of Health to integrate screening for spinal muscular atrophy into the newborn screening testing panel; amending s. 28, ch. 2016-65, Laws of Florida; authorizing the contracted not-for-profit organization providing elderly services in Northeast Florida to serve individuals in additional counties; authorizing the Department of Children and Families to submit a budget amendment to realign funding for implementation of the Guardianship Assistance Program; requiring the Department of Children and Families to establish a formula for the distribution of funds to implement the Guardianship Assistance Program; amending s. 409.991, F.S.; redefining the term “core services funds” to include funds appropriated for the Guardianship Assistance Program; amending s. 296.37, F.S.; extending for 1 fiscal year a provision specifying the monthly contribution to residents of a state veterans’ nursing home; creating the Task Force on the Criminal Punishment Code adjunct to the Department of Legal Affairs; providing a legislative finding; specifying the task force’s purpose; requiring that the task force analyze best practices; providing for membership of the task force and the filling of any vacancies; providing meeting requirements; providing for staff support; requiring specified governmental entities to provide certain information and support services upon request of the Attorney General; providing for reimbursement of per diem and travel expenses; prescribing reporting requirements; providing for dissolution of the task force; 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; requiring the Department of Juvenile Justice to review county juvenile detention payments to determine whether a 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 to comply with bond covenants; requiring the Department of Revenue to notify the Department of Juvenile Justice if bond payment requirements mandate 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. 27.40, F.S.; revising conditions under which the office of criminal conflict and civil regional counsel may be appointed to represent certain persons; revising circumstances under which private counsel may be appointed; making a conforming change; requiring inclusion of a specified statement on uniform contracts and forms used for private court-appointed counsel; modifying requirements for the notice of appearance filed by a court-appointed attorney; modifying conditions under which a private attorney is entitled to payment; providing that the flat fee for compensation of private court-appointed counsel is presumed to be sufficient; providing that certain records and documents maintained by the court-appointed attorney are subject to audit by the Auditor General; requiring the Justice Administrative Commission to review such records and documents before authorizing payment to the court-appointed attorney; providing a rebuttable presumption for certain objections made by or on behalf of the Justice Administrative Commission; revising the presumption in favor of the commission regarding a court-appointed attorney's waiver of the right to seek compensation in excess of the flat fee; providing for the expiration and reversion of specified statutory text; amending s. 27.5304, F.S.; providing a rebuttable presumption for certain objections made by or on behalf of the Justice Administrative Commission at the evidentiary hearing regarding the private court-appointed counsel's compensation; increasing the length of time before the hearing that certain documents must be served on the commission; authorizing the commission to appear in person or telephonically at such hearing; establishing certain limitations on compensation for private court-appointed counsel for the 2019-2020 fiscal year; conforming provisions to changes made by the act; providing for the expiration and reversion of specified statutory text; specifying that clerks of the circuit court are responsible for certain costs related to juries which exceed a certain funding level; reenacting s. 318.18(19)(c), F.S., relating to penalty amounts for traffic infractions; extending for 1 fiscal year the redirection of revenues from the Public Defenders Revenue Trust Fund to the Indigent Criminal Defense Trust Fund; reenacting s. 817.568(12)(b), F.S., relating to the criminal use of personal identification information; extending for 1 fiscal year the redirection of revenues from the Public Defenders Revenue Trust Fund to the Indigent Criminal Defense Trust Fund; providing for the expiration and reversion of specified statutory text; authorizing a Supreme Court Justice to designate an alternate facility as his or her official headquarters for purposes of travel reimbursement; specifying expenses for which a justice may be reimbursed; requiring the Chief Justice to coordinate with an affected justice and other appropriate officials with respect to implementation; providing 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 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; transferring specified entities within the Agency for State Technology to the Department of Management Services by a type two transfer; amending s. 112.061, F.S.; authorizing the Lieutenant Governor to designate an alternative official headquarters if certain conditions are met; specifying restrictions and limitations; specifying eligibility for the subsistence allowance and the reimbursement of transportation expenses, and providing for the payment thereof; amending s. 20.22, F.S.; extending for 1 fiscal year a provision requiring the Department of Management Services to provide certain financial management oversight to the Agency for State Technology; amending s. 20.255, F.S.; extending for 1 fiscal year a provision designating the Department of Environmental Protection as the lead executive branch agency regarding geospatial data; amending s. 20.61, F.S.; providing exceptions to the requirement that the Agency for State Technology is not subject to control, supervision, or direction by the Department of Management Services; prescribing duties and responsibilities of the agency's strategic planning coordinators; providing qualifications for the chief data center operations officer; removing the position of chief technology officer; providing for the expiration and reversion of specified statutory text; reenacting s. 282.0041(5), (20), and (28), F.S., relating to definitions for ch. 282, F.S.; reenacting s. 282.0051(11), F.S., relating to the powers, duties, and functions of the Agency for State Technology; reenacting s. 282.201(2)(d), F.S., relating to the state data center; providing for the expiration and reversion of specified statutory text; amending s. 409.2567, F.S.; modifying the federally required application fee for public assistance to conform to federal law; providing for the 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 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 a deadline 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; 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; reenacting s. 373.470(6)(a), F.S., relating to Everglades restoration; extending for 1 fiscal year a provision regarding Save Our Everglades Trust Fund distributions to the South Florida Water Management District; providing for the 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.; providing for the distribution of proceeds from the Florida Forever Trust Fund for the 2019-2020 fiscal year; amending s. 206.9935, F.S.; providing for the transfer of a specified sum from the Inland Protection Trust Fund to the Water Protection and Sustainability Program Trust Fund for certain purposes; amending s. 373.707, F.S.; requiring water management districts and basin boards to match certain state funds allocated for alternative water supply projects; deleting a provision requiring a water management district to include certain information in its budget submission; providing for the expiration and reversion of specified statutory text; amending s. 321.04, F.S.; requiring the Department of Highway Safety and Motor Vehicles to assign one or more patrol officers to the office of Lieutenant Governor for security purposes, upon request of the Gov-

error; extending for 1 fiscal year the requirement that the Department of Highway Safety and Motor Vehicles assign a patrol officer to a Cabinet member under certain circumstances; 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; amending s. 339.135, F.S.; authorizing the chair and vice chair of the Legislative Budget Commission to approve the Department of Transportation's budget amendment under specified circumstances; amending s. 339.2818, F.S.; authorizing certain counties and municipalities to compete for additional funds for specified purposes related to Hurricane Michael recovery; amending s. 216.292, F.S.; extending for 1 fiscal year a provision prescribing requirements for the review of certain transfers of appropriations; requiring the Department of Management Services to maintain and offer the same health insurance options for participants of the State Group Health Insurance Program for the 2019-2020 fiscal year as for the preceding fiscal year; 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 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; 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 appropriation; 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 Gibson moved the following amendment which was adopted:

Amendment 1 (186448) (with title amendment)—Between lines 1333 and 1334 insert:

Section 27. *In order to implement Specific Appropriations 203, 207, 208, 210, 212, and 221 of the 2019-2020 General Appropriations Act:*

(1) *By January 10, 2020, the Agency for Health Care Administration, in consultation with the Department of Children and Families, the Florida Hospital Association, the Safety Net Hospital Alliance of Florida, the Florida Health Care Association, and LeadingAge Florida, shall submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives regarding the impact of the waiver of Medicaid retroactive eligibility on beneficiaries and providers. The report must include, but is not limited to:*

(a) *The total unduplicated number of nonpregnant adults who applied for Medicaid at a hospital site from February 1, 2019, through December 6, 2019; and, of those applicants, the number whose Medicaid applications were approved, the number whose Medicaid applications were denied, and the reasons for denial ranked by frequency.*

(b) *The total unduplicated number of nonpregnant adults who applied for Medicaid at a nursing home site from February 1, 2019, through December 6, 2019; and, of those applicants, the number whose Medicaid applications were approved, the number whose Medicaid applications were denied, and the reasons for denial ranked by frequency.*

(c) *The estimated impact of medical debt on people for whom a Medicaid application was not submitted in the same month when the individual became an inpatient of a hospital or a resident of a nursing home.*

(d) *Recommendations to improve outreach and Medicaid coverage for nonpregnant adults who would be eligible for Medicaid if they applied before an event that requires hospital or nursing home care.*

(2) *The Agency for Health Care Administration shall also include, as part of the report required by this section, a copy of the evaluation design*

and performance metrics submitted to the federal Centers for Medicare and Medicaid Services relating to the waiver of Medicaid retroactive eligibility, in conformity with the Special Terms and Conditions of this state's Section 1115 demonstration project, titled Managed Medical Assistance (MMA) Program (Project No. 11-W-00206/4).

This section expires July 1, 2020.

And the title is amended as follows:

Between lines 130 and 131 insert: requiring the agency, by a certain date, in consultation with the Department of Children and Families and certain other entities, to submit a certain report to the Governor and the Legislature; specifying requirements for the report;

On motion by Senator Bradley, by two-thirds vote, **SB 2502**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

MOTIONS

On motion by Senator Bradley, the House was requested to pass **SB 2502** as passed by the Senate or agree to include **SB 2502** in the appropriations conference.

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 2502**.

On motion by Senator Stewart—

CS for SB 94—A bill to be entitled An act relating to child care facilities; providing a short title; amending s. 402.305, F.S.; requiring that, by a specified date, vehicles used by child care facilities and large family child care homes to transport children 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 to maintain a list of approved alarm manufacturers and alarm systems; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 94** was placed on the calendar of Bills on Third Reading.

On motion by Senator Stargel—

CS for SB 190—A bill to be entitled An act relating to higher education; amending s. 11.45, F.S.; requiring the Auditor General to verify the accuracy of unexpended amounts in specified funds certified by university and Florida College System institution chief financial officers; amending s. 216.136, F.S.; requiring the Revenue Estimating Conference to provide a maximum appropriation estimate assuming the full utilization of bonding; requiring the conference to determine maximum appropriations assuming average bonding capacities for specified

years; providing an expiration date; amending s. 1001.03, F.S.; requiring the State Board of Education to develop a prioritized list of capital projects based on previously funded but not completed projects and ranked priorities for Florida College System institutions; requiring the State Board of Education to develop a points-based prioritization method to rank projects based on specified criteria; requiring weighted values within the point scale; specifying that specified new projects at a Florida College System institution with a final FTE of 15,000 or greater must satisfy specified criteria; providing an exemption; requiring the State Board of Education to maintain a list of capital outlay projects for which state funds have been appropriated but which have not been completed; requiring the State Board of Education to review and submit its space need calculation methodology; amending s. 1001.706, F.S.; requiring the Board of Governors to develop and annually deliver a training program for members of state university boards of trustees; requiring trustee participation within a specified timeframe of appointment and reappointment; requiring the inclusion of certain information in the training program; providing that a determination by specified persons in addition to the Board of Governors may cause the Office of the Inspector General to investigate specified allegations against a state university or its board of trustees; requiring the Board of Governors to develop a prioritized list of capital projects based on previously funded but not completed projects and ranked priorities at state universities; requiring the Board of Governors to develop a points-based prioritization method to rank projects based on specified criteria; requiring weighted values within the point scale; specifying that specified new projects at a university with a final FTE of 2,000 or less, or a final FTE of 2,000 or greater, in the prior year must satisfy specified criteria; requiring the Board of Governors to maintain a list of capital outlay projects for which state funds have been appropriated but which have not been completed; requiring the Board of Governors to review and submit its space need calculation methodology; amending s. 1004.70, F.S.; prohibiting a Florida College System institution direct-support organization from giving, directly or indirectly, any gift to a political committee; amending s. 1007.23, F.S.; requiring the statewide articulation agreement to include a reverse transfer agreement for students transferring from a Florida College System institution to a state university without having earned an associate in arts degree; requiring, by a specified academic year, Florida College System institutions and state universities to execute agreements to establish "2+2" targeted pathway programs; providing requirements for such agreements; specifying requirements for student participation; requiring the State Board of Education and the Board of Governors to collaborate to eliminate barriers in executing pathway articulation agreements; amending 1007.25, F.S.; requiring a university to, at specified times, notify students enrolled at the university of the criteria and option to request an associate in arts degree; requiring that universities notify students not enrolled at the university who meet specified criteria of the option to receive an associate in arts degree, beginning with students enrolled in the 2018-2019 academic year and thereafter; amending s. 1008.32, F.S.; requiring the Commissioner of Education to report certain audit findings to the State Board of Education under certain circumstances; requiring district school boards and Florida College System institutions' boards of trustees to document compliance with the law under certain circumstances; amending s. 1008.322, F.S.; requiring the Chancellor of the State University System to report certain audit findings to the Board of Governors under certain circumstances; requiring state universities' boards of trustees to document compliance with the law under certain circumstances; amending s. 1009.215, F.S.; revising the academic terms in which certain students are eligible to receive Bright Futures Scholarships; providing that such students may receive the scholarships for the fall term for specified coursework under certain circumstances; amending s. 1009.53, F.S.; removing a requirement for a Florida high school graduate to enroll in certain programs within 3 years of graduation from high school in order to receive funds from the Florida Bright Futures Scholarship Program; expanding the Florida Bright Futures Scholarship Program to include the Florida Gold Seal CAPE Scholarship; conforming provisions to changes made by the act; removing a limitation of 45 semester credit hours or the equivalent for an annual award for the scholarship program; requiring an institution that receives scholarship funds for summer terms to certify to the department certain funding information and remit any undisbursed funds within a specified time; amending s. 1009.531, F.S.; expanding the eligibility for an initial award of a scholarship under the Florida Bright Futures Scholarship Program to include students who earn a high school diploma from a private school; modifying the date by which certain students must apply for a scholarship under the program; de-

leting provisions relating to scholarship eligibility and application requirements for certain students who graduated from high school during specified years; extending the amount of time in which a student may reapply for an award to 5 years after high school graduation; extending the amount of time in which a student who enlists in the United States Armed Forces immediately after high school may apply for an award to 5 years after separation from active duty; providing that a student who is unable to accept an initial award due to a religious or service obligation may apply for an award within 5 years after the completion of his or her religious or service obligation; requiring that school districts provide a Florida Bright Futures Scholarship Evaluation Report and Key only to students in specified grades; allowing a student who does not meet certain requirements for a program award additional time to meet such requirements under certain conditions; providing that such students who timely meet the requirements must receive an award for the full academic year; revising the minimum examination scores required for a student to be eligible for a Florida Academic Scholars award or a Florida Medallion Scholars award; requiring the Department of Education to develop a method for determining the required examination scores which ensures equivalency between specified examinations and is consistent with specified limitations; requiring the department to publish any changes to examination score requirements; conforming a provision to changes made by the act; amending s. 1009.532, F.S.; revising student eligibility requirements for renewal of Florida Bright Futures Scholarship Program awards; removing obsolete language; conforming provisions to changes made by the act; amending s. 1009.536, F.S.; permitting certain Florida Gold Seal CAPE Scholars to receive an award from a specified funding source; providing grade point average requirements for Florida Gold Seal CAPE Scholars; removing limitations for certain academic years on the number of credit hours to which a student may apply a Florida Gold Seal Vocational Scholarship; amending s. 1011.45, F.S.; requiring each state university to maintain a minimum carry forward balance of at least 7 percent of its state operating budget; requiring a university that fails to maintain such balance to submit a plan to the Board of Governors to attain the minimum balance; requiring each university with a carry forward balance in excess of 7 percent to submit a spending plan to the university board of trustees; specifying requirements and authorized expenditures in such spending plan; requiring each university chief financial officer to certify annually the unexpended amount of carry forward amounts from specified funds; amending s. 1011.80, F.S.; removing a limitation on the maximum amount of funding that may be appropriated for performance funding relating to funds for operation of workforce education programs; creating s. 1011.802, F.S.; creating the Florida Apprenticeship Grant (FLAG) program; providing for funding; providing purpose, requirements, and administration of the FLAG program; requiring certain career centers and institutions to provide quarterly reports; authorizing rulemaking; amending s. 1011.81, F.S.; removing a limitation on the maximum amount of funding that may be appropriated for performance funding relating to industry certifications for Florida College System institutions; amending s. 1011.84, F.S.; raising the threshold of the unencumbered balance at a Florida College System institution operating budget to 7 percent; requiring each Florida College System institution chief financial officer to annually certify the unexpended amount of specified funds; amending s. 1013.03, F.S.; requiring the State Board of Education and the Board of Governors to establish uniform space utilization standards that include standards for post-secondary classroom and teaching laboratory space; requiring the State Board of Education and the Board of Governors to adopt standards for use in each Florida College System institution's and state university's survey; requiring the State Board of Education and the Board of Governors to define and apply specified space utilization metrics when calculating space need; amending s. 1013.31, F.S.; requiring projections for facility space needs for each Florida College System institution to comply with specified space needs utilization standards and metrics; requiring projections for facility space needs for each state university to comply with specified space needs utilization standards and metrics; amending s. 1013.40, F.S.; prohibiting the finance of additional dormitory beds through the issuance of bonds by Florida College System institutions; providing that bonds may be issued by non-public entities as part of a public-private partnership; amending s. 1013.60, F.S.; requiring the Commissioner of Education to develop a budget request allocation plan for a specified purpose; establishing requirements for the budget request allocation plan to include an assessment over the 3 years of the plan of the amount of state funding needed to complete previously funded projects; amending s. 1013.64, F.S.; requiring the Board of Governors to specify by regulation the

procedures for reporting or expending specified funds; requiring each university to report expended amounts from all sources; requiring the State Board of Education to specify by rule the procedures for the reporting of specified funds appropriated or expended; establishing a timeframe by which the State Board of Education and Board of Governors must update the capital outlay project list, with specified criteria; creating s. 1013.841, F.S.; requiring unexpended amounts in any fund in any Florida College System institution current year state operating budget to be carried forward and included in the approved operating budget for the following year; requiring each Florida College System institution with a final FTE of less than 15,000 to maintain a minimum carry forward balance of at least 5 percent of its state operating budget; requiring each Florida College System institution president, if the institution fails to maintain such balance, to provide written notification to the State Board of Education; requiring each Florida College System institution with a final FTE of less than 15,000 that retains a state operating fund carry forward balance in excess of 5 percent to submit a spending plan for its excess carry forward funds with specified requirements; requiring each Florida College System institution with a final FTE of 15,000 or greater to maintain a minimum carry forward balance of at least 7 percent of its state operating budget; requiring each Florida College System institution with a final FTE of 15,000 or greater that retains a state operating fund carry forward balance in excess 7 percent to submit a spending plan for its excess carry forward funds with specified requirements; requiring that state university and Florida College System institution project surveys must utilize updated space need calculations; providing an effective date.

—was read the second time by title.

Senator Stargel moved the following amendment which was adopted:

Amendment 1 (392352) (with title amendment)—Between lines 275 and 276 insert:

Section 2. Subsection (6) of section 215.985, Florida Statutes, is amended to read:

215.985 Transparency in government spending.—

(6) The Department of Management Services shall establish and maintain a website that provides current information relating to each employee or officer of a state agency, a state university, a *Florida College System institution*, or the State Board of Administration, regardless of the appropriation category from which the person is paid.

(a) For each employee or officer, the information must include, at a minimum, his or her:

1. Name and salary or hourly rate of pay.
2. Position number, class code, and class title.
3. Employing agency and budget entity.

(b) The information must be searchable by state agency, state university, *Florida College System institution*, and the State Board of Administration, and by employee name, salary range, or class code and must be downloadable in a format that allows offline analysis.

And the title is amended as follows:

Delete line 6 and insert: institution chief financial officers; amending s. 215.985, F.S.; requiring employees and officers of Florida College System institutions to be included in a Department of Management Services website that provides specified information relating to such employees or officers; amending s.

Senator Stargel moved the following amendment:

Amendment 2 (561776) (with title amendment)—Delete lines 336-515 and insert:
effective replacement or renovation of an existing building;

6. *The project is deemed by the state board to be integral to the mission of the system or the institution in serving the strategic needs of communities, regions, or the state; and*

7. *For a new construction, remodeling, or renovation project that has not received a prior appropriation, the project has received, or has commitments to receive, funding from sources other than a project-specific state appropriation to assist with completion of the project and future maintenance needs associated with the project; the project is needed to preserve the safety of persons using the facility; or the project is consistent with a strategic legislative or state board initiative.*

(b) *For each Florida College System institution with a final FTE of 15,000 or greater for the prior year, a new construction, remodeling, or renovation project that has not received an appropriation in a previous year may not be considered for inclusion on the prioritized list required by s. 1013.64(4), unless:*

1. *There are sufficient excess funds from the allocation provided pursuant to s. 1013.60 within the 3-year planning period which are not needed to complete the projects listed pursuant to paragraph (d); and*

2. *The project has been recommended pursuant to s. 1013.31.*

(c) *The project scoring the highest for each criterion shall be awarded the maximum points in the range of points within the points scale developed by the state board. The state board shall weight the value of criteria such that the maximum points awarded for each criterion represents a percent of the total maximum points.*

(d) *The state board shall continually maintain a list of all public education capital outlay projects for which state funds were previously appropriated and have not been completed. The list shall include an estimate of the amount of state funding needed for the completion of each project.*

(e) *The state board shall review its space need calculation methodology developed pursuant to s. 1013.03(2)(a) and present a summary of its work with preliminary draft recommendations to the chairs of the Senate and the House of Representatives appropriations committees by January 15, 2020, and every 3 years thereafter.*

Section 4. Paragraphs (e) and (f) of subsection (5) of section 1001.706, Florida Statutes, are amended, paragraph (j) is added to subsection (3) and paragraph (i) is added to subsection (5) of that section, and subsection (12) is added to that section, to read:

1001.706 Powers and duties of the Board of Governors.—

(3) **POWERS AND DUTIES RELATING TO ORGANIZATION AND OPERATION OF STATE UNIVERSITIES.—**

(j) *The Board of Governors shall develop and annually deliver a training program for members of each state university board of trustees that addresses the role of such boards in governing institutional resources and protecting the public interest. At a minimum, each trustee must participate in the training program within 1 year of appointment and reappointment to a university board of trustees. The program must include information on trustee responsibilities relating to all of the following:*

1. *Meeting the statutory, regulatory, and fiduciary obligations of the board.*

2. *Establishing internal process controls and accountability mechanisms for the institution's president and other administrative officers.*

3. *Oversight of planning, construction, maintenance, expansion, and renovation projects that impact the university's consolidated infrastructure, physical facilities, and natural environment, including its lands, improvements, and capital equipment.*

4. *Establishing policies that promote college affordability, including ensuring that the costs of university fees, textbooks, and instructional materials are minimized whenever possible.*

5. *Creation and implementation of institutionwide rules and regulations.*

6. *Institutional ethics and conflicts of interest.*

7. *Best practices for board governance.*

8. *Understanding current national and state issues in higher education.*

9. *Any other responsibilities the Board of Governors deems necessary or appropriate.*

(5) POWERS AND DUTIES RELATING TO ACCOUNTABILITY.—

(e) The Board of Governors shall maintain an effective information system to provide accurate, timely, and cost-effective information about each university. The board shall continue to collect and maintain, at a minimum, management information as such information existed on June 30, 2002. *To ensure consistency, the Board of Governors shall define the data components and methodology used to implement ss. 1001.7065 and 1001.92. Each university shall conduct an annual audit to verify that the data submitted pursuant to ss. 1001.7065 and 1001.92 complies with the data definitions established by the board and submit the audits to the Board of Governors Office of Inspector General as part of the annual certification process required by the Board of Governors.*

(f) If the Board of Governors of the State University System, the presiding officer of either house of the Legislature, the Chief Financial Officer, or the chairperson of the board of trustees of the institution for which an investigation is sought determines that a state university board of trustees is unwilling or unable to address substantiated allegations made by any person relating to waste, fraud, or financial mismanagement within the state university, the Office of the Inspector General shall investigate the allegations.

(i) *The Board of Governors shall match individual student information with information in the files of state and federal agencies that maintain educational and employment records. The board must enter into an agreement with the Department of Economic Opportunity that allows access to the individual reemployment assistance wage records maintained by the department. The agreement must protect individual privacy and provide that student information may be used only for the purposes of auditing or evaluating higher education programs offered by state universities.*

(12) **PUBLIC EDUCATION CAPITAL OUTLAY.**—*The Board of Governors shall submit the prioritized list as required by s. 1013.64(4). Projects considered for prioritization shall be chosen from a preliminary selection group that shall include the list of projects maintained pursuant to paragraph (d) and up to the top five ranked priorities of each state university.*

(a) *The board shall develop a points-based prioritization method to rank projects for consideration from the preliminary selection group and award points for the degree to which a project meets specific criteria compared to other projects in the preliminary selection group. The board shall consider criteria that evaluate the degree to which:*

1. *The project was funded previously by the Legislature and the amount of funds needed for completion constitutes a relatively low percentage of total project costs;*

2. *The project represents a building maintenance project or the repair of utility infrastructure which is necessary to preserve a safe environment for students and staff, or a project that is necessary to maintain the operation of a university site, and for which the university can demonstrate it has no other fund source available to complete the project;*

3. *The project addresses the greatest current or projected need for space as indicated by factors such as increased instructional or research capacity that enhances educational opportunities for students;*

4. *The project reflects a ranked priority of the submitting university;*

5. *The project represents the most practical and cost effective replacement or renovation of an existing building;*

6. *The project is deemed integral to the mission of the system or the institution in serving the strategic needs of communities, regions, or this state; and*

7. *For a new construction, remodeling, or renovation project that has not received a prior appropriation, the project has received, or has commitments to receive, funding from sources other than a project-specific state appropriation to assist with completion of the project and fu-*

ture maintenance needs associated with the project; the project is needed to preserve the safety of persons using the facility; or the project is consistent with a strategic legislative or board initiative.

(b) *A new construction, remodeling, or renovation project that has not received an appropriation in a previous year may not be considered for inclusion on the prioritized list required by s. 1013.64(4), unless:*

1. *There are sufficient excess funds from the allocation provided pursuant to s. 1013.60 within the 3-year planning period which are not needed to complete the projects listed pursuant to paragraph (d); and*

2. *The project has been recommended pursuant to s. 1013.31.*

(c) *The project scoring the highest for each criterion shall be awarded the maximum points in the range of points within the points scale developed by the board. The board shall weight the value of criteria such that the maximum points awarded for each criterion represent a percent of the total of maximum points.*

(d) *The board shall continually maintain a list of all public education capital outlay projects for which state funds were previously appropriated which have not been completed. The list shall include an estimate of the amount of state funding needed for the completion of each project.*

(e) *The board shall review its space need calculation methodology developed pursuant to s. 1013.03(2)(a) and present a summary of its work with preliminary draft recommendations to the chairs of the Senate and the House of Representatives appropriations committees by January 15, 2020, and every 3 years thereafter.*

And the title is amended as follows:

Delete lines 19-50 and insert: rank projects based on specified criteria; specifying that specified new projects at a Florida College System institution with a final FTE of 15,000 or greater must satisfy specified criteria; requiring weighted values within the point scale; requiring the State Board of Education to maintain a list of capital outlay projects for which state funds have been appropriated but which have not been completed; requiring the State Board of Education to review its space need calculation methodology and to present a summary and preliminary recommendations to the chairs of the legislative appropriations committees by a specified date and at a specified interval thereafter; amending s. 1001.706, F.S.; requiring the Board of Governors to develop and annually deliver a training program for members of state university boards of trustees; requiring trustee participation within a specified timeframe of appointment and reappointment; requiring the inclusion of certain information in the training program; requiring the board to define data components and methodology for specified purposes; requiring state universities to submit annual institutional audits to the board's Office of Inspector General; providing that a determination by specified persons in addition to the Board of Governors may cause the Office of the Inspector General to investigate specified allegations against a state university or its board of trustees; requiring the board to match certain student information with specified educational and employment records; requiring the board to enter into an agreement with the Department of Economic Opportunity for certain purposes; providing requirements for such agreement; requiring the Board of Governors to develop a prioritized list of capital projects based on previously funded but not completed projects and ranked priorities at state universities; requiring the Board of Governors to develop a points-based prioritization method to rank projects based on specified criteria; requiring the board to consider specified criteria for certain projects; requiring weighted values within the point scale; requiring the

Senator Stargel moved the following amendment to **Amendment 2 (561776)** which was adopted:

Amendment 2A (100856) (with directory and title amendments)—Delete lines 99-107.

And the directory clause is amended as follows:

Delete lines 46-47 and insert:

Section 4. Paragraph (e) of subsection (5) of section 1001.706, Florida Statutes, is amended, paragraph (j)

And the title is amended as follows:

Delete lines 213-217 and insert: Inspector General; requiring

Amendment 2 (561776), as amended, was adopted.

Senator Stargel moved the following amendment which was adopted:

Amendment 3 (502992) (with title amendment)—Delete lines 1287-1290 and insert:

1011.802 Florida Pathways to Career Opportunities Grant Program.—

(1) Subject to appropriations provided in the General Appropriations Act, the Florida Pathways to Career Opportunities Grant Program is created to provide grants to high schools, career

And the title is amended as follows:

Delete lines 175-177 and insert: 1011.802, F.S.; creating the Florida Pathways to Career Opportunities Grant Program; providing for funding; providing purpose, requirements, and administration of the

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Stargel moved the following amendment which was adopted:

Amendment 4 (605696) (with title amendment)—Delete line 1335 and insert:

approved operating budget goes below 5 percent for a Florida College System institution with a final FTE less than 15,000 for the prior year, or below 7 percent for a Florida College System institution with a final FTE of 15,000 or greater for the prior year, the president

And the title is amended as follows:

Delete lines 184-187 and insert: institutions; amending s. 1011.84, F.S.; establishing a threshold of the unencumbered balance at a Florida College System institution based on the final FTE at the Florida College System institution in the prior year; requiring each Florida College System

Pursuant to Rule 4.19, **CS for SB 190**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

SB 198—A bill to be entitled An act relating to trademark classifications; amending s. 495.111, F.S.; revising classes of goods and services to conform to the classifications adopted by the United States Patent and Trademark Office; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 198**, pursuant to Rule 3.11(3), there being no objection, **HB 445** was withdrawn from the Committees on Commerce and Tourism; Innovation, Industry, and Technology; and Rules.

On motion by Senator Berman—

HB 445—A bill to be entitled An act relating to trademark classifications; amending s. 495.111, F.S.; revising classes of goods and services to conform to the classifications adopted by the United States Patent and Trademark Office; providing an effective date.

—a companion measure, was substituted for **SB 198** and read the second time by title.

Pursuant to Rule 4.19, **HB 445** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 322**, **SB 342**, and **CS for CS for SB 418** was deferred.

On motion by Senator Gibson—

CS for CS for CS for SB 452—A bill to be entitled An act relating to elder abuse fatality review teams; creating s. 415.1103, F.S.; authorizing the establishment of elder abuse fatality review teams in each judicial circuit and housing the review teams, for administrative purposes only, in the Department of Elderly Affairs; providing conditions for review team membership, establishment, and organization; specifying requirements for the review team operations and meeting schedules; assigning responsibility for paying the administrative costs of review team operations to the team members or the entities they represent; authorizing elder abuse fatality review teams in existence on a certain date to continue; requiring such existing teams to comply with specified requirements; specifying review team duties; requiring each review team to submit annually a summary report by a certain date to the Department of Elderly Affairs containing specified information; requiring the department to prepare annually a summary report on the review teams' information and submit the summary to the Governor, the Legislature, and the Department of Children and Families; providing immunity from monetary liability for review team members under certain conditions; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for SB 452** was placed on the calendar of Bills on Third Reading.

On motion by Senator Hooper—

CS for CS for SB 494—A bill to be entitled An act relating to the Firefighters' Bill of Rights; amending s. 112.81, F.S.; revising definitions; amending s. 112.82, F.S.; requiring that witnesses be interviewed and certain information be provided to a firefighter subjected to interrogation before the interrogation is conducted; authorizing a firefighter to provide a voluntary statement at any time after being informed of a certain right; prohibiting a firefighter from being threatened with certain disciplinary action during the course of an interrogation; requiring that a copy of the interrogation be provided to a firefighter within a specified timeframe, upon request; creating s. 112.825, F.S.; requiring that a firefighter be notified and provided certain information before certain disciplinary actions are taken; requiring that a firefighter be given the opportunity to address certain findings; requiring that certain information be kept confidential and exempt in accordance with existing law; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 494** was placed on the calendar of Bills on Third Reading.

SM 852—A memorial to the Congress of the United States and the United States Department of Veterans Affairs, urging Congress and the department to ensure that the VA MISSION Act of 2018 is implemented in a manner consistent with the legislative intent and purpose of the act.

—was read the second time by title. On motion by Senator Diaz, **SM 852** was adopted and certified to the House.

On motion by Senator Stargel—

CS for CS for CS for SB 862—A bill to be entitled An act relating to lesser liability under special mobile equipment leases; creating s. 768.092, F.S.; defining terms; providing that a lessor of special mobile equipment that causes injury, death, or damage is not liable for certain acts of the lessee or lessee's agent if the lease agreement requires documented proof of specified insurance coverage; providing that a lessee's failure to have in effect the required coverage does not impose liability on the lessor; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for SB 862** was placed on the calendar of Bills on Third Reading.

On motion by Senator Gainer—

SB 910—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 910** was placed on the calendar of Bills on Third Reading.

On motion by Senator Bradley—

CS for CS for SB 1020—A bill to be entitled An act relating to the state hemp program; creating s. 581.217, F.S.; creating the state hemp program within the Department of Agriculture and Consumer Services; providing the purpose of the program; providing legislative findings; defining terms; providing requirements for program registration and for the distribution and retail sale of hemp and hemp products; providing that hemp seed and hemp seed dealers are subject to the Florida Seed Law; providing hemp seed certification requirements; requiring the department, in consultation with the Department of Health and the Department of Business and Professional Regulation, to adopt specified rules within a specified timeframe; directing the Commissioner of Agriculture, in consultation with the Governor and Attorney General, to submit a specified plan within a specified timeframe to the United States Secretary of Agriculture; creating an Industrial Hemp Advisory Board for a specified purpose; providing that the board is adjunct to the department for administrative purposes; providing the membership and meetings of the board; prohibiting members of the board from receiving compensation; authorizing members of the board to receive reimbursements for certain expenses; amending s. 893.02, F.S.; revising the definition of the term "cannabis" to exclude hemp and industrial hemp for purposes of the Florida Comprehensive Drug Abuse Prevention and Control Act; amending s. 1004.4473, F.S.; revising the schools at which the department is required to authorize and oversee the development of industrial hemp pilot projects; authorizing universities to implement industrial hemp pilot projects pursuant to the state hemp program; requiring the department to submit certain program and fee information in its legislative budget request for the 2020-2021 fiscal year; providing a directive to the Division of Law Revision; providing an effective date.

—was read the second time by title.

Senator Bradley moved the following amendment:

Amendment 1 (925196) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 581.217, Florida Statutes, is created to read:

581.217 *State hemp program.*—

(1) **CREATION AND PURPOSE.**—*The state hemp program is created within the department to promote the cultivation of hemp in this state.*

(2) **LEGISLATIVE FINDINGS.**—*The Legislature finds that:*

(a) *Hemp is an agricultural commodity.*

(b) *Hemp-derived cannabinoids, including, but not limited to, cannabidiol, are not controlled substances or adulterants.*

(c) *Products containing one or more hemp-derived cannabinoids, including, but not limited to, cannabidiol, intended for ingestion are foods and not controlled substances or adulterated products.*

(d) *The addition of hemp derivatives, including, but not limited to, hemp-derived cannabidiol, to cosmetics, personal care products, and products intended for human or animal consumption is not an adulteration of such products.*

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

(a) *"Cannabidiol" means the compound by the same name derived from the hemp variety of the Cannabis sativa L. plant.*

(b) *"Contaminants unsafe for human consumption" includes, but is not limited to, any microbe, fungus, yeast, mildew, herbicide, pesticide, fungicide, residual solvent, metal, or other contaminant found in any amount that exceeds any of the accepted limitations as determined by rules adopted by the Department of Health in accordance with s. 381.986, or other limitation pursuant to the laws of this state, whichever amount is less.*

(c) *"Cultivate" means planting, watering, growing, and harvesting a hemp plant or a hemp crop. The term does not include the transport of a hemp plant or a hemp crop.*

(d) *"Federally defined THC level for hemp" means a total delta-9-tetrahydrocannabinol concentration that does not exceed 0.3 percent on a dry-weight basis, or the tetrahydrocannabinol concentration for hemp defined in 7 U.S.C. s. 5940, whichever is greater.*

(e) *"Hemp" means the plant Cannabis sativa L. and any part of that plant, including seeds, derivatives, extracts, cannabinoids, isomers, acids, salts, and salts of isomers thereof, whether growing or not, which has the federally defined THC level for hemp. The term includes industrial hemp as defined in s. 1004.4473.*

(f) *"Hemp extract" means a no-THC or low-THC substance or compound intended for ingestion, containing more than trace amounts of cannabidiol, which:*

1. *Is derived from or contains any part of the plant Cannabis sativa L. which meets the definition of hemp under this section;*

2. *Contains a total delta-9-tetrahydrocannabinol concentration that does not exceed 0.3 percent on a dry-weight basis; and*

3. *Does not contain other controlled substances.*

(g) *"Hemp products" means all products with the federally defined THC level for hemp derived from or made by processing hemp plants or plant parts that are prepared in a form available for retail sale, including, but not limited to, cosmetics, personal care products, food intended for animal or human consumption, cloth, cordage, fiber, fuel, paint, paper, particleboard, plastics, and any product containing one or more hemp-derived cannabinoids, such as cannabidiol.*

(h) *"Independent testing laboratory" means a laboratory that:*

1. *Does not have a direct or indirect interest in the entity whose product is being tested;*

2. *Does not have a direct or indirect interest in a facility that cultivates, processes, distributes, dispenses, or sells hemp or hemp extract in this state or in another jurisdiction or cultivates, processes, distributes, dispenses, or sells marijuana, as defined in s. 381.986; and*

3. Is accredited by a third-party accrediting body as a competent testing laboratory pursuant to ISO/IEC 17025 of the International Organization for Standardization.

(i) "Licensee" means all owners, officers, stakeholders, and directors of such legal or business entity that have a direct or indirect interest in a business seeking to cultivate hemp.

(4) **LICENSURE.**—A licensee:

(a) Must submit the results of a Level 1 background screening to the department with every initial and renewal licensure. The department must deny the issuance of a hemp license to an applicant, or refuse to renew the hemp license of a licensee, if the department finds that the applicant or licensee:

1. Has falsified any information contained in an application for a hemp license or hemp license renewal; or

2. Has been convicted of a felony relating to a controlled substance under state or federal law. A hemp license may not be issued for 10 years after the date of the conviction.

(b) May not cultivate hemp in this state without being annually licensed by the department.

(c) Must provide to the department the legal land description and global positioning coordinates of the area where hemp will be cultivated.

(d) Must provide to the department prior written consent allowing representatives of the department, the state police, and other state and local law enforcement agencies to enter onto all premises, during regular business hours, where hemp is cultivated for the purpose of conducting physical inspections and ensuring compliance with the requirements of this section and department rules.

(5) **INDUSTRIAL HEMP PILOT PROJECTS.**—Notwithstanding s. 1004.4473, an existing industrial hemp project approved by a university under s. 1004.4473 is eligible to cultivate hemp and may obtain a license from the department to participate in the state hemp program.

(6) **DISTRIBUTION AND RETAIL SALE OF HEMP EXTRACT.**—

(a) Hemp extract may only be distributed and sold in this state if the product:

1. Has a certificate of analysis prepared by an independent testing laboratory which states:

a. The hemp extract is the product of a batch tested by the independent testing laboratory;

b. The batch contained a total delta-9-tetrahydrocannabinol concentration that did not exceed 0.3 percent on a dry-weight basis pursuant to the testing of a random sample of the batch; and

c. The batch does not contain contaminants unsafe for human consumption.

2. Is distributed or sold in packaging that includes:

a. A scannable barcode or quick response code linked to the certificate of analysis of the hemp extract by an independent testing laboratory;

b. The batch number;

c. The Internet address of a website where batch information may be obtained;

d. The expiration date;

e. The number of milligrams of hemp extract; and

f. A statement that the product contains a total delta-9-tetrahydrocannabinol concentration that does not exceed 0.3 percent on a dry-weight basis.

(b) A violation of this subsection is punishable by a civil fine of \$500 and the forfeiture of any products found to be in violation.

(c) Hemp, hemp products, and hemp extract may be legally transported across state lines and exported to foreign nations consistent with federal laws, laws of other states, and the laws of respective foreign nations.

(7) **HEMP SEED.**—Hemp seed and hemp seed dealers are subject to chapter 578 and the rules adopted thereto. Licensees shall only use seeds certified by one of the following:

(a) A certifying agency as defined in s. 578.011(8).

(b) A university conducting an industrial hemp pilot project pursuant to s. 1004.4473.

(c) A member of the Association of Official Seed Certifying Agencies.

(8) **RULES.**—Within 90 days after the effective date of this act, the department shall, in consultation with the Department of Health and the Department of Business and Professional Regulation, adopt rules to administer the state hemp program. The rules must ensure that the application process and licensure requirements are reasonable and attainable for small farmers, small businesses, and private individuals. Rules adopted pursuant to this section are not subject to s. 120.541(3). The rules must provide for:

(a) Sampling and testing measures to ensure that hemp cultivated under this section do not exceed the federally defined THC level for hemp;

(b) Due process and an appeals process;

(c) Enforcement of this section and department rules;

(d) A civil penalty schedule for violations;

(e) A schedule of nonrefundable fees for administering the program;

(f) Inclusion of the state hemp program in the Florida Agricultural Promotional Campaign and for promotion and labeling of hemp, hemp products, and hemp extract as "Fresh From Florida" or any other agricultural campaign for the promotion of agriculture products;

(g) The regulation of the transportation of hemp, hemp products, and hemp extract in this state; and

(h) The implementation of the department plan and this section.

(9) **DEPARTMENT PLAN.**—

(a) Within 90 days after the effective date of this act, the Commissioner of Agriculture, in consultation with and with final approval from the Administration Commission as defined in s. 14.202, shall submit to the United States Secretary of Agriculture the department plan for regulating hemp production. The plan must include:

1. A procedure for maintaining relevant information regarding the locations in the state where hemp is cultivated for not less than 3 calendar years;

2. A procedure that uses post-decarboxylation or other similarly reliable methods for testing delta-9-tetrahydrocannabinol concentration levels of hemp cultivated in this state;

3. A procedure for the effective disposal of hemp, hemp products, and hemp extract cultivated in violation of this section and department rules;

4. Notwithstanding s. 120.569-120.595, a procedure for the enforcement of violations as outlined in 7 U.S.C. s. 1639o to s. 1639s;

5. A procedure for conducting annual inspections of at least a random sample of licensees to verify that hemp is not being produced in violation of this section;

6. A procedure for submitting the information described in 7 U.S.C. s. 1639q(d)(2) to the United States Secretary of Agriculture within 30 days after the date on which the information is received; and

7. A certification that this state has the resources and personnel to carry out the practices and procedures described in this subsection.

(b) *If the department plan for regulating hemp production is not approved by the United States Secretary of Agriculture, the Commissioner of Agriculture, in consultation with and with final approval from the Administration Commission, shall submit an amended plan.*

(10) **INDUSTRIAL HEMP ADVISORY BOARD.**—*An Industrial Hemp Advisory Board is created to provide advice and expertise as needed by a university or the department with respect to plans, policies, and procedures applicable to the administration of their respective industrial hemp pilot programs.*

(a) *The Industrial Hemp Advisory Board shall be adjunct to the department for administrative purposes.*

(b) *The Industrial Hemp Advisory Board shall be composed of all of the following members:*

1. *Two members appointed by the Commissioner of Agriculture and Consumer Services.*

2. *Two members appointed by the Governor.*

3. *Two members appointed by the President of the Senate.*

4. *Two members appointed by the Speaker of the House of Representatives.*

5. *The dean for research of the Institute of Food and Agricultural Sciences of the University of Florida or his or her designee.*

6. *The president of Florida Agricultural and Mechanical University or his or her designee.*

7. *The executive director of the Department of Law Enforcement or his or her designee.*

8. *The president of the Florida Sheriffs Association or his or her designee.*

9. *The president of the Florida Police Chiefs Association or his or her designee.*

10. *The president of the Florida Farm Bureau Federation or his or her designee.*

11. *The president of the Florida Fruit and Vegetable Association or his or her designee.*

(c) *The board shall elect by a two-thirds vote of the members one member to serve as chair of the board.*

(d) *A majority of the members of the board shall constitute a quorum.*

(e) *The board shall meet at least once annually at the call of the chair.*

(f) *Board members may not receive compensation but may be reimbursed for any actual travel expense incurred while attending meetings of the board.*

Section 2. Subsection (3) of section 893.02, Florida Statutes, is amended to read:

893.02 **Definitions.**—*The following words and phrases as used in this chapter shall have the following meanings, unless the context otherwise requires:*

(3) “Cannabis” means all parts of any plant of the genus *Cannabis*, whether growing or not; the seeds thereof; the resin extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant or its seeds or resin. The term does not include “marijuana,” as defined in s. 381.986, if manufactured, possessed, sold, purchased, delivered, distributed, or dispensed, in conformance with s. 381.986; “hemp,” as defined in s. 581.217(3); or “industrial hemp,” as defined in s. 1004.4473(1).

Section 3. Paragraph (a) of subsection (2) of section 1004.4473, Florida Statutes, is amended, and subsection (8) is added to that section, to read:

1004.4473 **Industrial hemp pilot projects.**—

(2)(a) *The department shall authorize and oversee the development of industrial hemp pilot projects for the Institute of Food and Agricultural Sciences at the University of Florida, Florida Agricultural and Mechanical University, and any land grant university in the state that has a college of agriculture, and any Florida College System institution or state university that has an established agriculture, pharmacy, or engineering program.* The department shall adopt rules as required under the Agricultural Act of 2014, 7 U.S.C. s. 5940, to implement this section, including rules for the certification and registration of sites used for growth or cultivation. The purpose of the pilot projects is to cultivate, process, test, research, create, and market safe and effective commercial applications for industrial hemp in the agricultural sector in this state.

(8) *Notwithstanding this section, a university may choose to implement an industrial hemp pilot project pursuant to s. 581.217.*

Section 4. *The Department of Agriculture and Consumer Services shall include, at a minimum, all of the following information for administering the state hemp program as created pursuant to s. 581.217, Florida Statutes, in the department’s legislative budget request for the 2020-2021 fiscal year:*

(1) *An estimate of the number of licensees for the first year.*

(2) *An outline of costs associated with operation of the program.*

(3) *A recommended fee schedule.*

Section 5. *The Division of Law Revision is directed to replace the phrase “the effective date of this act” wherever it occurs in this act with the date this act becomes a law.*

Section 6. *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 the state hemp program; creating s. 581.217, F.S.; creating the state hemp program within the Department of Agriculture and Consumer Services; providing the purpose of the program; providing legislative findings; defining terms; providing requirements for program licensure; requiring the department to deny a license or renewal to certain applicants; authorizing certain industrial hemp pilot projects to participate in the program; providing for the distribution and retail sale of hemp extract; providing civil penalties; providing that hemp seed and hemp seed dealers are subject to the Florida Seed Law; providing hemp seed certification requirements; requiring the department, in consultation with the Department of Health and the Department of Business and Professional Regulation, to adopt specified rules within a specified timeframe; directing the Commissioner of Agriculture, in consultation with and with final approval from the Administration Commission, to submit a specified plan within a specified timeframe to the United States Secretary of Agriculture; creating an Industrial Hemp Advisory Board for a specified purpose; providing that the board is adjunct to the department for administrative purposes; providing for the membership and meetings of the board; prohibiting members of the board from receiving compensation; authorizing members of the board to receive reimbursements for certain expenses; amending s. 893.02, F.S.; revising the definition of the term “cannabis” to exclude hemp and industrial hemp for purposes of the Florida Comprehensive Drug Abuse Prevention and Control Act; amending s. 1004.4473, F.S.; revising the schools at which the department is required to authorize and oversee the development of industrial hemp pilot projects; authorizing universities to implement industrial hemp pilot projects pursuant to the state hemp program; requiring the department to submit certain program and fee information in its legislative budget request for the 2020-2021 fiscal year; providing a directive to the Division of Law Revision; providing an effective date.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Bradley moved the following amendment to **Amendment 1 (925196)** which was adopted:

Amendment 1A (369856)—Delete line 83 and insert:

(a) *Must submit the results of a Level 2 background*

Amendment 1 (925196), as amended, was adopted.

Pursuant to Rule 4.19, **CS for CS for SB 1020**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for SB 1128—A bill to be entitled An act relating to emotional support animals; amending s. 413.08, F.S.; revising and providing definitions; providing that an individual with a disability who has an emotional support animal or obtains an emotional support animal is entitled to full and equal access to all housing accommodations; providing an exception; prohibiting a housing accommodation from requiring such individual to pay extra compensation for such animal; authorizing a housing accommodation to request certain written documentation under certain circumstances; authorizing the Department of Health to adopt rules; specifying that an individual with a disability is liable for certain damage done by her or his emotional support animal; prohibiting the falsification of written documentation or other misrepresentation regarding the use of an emotional support animal; providing penalties; providing an effective date.

—was read the second time by title.

Senator Diaz moved the following amendment which was adopted:

Amendment 1 (131058)—Delete line 87 and insert: *defined in s. 456.001, or a similarly licensed healthcare practitioner in another state, which verifies that the individual has a*

On motion by Senator Diaz, further consideration of **CS for SB 1128**, as amended, was deferred.

On motion by Senator Harrell—

SB 1136—A bill to be entitled An act relating to cyberharassment; amending s. 784.049, F.S.; revising legislative intent; redefining the terms “personal identifying information” and “sexually cyberharass”; providing criminal penalties; reenacting ss. 901.15(16), 901.41(5), and 933.18(11), F.S., relating to lawful arrests by officers without a warrant, prearrest diversion programs, and when a warrant may be issued for the search of a private dwelling, respectively, to incorporate the amendment made to s. 784.049, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1136** was placed on the calendar of Bills on Third Reading.

On motion by Senator Gruters—

SB 1552—A bill to be entitled An act relating to the Florida Red Tide Mitigation and Technology Development Initiative; creating s. 379.2273, F.S.; providing legislative intent; establishing the Florida Red Tide Mitigation and Technology Development Initiative; providing the purpose and goal of the initiative; providing for funding; requiring the initiative to submit an annual report by a specified date to the Governor, the Legislature, the Secretary of Environmental Protection, and the executive director of the Fish and Wildlife Conservation Commission; establishing the Initiative Technology Advisory Council; providing for the meetings, membership, terms of office, and compensation of the council; providing for expiration of the initiative; providing appropriations; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1552** was placed on the calendar of Bills on Third Reading.

CS for SB 7070—A bill to be entitled An act relating to K-12 education; amending s. 212.099, F.S.; deleting a specified reference to a certain program; revising the definition of the terms “eligible contribution” or “contribution”; revising the authorized uses of eligible contributions; amending s. 212.1832, F.S.; deleting a specified reference to a certain program; deleting obsolete language; amending s. 1002.20, F.S.; revising the programs through which certain parents may seek private educational choice options; amending s. 1002.33, F.S.; providing that charters may include a provision for charter schools to be held responsible for all costs incurred by the district in connection with complaints to the Office of Civil Rights or the Equal Employment Opportunity Commission; amending s. 1002.333, F.S.; revising the definition of the term “persistently low-performing school”; revising requirements for the expenditure of funds under the Schools of Hope Scholarship Program; requiring that ownership of certain property, furnishings, and equipment revert to the district school board upon the dissolution or termination of a school of hope; providing that certain funds and specified improvements, furnishings, equipment, and records be held in trust upon a request by a district school board; deleting the authorization for a traditional public school to receive funds from the program; deleting a requirement for the State Board of Education to provide awards and annually report certain information; creating s. 1002.394, F.S.; establishing the Family Empowerment Scholarship Program; providing the purpose of the program; defining terms; providing scholarship eligibility requirements; providing for the term of such scholarships; prohibiting certain students from scholarship eligibility; requiring school districts to inform specified households within their respective districts of their eligibility to receive a Family Empowerment Scholarship; requiring the Department of Education to provide the form to be used by school districts for that purpose; requiring school districts to notify certain students of specified information relating to statewide assessments; requiring school districts, upon the request of the department, to provide statewide assessments and related materials to certain private schools; providing requirements for the administration of statewide assessments at certain private schools; requiring school districts to publish information relating to the scholarship program on their respective websites; providing requirements for the published information; requiring the department to publish and update information relating to the program on the department website; requiring the department to cross-check specified information; providing requirements for private school participation in the program; providing requirements for participating students and their parents; providing obligations for participation of eligible scholarship-funding organizations in the program; providing the maximum number of students who may participate in the scholarship program, beginning with a specified school year; providing for subsequent increases in the authorized number of participating students; providing for the calculation of school district funding entitlement under the program; requiring school districts to report all students who attend a private school under the program; providing that such students must be reported separately for certain purposes; requiring the department to transfer funds from the General Revenue Fund to an account for the program; requiring that program funds for students entering a Department of Juvenile Justice commitment program be transferred from the school district in which the student last attended school before commitment; providing that the department must receive specified information relating to such students within a specified timeframe; requiring the Chief Financial Officer to make scholarship payments to the department; providing requirements for such payments; requiring the department to request from the Department of Financial Services a sample of certain endorsed warrants for a specified purpose; providing immunity from liability for the state; providing a scope of authority with regard to the regulation of private schools; requiring the state board to adopt rules; providing an implementation schedule for a specified school year; providing additional eligibility requirements; requiring the Department of Education to expedite the publication of specified information on the department’s website; providing a deadline for a specified payment by the Chief Financial Officer; providing for the expiration of provisions related to a specified school year; amending s. 1002.385, F.S.; deleting the authorization for certain nonprofit scholarship-funding organizations to receive specified funds; amending s. 1002.395, F.S.; revising eligibility requirements under the Florida Tax Credit Scholarship Program for certain students; revising obligations of certain nonprofit scholarship-funding organizations relating to the program; revising a requirement for certain contributions to annually be used by a specified date to provide scholarships to eligible students; revising the calculation methodology to be used for the scholarship amount provided to certain

students under the program; amending s. 1002.40, F.S.; revising the calculation methodology to be used for awards under the Hope Scholarship Program; conforming provisions to changes made by the act; specifying limitations on the amount of certain contributions which eligible scholarship-funding organizations may carry forward to the following fiscal year; authorizing certain funds relating to the Hope Scholarship Program to be used to fund the Florida Tax Credit Scholarship Program, under specified conditions; expanding the language required to be included on the contribution election form relating to the Hope Scholarship Program and the Florida Tax Credit Scholarship Program; amending s. 1002.411, F.S.; deleting obsolete language; revising the award of reading scholarship accounts to be provided in the General Appropriations Act; deleting the authorization for certain nonprofit scholarship-funding organizations to receive specified funds; creating part VII of ch. 1003, F.S., entitled "Public School Innovation"; creating s. 1003.64, F.S.; providing legislative intent; creating the Community School Grant Program within the department; providing the purpose of the program; defining terms; establishing the Center for Community Schools within the University of Central Florida; authorizing the center to facilitate the implementation of its community school model through grants; providing duties for the center; providing that, in prioritizing planning grant awards, priority must be given to certain school districts; requiring the center to annually publish, by a specified date, specified information on its website; amending s. 1004.04, F.S.; revising requirements for the rules to establish uniform core curricula for state-approved teacher preparation programs; revising the evidence to be used in the determination of continued approval of teacher preparation programs; revising reporting requirements for public and private institutions that offer state-approved teacher preparation programs; revising requirements for preservice field experience courses and internships; amending s. 1004.85, F.S.; revising requirements for educator preparation programs; revising requirements relating to annual performance evaluations that educator preparation institutes are required to submit to the department; amending s. 1008.33, F.S.; authorizing a district-managed turnaround plan to include a proposal regarding the length and number of planned school days; making a technical change; amending s. 1011.62, F.S.; deleting a requirement for the total allocation of the federally connected student supplement to be prorated under specified circumstances; creating the Florida Best and Brightest Teacher and Principal Allocation; providing the purpose of the allocation; requiring that, subject to the appropriation of funds, each school district receive an allocation based on its proportional share of Florida Education Finance Program base funding; authorizing the Legislature to specify a minimum allocation; requiring school districts to provide specified awards to eligible teachers and principals from allocated funds; requiring school districts to prorate awards under certain circumstances; creating the turnaround school supplemental services allocation; providing a purpose; providing for services that may be funded by the allocation; authorizing school districts to enter into formal agreements with certain organizations to provide specified services to students and families; requiring a school district to submit a plan to its school board before distribution of the allocation; specifying requirements for such plans; requiring each school district to annually submit approved plans to the commissioner by a specified date; specifying the basis for each school district's funding allocation; providing for a school's continued eligibility for funding; amending s. 1011.71, F.S.; conforming a cross-reference and provisions to changes made by the act; amending s. 1012.56, F.S.; deleting obsolete language; requiring school districts to provide test support information to individuals who do not meet passing scores on any subtest of the general knowledge examination; deleting the requirement that an individual who holds a temporary certificate demonstrate mastery of general knowledge within a specified timeframe; removing the prohibition on employment for an individual who has not met specified requirements; expanding circumstances under which the State Board of Education is required to adopt rules to allow the department to extend the validity period of a temporary certificate; requiring the department to extend, rather than re-issue, a temporary certificate in certain circumstances; amending s. 1012.59, F.S.; revising requirements for rulemaking by the state board relating to certification fees; deleting a requirement that an examination fee be sufficient to cover the actual cost of developing and administering the examination; amending s. 1012.731, F.S.; renaming the Florida Best and Brightest Teacher Scholarship Program as the Florida Best and Brightest Teacher Program; revising legislative intent relating to the program; deleting authority for the Department of Education to administer the program; specifying the funding source for the program; providing for recruitment, retention, and recognition awards;

providing eligibility requirements; deleting a requirement for school districts to submit certain information to the department; deleting a requirement for the department to disburse scholarship funds to certain school districts; deleting a requirement for school districts to award specified scholarships; deleting a definition; amending s. 1012.732, F.S.; renaming the Florida Best and Brightest Principal Scholarship Program as the Florida Best and Brightest Principal Program; revising legislative intent relating to program; deleting authority for the department to administer the program; specifying the funding source for the program; providing eligibility requirements; deleting a requirement for the department to identify eligible school principals and disburse funds; deleting a requirement for school districts to award scholarships to specified school principals; deleting a requirement for school districts to provide certain principals with additional authority and responsibilities; deleting a definition; amending s. 1013.31, F.S.; authorizing a school district, in the absence of a survey recommendation, to use funds from a taxpayer-approved bond referendum to fund construction of educational, auxiliary, or ancillary facilities and to use funds from a specified district school tax for certain capital outlay purposes; authorizing the commissioner to direct specified capital outlay funds to be withheld from school districts until a specified time; amending s. 1013.385, F.S.; revising voting requirements for adoption by a district school board of a resolution to implement exceptions to the educational facilities construction requirements; deleting actions required of district school boards before voting may take place; amending s. 1013.64, F.S.; revising the information required to be included in a school district's request to receive certain funding; prohibiting a district school board from using funds from state sources for certain new construction of educational plant space; providing exceptions; requiring the department, in conjunction with the Office of Economic and Demographic Research, to review and revise the limits on the cost per student station, based on certain factors; requiring the department to use the adjusted cost per student station for each instructional level; requiring the department to collaborate with the office to select a certain index by a specified date; deleting a requirement for the department to make final determinations on district compliance; removing a prohibition on the use of funds for certain new construction; revising the costs that may be included and that may not be included in calculating the cost per student station; amending chapter 2018-6, L.O.F.; expanding the authority of the Department of Revenue to adopt emergency rules; providing an effective date.

—was read the second time by title.

Senator Lee moved the following amendment which was adopted:

Amendment 1 (540300)—Delete line 486 and insert:
school to be held responsible for all costs associated with, but not limited to, mediation, damages, and attorney fees incurred by the

Senator Farmer moved the following amendment which failed:

Amendment 2 (359668) (with title amendment)—Delete lines 589-933.

And the title is amended as follows:

Delete lines 31-94 and insert: certain information;

Senator Diaz moved the following amendment which was adopted:

Amendment 3 (581122) (with title amendment)—Delete line 906 and insert:
section. The state board rules must include a requirement that the department work collaboratively with an approved scholarship-funding organization to expedite the process for the verification and reporting obligations specified under subsection (10).

And the title is amended as follows:

Delete line 87 and insert: rules; providing a requirement for such rules; providing an implementation schedule for a

Senator Diaz moved the following amendment:

Amendment 4 (113230)—Delete lines 1074-1110 and insert:

2. For students initially eligible in the 2019-2020 school year or thereafter, the calculated amount for a student to attend an eligible

private school shall be 95 percent of the funds per FTE for a district in the Florida Education Finance Program for a student in the basic program, plus a per FTE share of funds for all categorical programs, except for the Exceptional Student Education Guaranteed Allocation.

3.b. The scholarship amount awarded to a student enrolled in a Florida public school in which a student is enrolled and that is different from the school to which the student was assigned that is located outside the district in which the student resides or in a lab school as defined in s. 1002.32, is limited to \$750.

2. The annual limit for a scholarship under sub-subparagraph 1.a. shall be reduced by:

a. Twelve percent if the student's household income level is greater than or equal to 200 percent, but less than 215 percent, of the federal poverty level.

b. Twenty six percent if the student's household income level is greater than or equal to 215 percent, but less than 230 percent, of the federal poverty level.

c. Forty percent if the student's household income level is greater than or equal to 230 percent, but less than 245 percent, of the federal poverty level.

d. Fifty percent if the student's household income level is greater than or equal to 245 percent, but less than or equal to 260 percent, of the federal poverty level.

Section 9. Effective upon becoming a law, paragraph (i) is added to subsection (11) of section 1002.40, Florida Statutes, and paragraphs (a) and (g) of subsection (11) and paragraph (a) of subsection (13) of that section are amended, to read:

1002.40 The Hope Scholarship Program.—

(11) FUNDING AND PAYMENT.—

(a) The calculated amount for a student to attend an eligible private school shall be 95 percent of the funds per FTE for a district in the Florida Education Finance Program for a student in the basic program, plus a per FTE share of funds for all categorical programs, except for the Exceptional Student Education Guaranteed Allocation. ~~The maximum amount~~

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Diaz moved the following substitute amendment which was adopted:

Amendment 5 (106322)—Delete lines 1074-1110 and insert:

2. For students initially eligible in the 2019-2020 school year or thereafter, the calculated amount for a student to attend an eligible private school shall be based upon the grade level and school district in which the student resides as 95 percent of the funds per unweighted full-time equivalent in the Florida Education Finance Program for a student in the basic program established pursuant to s. 1011.62(1)(c)1., plus a per-full-time equivalent share of funds for all categorical programs, except for the Exceptional Student Education Guaranteed Allocation.

3.b. The scholarship amount awarded to a student enrolled in a Florida public school in which a student is enrolled and that is different from the school to which the student was assigned that is located outside the district in which the student resides or in a lab school as defined in s. 1002.32, is limited to \$750.

2. The annual limit for a scholarship under sub-subparagraph 1.a. shall be reduced by:

a. Twelve percent if the student's household income level is greater than or equal to 200 percent, but less than 215 percent, of the federal poverty level.

b. Twenty six percent if the student's household income level is greater than or equal to 215 percent, but less than 230 percent, of the federal poverty level.

~~e. Forty percent if the student's household income level is greater than or equal to 230 percent, but less than 245 percent, of the federal poverty level.~~

~~d. Fifty percent if the student's household income level is greater than or equal to 245 percent, but less than or equal to 260 percent, of the federal poverty level.~~

Section 9. Effective upon becoming a law, paragraph (i) is added to subsection (11) of section 1002.40, Florida Statutes, and paragraphs (a) and (g) of subsection (11) and paragraph (a) of subsection (13) of that section are amended, to read:

1002.40 The Hope Scholarship Program.—

(11) FUNDING AND PAYMENT.—

(a) For students initially eligible in the 2019-2020 school year or thereafter, the calculated amount for a student to attend an eligible private school shall be based upon the grade level and school district in which the student was assigned as 95 percent of the funds per unweighted full-time equivalent in the Florida Education Finance Program for a student in the basic program established pursuant to s. 1011.62(1)(c)1., plus a per-full-time equivalent share of funds for all categorical programs, except for the Exceptional Student Education Guaranteed Allocation. ~~The maximum amount~~

Senator Diaz moved the following amendment which was adopted:

Amendment 6 (881674) (with directory amendment)—Delete lines 1653-1669.

And the directory clause is amended as follows:

Delete lines 1531-1532 and insert:

(4), subsection (11), paragraph (d) of subsection (13), and subsection (14) of that section are amended, to read:

Senator Lee moved the following amendment which failed:

Amendment 7 (939266) (with directory and title amendments)—Between lines 1799 and 1800 insert:

(6) In addition to the maximum millage levy as provided in subsections (1) and (2), each school board may levy with a super-majority vote not more than a total of 0.5 mills against the taxable value for school purposes for district schools to fund capital outlay or operating expenditures needed for school safety and security.

(a) If the millage is levied for capital outlay, it shall be used for hardening of school facilities, including, but not limited to, securing entries, metal detectors, security lighting, emergency address systems, security fencing, security cameras, bullet-resistant glass, checkpoint construction, automatic locking devices, and building modifications to reduce or eliminate obstructions or hidden areas for new educational, auxiliary, or ancillary facilities. All items must be identified by a security risk assessment, recommended by the district school safety specialist, and approved by the district school board in a public meeting.

(b) Of the total 0.5 mills, no more than 0.1 mill may be levied for operations. Funds from this levy shall be used to fund safe-school officers and other school safety and security expenditures to support the requirements of s. 1006.07 and 1006.12. If a district levies the maximum 0.1 mill for operations, it may be eligible for the discretionary millage compression supplement as provided in 1011.62(5).

(c) The nonvoted millage for capital outlay and operations authorized in subparagraphs (a) and (b) shall be separately identified and approved in separate actions by the school board. Each millage shall be subject to s. 200.065.

Section 17. Subsection (2) of section 1011.73, Florida Statutes, is amended to read:

1011.73 District millage elections.—

(2) MILLAGE AUTHORIZED NOT TO EXCEED 4 YEARS.—The district school board, pursuant to resolution adopted at a regular meeting, shall direct the county commissioners to call an election at which the electors within the school district may approve an ad valorem tax millage as authorized under s. 1011.71(10) ~~s. 1011.71(9)~~. Such election may be held at any time, except that not more than one such election shall be held during any 12-month period. Any millage so authorized shall be levied for a period not in excess of 4 years or until changed by another millage election, whichever is earlier. If any such election is invalidated by a court of competent jurisdiction, such invalidated election shall be considered not to have been held.

And the directory clause is amended as follows:

Delete lines 1770-1771 and insert:

Section 16. Present subsections (6) through (9) of section 1011.71, Florida Statutes, are redesignated as subsections (7) through (10), respectively, a new subsection (6) is added to that section, and subsection (1) and paragraph (a) of subsection (2) of that section are amended, to read:

And the title is amended as follows:

Delete line 184 and insert: act; authorizing school districts to levy a specified millage for school security, safety, and hardening purposes; amending s. 1011.73, F.S.; conforming a cross-reference; amending s. 1012.56, F.S.; deleting obsolete

The vote was:

Yeas—16

Berman	Montford	Stewart
Bracy	Pizzo	Taddeo
Cruz	Powell	Thurston
Farmer	Rader	Torres
Gibson	Rodriguez	
Lee	Rouson	

Nays—20

Mr. President	Diaz	Passidomo
Albritton	Flores	Perry
Baxley	Gainer	Simmons
Bean	Gruters	Simpson
Benacquisto	Harrell	Stargel
Bradley	Hooper	Wright
Broxson	Mayfield	

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendments was allowed:

Senator Diaz moved the following amendments which were adopted:

Amendment 8 (726188) (with title amendment)—Delete line 606 and insert:

(3) INITIAL SCHOLARSHIP ELIGIBILITY.—A student is eligible for a

And the title is amended as follows:

Delete line 34 and insert: defining terms; providing initial scholarship eligibility

Amendment 9 (581332) (with title amendment)—Delete lines 2529-2535 and insert:

Section 24. (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 relating to the Hope Scholarship Program and Florida Tax Credit Scholarship Program.

(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.

And the title is amended as follows:

Delete lines 264-266 and insert: per student station; expanding the authority of the Department of Revenue to adopt emergency rules; providing that certain rules are effective for a specified length of time and may be renewed; providing an effective date; providing for future expiration; providing effective dates.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Cruz moved the following amendment:

Amendment 10 (821510) (with title amendment)—Delete lines 2008-2083 and insert:

~~recruit and retain designate teachers who meet the needs of this state and have achieved success in the classroom high academic standards during their own education as Florida's best and brightest teacher scholars.~~

(2) ~~There is created~~ The Florida Best and Brightest Teacher Scholarship Program is created to be administered by the Department of Education. The scholarship program shall provide categorical funding for scholarships to salary increases to recruit and retain classroom teachers, as defined in 1012.01(2)(a), and other instructional personnel, to be funded as provided in s. 1011.62(18) ~~be awarded to classroom teachers, as defined in s. 1012.01(2)(a), who have demonstrated a high level of academic achievement.~~

(3)(a) To be eligible for a recruitment salary increase as specified in the General Appropriations Act:

1. A newly hired classroom teacher must be a content expert, based on criteria established by the department, in mathematics, science, computer science, reading, or civics.

2. An instructional personnel staff member must be hired to fill a designated critical shortage area or must voluntarily switch fields to fill a critical shortage area ~~scholarship in the amount of \$6,000, a classroom teacher must:~~

~~1. Have achieved a composite score at or above the 80th percentile on either the SAT or the ACT based on the National Percentile Ranks in effect when the classroom teacher took the assessment and have been evaluated as highly effective pursuant to s. 1012.34 in the school year immediately preceding the year in which the scholarship will be awarded, unless the classroom teacher is newly hired by the district school board and has not been evaluated pursuant to s. 1012.34.~~

~~2. Beginning with the 2020-2021 school year, have achieved a composite score at or above the 77th percentile or, if the classroom teacher graduated cum laude or higher with a baccalaureate degree, the 71st percentile on either the SAT, ACT, GRE, LSAT, GMAT, or MCAT based on the National Percentile Ranks in effect when the classroom teacher took the assessment; and have been evaluated as highly effective pursuant to s. 1012.34, or have been evaluated as highly effective based on a commissioner approved student learning growth formula pursuant to s. 1012.34(8), in the school year immediately preceding the year in which the scholarship will be awarded, unless the classroom teacher is newly hired by the district school board and has not been evaluated pursuant to s. 1012.34.~~

(b) To be eligible for a retention salary increase as specified in the General Appropriations Act, a classroom teacher or an instructional personnel staff member must have been rated as highly effective or effective the preceding year pursuant to s. 1012.34, and must teach or be employed in a school for 2 consecutive school years, including the current year, which has improved an average of 3 percentage points or more in the percentage of total possible points achieved for determining school grades over the prior 3 years

~~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.

~~(e) Notwithstanding the~~

And the title is amended as follows:

Delete line 210 and insert: recruitment and retention salary increases;

Senator Cruz moved the following substitute amendment which failed:

Amendment 11 (103012) (with title amendment)—Delete lines 2008-2083 and insert:
recruit and retain designate teachers who meet the needs of this state and have achieved success in the classroom high academic standards during their own education as Florida's best and brightest teacher scholars.

(2) ~~There is created The Florida Best and Brightest Teacher Scholarship Program is created to be administered by the Department of Education. The scholarship program shall provide categorical funding for scholarships to salary increases to recruit and retain classroom teachers, as defined in 1012.01(2)(a), and other instructional personnel, to be funded as provided in s. 1011.62(18) be awarded to classroom teachers, as defined in s. 1012.01(2)(a), who have demonstrated a high level of academic achievement.~~

(3)(a) To be eligible for a recruitment salary increase as specified in the General Appropriations Act:

1. A newly hired classroom teacher must be a content expert, based on criteria established by the department, in mathematics, science, computer science, reading, or civics.

2. An instructional personnel staff member must be hired to fill a designated critical shortage area or must voluntarily switch fields to fill a critical shortage area scholarship in the amount of \$6,000, a classroom teacher must:

1. ~~Have achieved a composite score at or above the 80th percentile on either the SAT or the ACT based on the National Percentile Ranks in effect when the classroom teacher took the assessment and have been evaluated as highly effective pursuant to s. 1012.34 in the school year immediately preceding the year in which the scholarship will be awarded, unless the classroom teacher is newly hired by the district school board and has not been evaluated pursuant to s. 1012.34.~~

2. ~~Beginning with the 2020-2021 school year, have achieved a composite score at or above the 77th percentile or, if the classroom teacher graduated cum laude or higher with a baccalaureate degree, the 71st percentile on either the SAT, ACT, GRE, LSAT, GMAT, or MCAT based on the National Percentile Ranks in effect when the classroom teacher took the assessment; and have been evaluated as highly effective pursuant to s. 1012.34, or have been evaluated as highly effective based on a commissioner approved student learning growth formula pursuant to s. 1012.34(8), in the school year immediately preceding the year in which the scholarship will be awarded, unless the classroom teacher is newly hired by the district school board and has not been evaluated pursuant to s. 1012.34.~~

(b) *To be eligible for a retention salary increase as specified in the General Appropriations Act, a classroom teacher or an instructional personnel staff member must have been rated as highly effective or ef-*

fective the preceding year pursuant to s. 1012.34, and must teach or be employed in a school for 2 consecutive school years, including the current year

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.

~~(e) Notwithstanding the~~

And the title is amended as follows:

Delete line 210 and insert: recruitment and retention salary increases;

The question recurred on **Amendment 10 (821510)** which failed.

On motion by Senator Diaz, further consideration of **CS for SB 7070**, as amended, was deferred.

On motion by Senator Diaz—

SB 7076—A bill to be entitled An act relating to state university building designations; amending s. 1001.706, F.S.; requiring the Board of Governors to adopt regulations regarding the naming or renaming of state university facilities; specifying elements that must be addressed in the naming or renaming process; providing applicability; repealing chapter 73-370, Laws of Florida, relating to the designation of a Florida State University facility; rescinding designation of a building located at Florida State University, at the recommendation of the university; providing legislative intent; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 7076** was placed on the calendar of Bills on Third Reading.

On motion by Senator Hooper—

CS for SB 7098—A bill to be entitled An act relating to death benefits; reenacting and amending ss. 112.19 and 112.191, F.S., relating to death benefits for law enforcement, correctional, and correctional probation officers and for firefighters, respectively; revising definitions; revising the payment amounts of death benefits; deleting the provision requiring annual adjustment of the death benefit amount; conforming provisions regarding the waiver for specified educational expenses to changes made by the act; creating s. 112.1911, F.S.; establishing a death benefit for emergency medical technicians and paramedics to conform to s. 31, Art. X of the State Constitution; providing definitions; specifying eligibility and payment amounts for such death benefits; prescribing the procedure by which an emergency medical technician or a paramedic designates a beneficiary; specifying that such death benefits are supplementary and exempt from creditors' demands or claims; specifying the financial responsibility of employing agencies as to the payment of benefits; creating s. 112.1912, F.S.; defining the term "first responder"; providing a death benefit for certain educational expenses for the surviving spouse and children of certain first responders; authorizing a specified number of hours to be waived by certain educational institutions; providing requirements to receive such benefit; requiring the State Board of Education and the Board of Governors to adopt rules and regulations, respectively; amending s. 250.34, F.S.; modifying eligibility

for certain death benefits for a deceased member of the Florida National Guard, to conform to s. 31, Art. X of the State Constitution; reenacting and amending s. 295.01, F.S.; modifying provisions governing educational expense waivers for the child or spouse of a servicemember; creating s. 295.061, F.S.; providing definitions; establishing a death benefit for active duty members of the United States Armed Forces, to conform to s. 31, Art. X of the State Constitution; specifying eligibility and other requirements for entitlement to such benefits; specifying the payment amount of such benefits; prescribing the procedure by which an active duty member designates a beneficiary; specifying that the state-funded benefit is in addition to any federal benefit; providing for funding of the death benefit; requiring the state to waive certain educational expenses of a child or spouse of a deceased active duty member of the United States Armed Forces; specifying conditions and requirements for the waiver; authorizing the State Board of Education and the Board of Governors 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 7098** was placed on the calendar of Bills on Third Reading.

Consideration of **SB 7102** was deferred.

On motion by Senator Flores—

CS for CS for SB 732—A bill to be entitled An act relating to clinics and office surgery; amending s. 456.004, F.S.; requiring the Department of Health to deny or revoke the registration of or impose certain penalties against a facility where certain office surgeries are performed under certain circumstances; specifying provisions that apply enforcement actions against such facilities; authorizing the department to deny certain persons associated with an office of which the registration was revoked from registering a new office to perform certain office surgery; amending s. 456.074, F.S.; authorizing the department to issue an emergency order suspending or restricting the registration of a certain office if it makes certain findings; amending s. 458.305, F.S.; defining terms; amending s. 458.309, F.S.; requiring a physician who performs certain office surgery and the office in which the surgery is performed to maintain specified levels of financial responsibility; authorizing the Board of Medicine to adopt rules to administer the registration, inspection, and safety of offices that perform certain office surgery; requiring such an office to designate a certain physician responsible for the office's compliance with specified provisions; authorizing the department to suspend an office's registration certificate under certain circumstances; requiring the department to conduct certain inspections; providing an exception; requiring the board to adopt rules governing the standard of care for physicians practicing in such offices; requiring the board to impose a specified fine on physicians who perform certain office surgeries in an unregistered office; amending s. 458.331, F.S.; providing that a physician performing certain office surgeries in an unregistered office constitutes grounds for denial of a license or disciplinary action; amending s. 459.003, F.S.; defining terms; amending s. 459.005, F.S.; requiring a physician who performs certain office surgery and the office in which the surgery is performed to maintain specified levels of financial responsibility; authorizing the Board of Osteopathic Medicine to adopt rules to administer the registration, inspection, and safety of offices that perform certain office surgery; requiring such an office to designate a certain physician responsible for the office's compliance with specified provisions; authorizing the department to suspend an office's registration certificate under certain circumstances; requiring the department to conduct certain inspections; providing an exception; requiring the board to adopt rules governing the standard of care for physicians practicing in such offices; requiring the board to impose a specified fine on physicians who perform certain office surgeries in an unregistered office; amending s. 459.015, F.S.; providing that a physician performing certain office surgeries in an unregistered office constitutes grounds for denial of a license or disciplinary action; amending s. 766.101, F.S.; conforming a cross-reference; 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 Flores moved the following amendment:

Amendment 1 (315200) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Subsection (6) is added to section 456.074, Florida Statutes, to read:

456.074 Certain health care practitioners; immediate suspension of license.—

(6) *The department may issue an emergency order suspending or restricting the registration of an office registered under s. 458.328 or s. 459.0139 upon a finding of probable cause that the office or a physician practicing in the office is not in compliance with the standards of practice for office surgery adopted by the boards pursuant to s. 458.328 or s. 459.0138, as applicable, or is in violation of s. 458.331(1)(v) or s. 459.015(1)(z), and that such noncompliance or violation constitutes an immediate danger to the public. The department shall revoke the registration of an office if the noncompliance constitutes an immediate or imminent danger to the health or safety of the public.*

Section 2. Subsection (3) of section 458.309, Florida Statutes, is amended to read:

458.309 Rulemaking authority.—

~~(3) A physician who performs liposuction procedures in which more than 1,000 cubic centimeters of supernatant fat is removed, level 2 procedures lasting more than 5 minutes, and all level 3 surgical procedures in an office setting must register the office with the department unless that office is licensed as a facility under chapter 395. The department shall inspect the physician's office annually unless the office is accredited by a nationally recognized accrediting agency or an accrediting organization subsequently approved by the Board of Medicine. The actual costs for registration and inspection or accreditation shall be paid by the person seeking to register and operate the office setting in which office surgery is performed.~~

Section 3. Section 458.328, Florida Statutes, is created to read:

458.328 *Office surgeries.*—

(1) **REGISTRATION.**—

(a) *An office in which a physician performs a liposuction procedure in which more than 1,000 cubic centimeters of supernatant fat is removed, a Level II office surgery, or a Level III office surgery must register with the department unless the office is licensed as a facility under chapter 395.*

(b) *By January 1, 2020, each office registered under this section or s. 459.0138 must designate a physician who is responsible for the office's compliance with the office health and safety requirements of this section and rules adopted hereunder. A designated physician must have a full, active, and unencumbered license under this chapter or chapter 459 and shall practice at the office for which he or she has assumed responsibility. Within 10 calendar days after the termination of a designated physician relationship, the office must notify the department of the designation of another physician to serve as the designated physician. The department may suspend the registration of an office if the office fails to comply with the requirements of this paragraph.*

(c) *As a condition of registration, each office must establish financial responsibility by demonstrating that it has met and continues to maintain, at a minimum, the same requirements applicable to physicians in ss. 458.320 and 459.0085. Each physician practicing at an office registered under this section or s. 459.0138 must meet the financial responsibility requirements under s. 458.320 or s. 459.0085, as applicable.*

(d) *Each physician practicing at an office registered under this section or s. 459.0138 shall advise the board, in writing, within 10 calendar days after beginning or ending his or her practice at a registered office.*

(e) *The department shall inspect a registered office at least annually, including a review of patient records, to ensure that the office is in compliance with this section and rules adopted hereunder unless the office is accredited by a nationally recognized accrediting agency approved by the board. The inspection may be unannounced, except for the*

inspection of an office that meets the description of a clinic specified in s. 458.3265(1)(a)3.h., and those wholly owned and operated physician offices described in s. 458.3265(1)(a)3.g. which perform procedures referenced in s. 458.3265(1)(a)3.h., which must be announced.

(f) The department may suspend or revoke the registration of an office in which a procedure or surgery identified in paragraph (a) is performed for failure of any of its physicians, owners, or operators to comply with this section and rules adopted hereunder or s. 459.0138 and rules adopted thereunder. The department must revoke the registration if the noncompliance constitutes an immediate or imminent danger to the health or safety of the public. If an office's registration is revoked for any reason, the department may deny any person named in the registration documents of the office, including the persons who own or operate the office, individually or as part of a group, from registering an office to perform procedures or office surgeries pursuant to this section or s. 459.0138 for 5 years after the revocation date.

(g) The department may impose any penalty set forth in s. 456.072(2) against the designated physician for failure of the office to operate in compliance with the office health and safety requirements of this section and rules adopted hereunder or s. 459.0138 and rules adopted thereunder.

(h) A physician may only perform a procedure or surgery identified in paragraph (a) in an office that is registered with the department. The board shall impose a fine of \$5,000 per day on a physician who performs a procedure or surgery in an office that is not registered with the department.

(i) The actual costs of registration and inspection or accreditation shall be paid by the person seeking to register and operate the office in which a procedure or surgery identified in paragraph (a) will be performed.

(2) RULEMAKING.—

(a) The board shall adopt by rule standards of practice for physicians who perform procedures or office surgeries pursuant to this section.

(b) The board may adopt rules to administer the registration, inspection, and safety of offices in which a physician performs procedures or office surgeries pursuant to this section.

Section 4. Paragraph (vv) is added to subsection (1) of section 458.331, Florida Statutes, to read:

458.331 Grounds for disciplinary action; action by the board and department.—

(1) The following acts constitute grounds for denial of a license or disciplinary action, as specified in s. 456.072(2):

(vv) Performing a liposuction procedure in which more than 1,000 cubic centimeters of supernatant fat is removed, a Level II office surgery, or a Level III office surgery in an office that is not registered with the department pursuant to s. 458.328 or s. 459.0138.

Section 5. Subsection (2) of section 459.005, Florida Statutes, is amended to read:

459.005 Rulemaking authority.—

~~(2) A physician who performs liposuction procedures in which more than 1,000 cubic centimeters of supernatant fat is removed, level 2 procedures lasting more than 5 minutes, and all level 3 surgical procedures in an office setting must register the office with the department unless that office is licensed as a facility under chapter 395. The department shall inspect the physician's office annually unless the office is accredited by a nationally recognized accrediting agency or an accrediting organization subsequently approved by the Board of Osteopathic Medicine. The actual costs for registration and inspection or accreditation shall be paid by the person seeking to register and operate the office setting in which office surgery is performed.~~

Section 6. Section 459.0138, Florida Statutes, is created to read:

459.0138 Office surgeries.—

(1) REGISTRATION.—

(a) An office in which a physician performs a liposuction procedure in which more than 1,000 cubic centimeters of supernatant fat is removed, a Level II office surgery, or a Level III office surgery must register with the department unless the office is licensed as a facility under chapter 395.

(b) By January 1, 2020, each office registered under this section or s. 458.328 must designate a physician who is responsible for the office's compliance with the office health and safety requirements of this section and rules adopted hereunder. A designated physician must have a full, active, and unencumbered license under this chapter or chapter 458 and shall practice at the office for which he or she has assumed responsibility. Within 10 calendar days after the termination of a designated physician relationship, the office must notify the department of the designation of another physician to serve as the designated physician. The department may suspend a registration for an office if the office fails to comply with the requirements of this paragraph.

(c) As a condition of registration, each office must establish financial responsibility by demonstrating that it has met and continues to maintain, at a minimum, the same requirements applicable to physicians in ss. 458.320 and 459.0085. Each physician practicing at an office registered under this section or s. 458.328 must meet the financial responsibility requirements under s. 458.320 or s. 459.0085, as applicable.

(d) Each physician practicing at an office registered under this section or s. 458.328 shall advise the board, in writing, within 10 calendar days after beginning or ending his or her practice at the registered office.

(e) The department shall inspect a registered office at least annually, including a review of patient records, to ensure that the office is in compliance with this section and rules adopted hereunder unless the office is accredited by a nationally recognized accrediting agency approved by the board. The inspection may be unannounced, except for the inspection of an office that meets the description of clinic specified in s. 459.0137(1)(a)3.h., and those wholly owned and operated physician offices described in s. 459.0137(1)(a)3.g. which perform procedures referenced in s. 459.0137(1)(a)3.h., which must be announced.

(f) The department may suspend or revoke the registration of an office in which a procedure or surgery identified in paragraph (a) is performed for failure of any of its physicians, owners, or operators to comply with this section and rules adopted hereunder or s. 458.328 and rules adopted thereunder. The department must revoke the registration if the noncompliance constitutes an immediate or imminent danger to the health or safety of the public. If an office's registration is revoked for any reason, the department may deny any person named in the registration documents of the office, including the persons who own or operate the office, individually or as part of a group, from registering an office to perform procedures or office surgeries pursuant to this section or s. 458.328 for 5 years after the revocation date.

(g) The department may impose any penalty set forth in s. 456.072(2) against the designated physician for failure of the office to operate in compliance with the office health and safety requirements of this section and rules adopted hereunder or s. 458.328 and rules adopted thereunder.

(h) A physician may only perform a procedure or surgery identified in paragraph (a) in an office that is registered with the department. The board shall impose a fine of \$5,000 per day on a physician who performs a procedure or surgery in an office that is not registered with the department.

(i) The actual costs of registration and inspection or accreditation shall be paid by the person seeking to register and operate the office in which a procedure or surgery identified in paragraph (a) will be performed.

(2) RULEMAKING.—

(a) The board shall adopt by rule standards of practice for physicians who perform procedures or office surgeries pursuant to this section.

(b) The board may adopt rules to administer the registration, inspection, and safety of offices in which a physician performs procedures or office surgeries pursuant to this section.

Section 7. Paragraph (xx) is added to subsection (1) of section 459.015, Florida Statutes, to read:

459.015 Grounds for disciplinary action; action by the board and department.—

(1) The following acts constitute grounds for denial of a license or disciplinary action, as specified in s. 456.072(2):

(xx) *Performing a liposuction procedure in which more than 1,000 cubic centimeters of supernatant fat is removed, a Level II office surgery, or a Level III office surgery in an office that is not registered with the department pursuant to s. 458.328 or s. 459.0138.*

Section 8. This act shall take effect January 1, 2020.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to office surgery; amending s. 456.074, F.S.; authorizing the Department of Health to issue an emergency order suspending or restricting the registration of certain facilities upon specified findings; requiring the department to revoke the registration of an office when its noncompliance constitutes an immediate or imminent danger to the health or safety of the public; amending s. 458.309, F.S.; deleting a provision relating to registration and inspection of an office in which a physician performs certain procedures or office surgeries; creating s. 458.328, F.S.; requiring an office in which a physician performs certain procedures or office surgeries to register with the department; requiring an office to designate a physician to be responsible for certain compliance requirements as part of registration by a specified date; requiring an office and physicians practicing at the office to meet certain financial responsibility requirements; authorizing the department to deny or revoke the registration of or impose certain penalties against a facility in which certain procedures or office surgeries are performed under certain circumstances; requiring the department to conduct certain inspections; providing exceptions; requiring the department to revoke the registration of an office in which certain procedures or office surgeries are performed under certain circumstances; requiring the Board of Medicine to adopt rules governing the standards of practice for physicians practicing in such offices and to impose a specified fine on physicians who perform certain procedures or office surgeries in an unregistered office; authorizing the board to adopt rules to administer the registration, inspection, and safety of offices in which certain procedures or office surgeries are performed; amending s. 458.331, F.S.; providing that a physician performing certain procedures or office surgeries in an unregistered office constitutes grounds for denial of a license or disciplinary action; amending s. 459.005, F.S.; deleting a provision relating to registration and inspection of an office in which a physician performs certain procedures or office surgeries; creating s. 459.0138, F.S.; requiring an office in which a physician performs certain procedures or office surgeries to register with the department; requiring an office to designate a physician to be responsible for certain compliance requirements as part of registration by a specified date; requiring an office and physicians practicing at the office to meet certain financial responsibility requirements; authorizing the department to deny or revoke the registration of or impose certain penalties against a facility in which certain procedures or office surgeries are performed under certain circumstances; requiring the department to conduct certain inspections; providing exceptions; requiring the department to revoke the registration of an office in which certain procedures or office surgeries are performed under certain circumstances; requiring the Board of Osteopathic Medicine to adopt rules governing the standards of practice for physicians practicing in such offices and to impose a specified fine on physicians who perform certain procedures or office surgeries in an unregistered office; authorizing the board to adopt rules to administer the registration, inspection, and safety of offices in which certain procedures or office surgeries are performed; amending s. 459.015, F.S.; providing that the performance of certain procedures or office surgeries by a physician in an unregistered office constitutes grounds for denial of a license or disciplinary action; providing an effective date.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendments was allowed:

Senator Flores moved the following amendments to **Amendment 1 (315200)** which were adopted:

Amendment 1A (817946)—Delete line 44 and insert: *unless the office is licensed as a facility under chapter 390 or chapter 395.*

Amendment 1B (306682)—Delete line 152 and insert: *unless the office is licensed as a facility under chapter 390 or chapter 395.*

Amendment 1 (315200), as amended, was adopted.

Pursuant to Rule 4.19, **CS for CS for SB 732**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Simpson—

CS for CS for SB 322—A bill to be entitled An act relating to pre-existing conditions; creating ss. 627.6046 and 627.65612, F.S.; defining the terms “operative date” and “preexisting medical condition” with respect to individual and group health insurance policies, respectively; requiring insurers, contingent upon the occurrence of either of two specified events, to make at least one comprehensive major medical health insurance policy available to all residents of this state within a specified timeframe; prohibiting such insurers from excluding, limiting, denying, or delaying coverage under such policies due to preexisting medical conditions; requiring such policies to have been actively marketed on a specified date and during a certain timeframe before that date; providing applicability; amending s. 641.31, F.S.; defining the terms “operative date” and “preexisting medical condition” with respect to health maintenance contracts; requiring health maintenance organizations, contingent upon the occurrence of either of two specified events, to make at least one comprehensive major medical health maintenance contract available to all residents of this state within a specified timeframe; prohibiting such health maintenance organizations from excluding, limiting, denying, or delaying coverage under such contracts due to preexisting medical conditions; requiring such contracts to have been actively marketed on a specified date and during a certain timeframe before that date; 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 Simpson moved the following amendment:

Amendment 1 (220604) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Effective July 1, 2019, paragraph (b) of subsection (1) of section 624.438, Florida Statutes, is amended to read:

624.438 General eligibility.—

(1) To meet the requirements for issuance of a certificate of authority and to maintain a multiple-employer welfare arrangement, an arrangement:

(b) ~~1. Must be established by a bona fide group trade association, industry association, or professional association of employers as defined in 29 C.F.R. s. 2510.3-5 or professionals which has a constitution or bylaws specifically stating its purpose and which has been organized and maintained in good faith for a continuous period of 1 year for purposes in addition to other than that of obtaining or providing insurance.~~

~~2. Must not combine member employers from disparate trades, industries, or professions as defined by the appropriate licensing agencies, and must not combine member employers from more than one of the employer categories defined in sub-subparagraphs a. e.~~

~~a. A trade association consists of member employers who are in the same trade as recognized by the appropriate licensing agency.~~

~~b. An industry association consists of member employers who are in the same major group code, as defined by the Standard Industrial Classification Manual issued by the federal Office of Management and~~

~~Budget, unless restricted by sub-subparagraph a. or sub-subparagraph e.~~

~~e.—A professional association consists of member employers who are of the same profession as recognized by the appropriate licensing agency.~~

The requirements of this ~~paragraph~~ ~~subparagraph~~ do not apply to an arrangement licensed ~~before~~ ~~prior to~~ April 1, 1995, regardless of the nature of its business. However, an arrangement exempt from the requirements of this ~~paragraph~~ ~~subparagraph~~ may not expand the nature of its business beyond that set forth in the articles of incorporation of its sponsoring association as of April 1, 1995, except as authorized in this ~~paragraph~~ ~~subparagraph~~.

Section 2. Section 627.443, Florida Statutes, is created to read:

627.443 *Essential health benefits.—*

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

(a) *“EHB-benchmark plan” has the same meaning as provided in 45 C.F.R. s. 156.20.*

(b) *“PPACA” has the same meaning as in s. 627.402.*

(2) *A health insurer or health maintenance organization issuing or delivering an individual or a group health insurance policy or health maintenance contract in this state may create a new health insurance policy or health maintenance contract that:*

(a) *Must include at least one service or coverage under each of the 10 essential health benefits categories under 42 U.S.C. s. 18022(b) which are required under PPACA;*

(b) *May fulfill the requirement in paragraph (a) by selecting one or more services or coverages for each of the required categories from the list of essential health benefits required by any single state or multiple states; and*

(c) *May comply with paragraphs (a) and (b) by selecting one or more services or coverages from any one or more of the required categories of essential health benefits from one state or multiple states.*

(3) *This section specifically authorizes an insurer or health maintenance organization to include any combination of services or coverages required by any one or a combination of states to provide the 10 categories of essential health benefits required under PPACA in a policy or contract issued in this state.*

(4) *Health insurance policies and health maintenance contracts created by health insurers and health maintenance organizations under this section:*

(a) *May be submitted to the office for consideration as part of the office’s study of this state’s essential health benefits benchmark plan; and*

(b) *May also be submitted to the office for evaluation as equivalent to the current state EHB-benchmark plan or to any EHB-benchmark plan created in the future.*

Section 3. Effective July 1, 2019, subsection (3) of section 627.6045, Florida Statutes, is amended to read:

627.6045 *Preexisting condition.—*A health insurance policy must comply with the following:

(3) ~~This section does not apply to short-term, nonrenewable health insurance policies of no more than a 6-month policy term, provided that it is clearly disclosed to the applicant in the advertising and application, in 14-point 10-point contrasting type, that “This policy does not meet the definition of qualifying previous coverage or qualifying existing coverage as defined in s. 627.6699. As a result, if purchased in lieu of a conversion policy or other group coverage, you may have to meet a preexisting condition requirement when renewing or purchasing other coverage.”~~

Section 4. Effective July 1, 2019, section 627.6046, Florida Statutes, is created to read:

627.6046 *Limit on preexisting conditions.—*

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

(a) *“Operative date” means the date on which either of the following occurs with respect to the Patient Protection and Affordable Care Act, Pub. L. No. 111-148, as amended by the Health Care and Education Reconciliation Act of 2010, Pub. L. No. 111-152 (PPACA):*

1. *A federal law is enacted which expressly repeals PPACA; or*
2. *PPACA is invalidated by the United States Supreme Court.*

(b) *“Preexisting medical condition” means a condition that was present before the effective date of coverage under a policy, whether or not any medical advice, diagnosis, care, or treatment was recommended or received before the effective date of coverage. The term includes a condition identified as a result of a preenrollment questionnaire or physical examination given to the individual, or review of medical records relating to the preenrollment period.*

(2)(a) *Not later than 30 days after the operative date, and notwithstanding s. 627.6045 or any other law to the contrary, every insurer issuing, delivering, or issuing for delivery comprehensive major medical individual health insurance policies in this state shall make at least one comprehensive major medical health insurance policy available to all residents of this state, and such insurer may not exclude, limit, deny, or delay coverage under such policy due to one or more preexisting medical conditions.*

(b) *An insurer may not limit or exclude benefits under such policy, including a denial of coverage applicable to an individual as a result of information relating to an individual’s health status before the individual’s effective date of coverage, or if coverage is denied, the date of the denial.*

(3) *The comprehensive major medical health insurance policy that the insurer is required to offer under this section must be a policy that had been actively marketed in this state by the insurer as of the operative date and that was also actively marketed in this state during the year immediately preceding the operative date.*

(4) *This section does not apply to an insurer that issues only limited benefit, disability income, specified disease, Medicare supplement, or hospital indemnity policies in this state.*

Section 5. Effective July 1, 2019, subsection (1) of section 627.6425, Florida Statutes, is amended to read:

627.6425 *Renewability of individual coverage.—*

(1) ~~Except as otherwise provided in this section, an insurer that provides individual health insurance coverage to an individual shall renew or continue in force such coverage at the option of the individual. For the purpose of this section, the term “individual health insurance” means health insurance coverage, as described in s. 624.603, offered to an individual in this state, including certificates of coverage offered to individuals in this state as part of a group policy issued to an association outside this state, but the term does not include short-term limited duration insurance or excepted benefits specified in s. 627.6513(1)-(14).~~

Section 6. Effective July 1, 2019, section 627.6426, Florida Statutes, is created to read:

627.6426 *Short-term health insurance.—*

(1) *For purposes of this part, the term “short-term health insurance” means health insurance coverage provided by an issuer with an expiration date specified in the contract which is less than 12 months after the original effective date of the contract and, taking into account renewals or extensions, has a duration not to exceed 36 months in total.*

(2) *All contracts for short-term health insurance entered into by an issuer and an individual seeking coverage shall include the following disclosure:*

“This coverage is not required to comply with certain federal market requirements for health insurance, principally those contained in the Patient Protection and Affordable Care Act. Be sure to check your policy

carefully to make sure you are aware of any exclusions or limitations regarding coverage of preexisting conditions or health benefits (such as hospitalization, emergency services, maternity care, preventive care, prescription drugs, and mental health and substance use disorder services). Your policy might also have lifetime and/or annual dollar limits on health benefits. If this coverage expires or you lose eligibility for this coverage, you might have to wait until an open enrollment period to get other health insurance coverage.”

Section 7. Effective July 1, 2019, section 627.6525, Florida Statutes, is created to read:

627.6525 Short-term health insurance.—

(1) For purposes of this part, the term “short-term health insurance” means a group, blanket, or franchise policy of health insurance coverage provided by an issuer with an expiration date specified in the contract which is less than 12 months after the original effective date of the contract and, taking into account renewals or extensions, has a duration not to exceed 36 months in total.

(2) All contracts for short-term health insurance entered into by an issuer and a party seeking coverage shall include the following disclosure:

“This coverage is not required to comply with certain federal market requirements for health insurance, principally those contained in the Patient Protection and Affordable Care Act. Be sure to check your policy carefully to make sure you are aware of any exclusions or limitations regarding coverage of preexisting conditions or health benefits (such as hospitalization, emergency services, maternity care, preventive care, prescription drugs, and mental health and substance use disorder services). Your policy might also have lifetime and/or annual dollar limits on health benefits. If this coverage expires or you lose eligibility for this coverage, you might have to wait until an open enrollment period to get other health insurance coverage.”

Section 8. Effective July 1, 2019, subsection (1) of section 627.654, Florida Statutes, is amended to read:

627.654 Labor union, association, and small employer health alliance groups.—

(1)(a) A bona fide group or association of employers, as defined in 29 C.F.R. s. 2510.3-5, or a group of individuals may be insured under a policy issued to an association, including a labor union, which association has a constitution and bylaws and not less than 25 individual members and which has been organized and has been maintained in good faith for a period of 1 year for purposes in addition to other than that of obtaining insurance, or to the trustees of a fund established by such an association, which association or trustees shall be deemed the policyholder, insuring at least 15 individual members of the association for the benefit of persons other than the officers of the association, the association, or trustees.

(b) A small employer, as defined in s. 627.6699 and including the employer’s eligible employees and the spouses and dependents of such employees, may be insured under a policy issued to a small employer health alliance by a carrier as defined in s. 627.6699. A small employer health alliance must be organized as a not for profit corporation under chapter 617. Notwithstanding any other law, if a small employer member of an alliance loses eligibility to purchase health care through the alliance solely because the business of the small employer member expands to more than 50 and fewer than 75 eligible employees, the small employer member may, at its next renewal date, purchase coverage through the alliance for not more than 1 additional year. A small employer health alliance shall establish conditions of participation in the alliance by a small employer, including, but not limited to:

1. Assurance that the small employer is not formed for the purpose of securing health benefit coverage.

2. Assurance that the employees of a small employer have not been added for the purpose of securing health benefit coverage.

Section 9. Effective July 1, 2019, section 627.65612, Florida Statutes, is created to read:

627.65612 Limit on preexisting conditions.—

(1) As used in this section, the terms “operative date” and “preexisting medical condition” have the same meanings as provided in s. 627.6046.

(2)(a) Not later than 30 days after the operative date, and notwithstanding s. 627.6561 or any other law to the contrary, every insurer issuing, delivering, or issuing for delivery comprehensive major medical group health insurance policies in this state shall make at least one comprehensive major medical health insurance policy available to all residents of this state, and such insurer may not exclude, limit, deny, or delay coverage under such policy due to one or more preexisting medical conditions.

(b) An insurer may not limit or exclude benefits under such policy, including a denial of coverage applicable to an individual as a result of information relating to an individual’s health status before the individual’s effective date of coverage, or if coverage is denied, the date of the denial.

(3) The comprehensive major medical health insurance policy that the insurer is required to offer under this section must be a policy that had been actively marketed in this state by the insurer as of the operative date and that was also actively marketed in this state during the year immediately preceding the operative date.

(4) This section does not apply to an insurer issuing only limited benefit, disability income, specified disease, Medicare supplement, or hospital indemnity policies in this state.

Section 10. Effective July 1, 2019, subsection (45) is added to section 641.31, Florida Statutes, to read:

641.31 Health maintenance contracts.—

(45)(a) As used in this subsection, the terms “operative date” and “preexisting medical condition” have the same meanings as provided in s. 627.6046.

(b) Not later than 30 days after the operative date, and notwithstanding s. 641.31071 or any other law to the contrary, every health maintenance organization issuing, delivering, or issuing for delivery individual or group contracts in this state shall make at least one comprehensive major medical health maintenance contract available to all residents of this state, and such health maintenance organization may not exclude, limit, deny, or delay coverage under such contract due to one or more preexisting medical conditions. A health maintenance organization may not limit or exclude benefits under such contract, including a denial of coverage applicable to an individual as a result of information relating to an individual’s health status before the individual’s effective date of coverage, or if coverage is denied, the date of the denial.

(c) The comprehensive major medical health maintenance contract the health maintenance organization is required to offer under this section must be a contract that had been actively marketed in this state by the health maintenance organization as of the operative date and that was also actively marketed in this state during the year immediately preceding the operative date.

Section 11. Study of state essential health benefits benchmark plan; report.—

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

(a) “EHB-benchmark plan” has the same meaning as provided in 45 C.F.R. s. 156.20.

(b) “Office” means the Office of Insurance Regulation.

(2) The office shall conduct a study to evaluate this state’s current EHB-benchmark plan for nongrandfathered individual and group health plans and options for changing the EHB-benchmark plan pursuant to 45 C.F.R. s. 156.111 for future plan years. In conducting the study, the office shall:

(a) Consider EHB-benchmark plans and benefits under the 10 essential health benefits categories established under 45 C.F.R. s. 156.110(a) which are used by the other 49 states;

(b) Compare the costs of benefits within such categories and overall costs of EHB-benchmark plans used by other states with the costs of benefits within the categories and overall costs of the current EHB-benchmark plan of this state; and

(c) Solicit and consider proposed individual and group health plans from health insurers and health maintenance organizations in developing recommendations for changes to the current EHB-benchmark plan.

(3) By October 30, 2019, the office shall submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives which must include recommendations for changing the current EHB-benchmark plan to provide comprehensive care at a lower cost than this state's current EHB-benchmark plan. In its report, the office shall provide an analysis as to whether proposed health plans it receives under paragraph (2)(c) meet the requirements for an EHB-benchmark plan under 45 C.F.R. s. 156.111(b).

Section 12. 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 13. 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 health plans; amending s. 624.438, F.S.; revising eligibility requirements for multiple-employer welfare arrangements; creating s. 627.443, F.S.; defining the terms “EHB-benchmark plan” and “PPACA”; authorizing health insurers and health maintenance organizations to create new health insurance policies and health maintenance contracts meeting certain criteria for essential health benefits under the federal Patient Protection and Affordable Care Act (PPACA); providing that such criteria may be met by certain means; providing construction; providing that such policies and contracts created by health insurers and health maintenance organizations may be submitted to the Office of Insurance Regulation for certain purposes; amending s. 627.6045, F.S.; revising applicability of requirements relating to preexisting conditions; revising the font size for a certain disclosure; creating s. 627.6046, F.S.; defining the terms “operative date” and “preexisting medical condition” with respect to individual health insurance policies; requiring certain insurers, contingent upon the occurrence of either of two specified events, to make at least one comprehensive major medical health insurance policy available to all residents of this state within a specified timeframe; prohibiting such insurers from excluding, limiting, denying, or delaying coverage under such policies due to preexisting medical conditions; requiring such policies to have been actively marketed on a specified date and during a certain timeframe before that date; providing applicability; amending s. 627.6425, F.S.; revising the definition of the term “individual health insurance” relating to renewability of individual coverage; creating ss. 627.6426 and 627.6525, F.S.; defining the term “short-term health insurance”; providing disclosure requirements for short-term individual, group, blanket, and franchise health insurance policies; amending s. 627.654, F.S.; revising requirements for, and applicability relating to, association and small employer policies; creating s. 627.65612, F.S.; defining the terms “operative date” and “preexisting medical condition” with respect to group health insurance policies; requiring certain insurers, contingent upon the occurrence of either of two specified events, to make at least one comprehensive major medical health insurance policy available to all residents of this state within a specified timeframe; prohibiting such insurers from excluding, limiting, denying, or delaying coverage under such policies due to preexisting medical conditions; requiring such policies to have been actively marketed on a specified date and during a certain timeframe before that date; providing applicability; amending s. 641.31, F.S.; defining the terms “operative date” and “preexisting medical condition” with respect to health maintenance contracts; requiring health maintenance organizations, contingent upon the occurrence of either of two specified events, to make at least one comprehensive major medical health maintenance contract available to all residents of this state within a specified timeframe; prohibiting such health maintenance organizations from excluding, limiting, denying, or delaying coverage under such contracts due to

preexisting medical conditions; requiring such contracts to have been actively marketed on a specified date and during a certain timeframe before that date; defining the terms “EHB-benchmark plan” and “office”; requiring the office to conduct a study evaluating this state's current benchmark plan for essential health benefits under PPACA and options for changing the benchmark plan for future plan years; requiring the office, in conducting the study, to consider plans and certain benefits used by other states and to compare costs with those of this state; requiring the office to solicit and consider proposed health plans from health insurers and health maintenance organizations in developing recommendations; requiring the office, by a certain date, to provide a report with certain recommendations and a certain analysis to the Governor and the Legislature; providing for severability; providing effective dates.

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 1 (220604)** which failed:

Amendment 1A (636148) (with title amendment)—Between lines 331 and 332 insert:

Section 12. By July 1, 2019, the Agency for Health Care Administration shall submit an amendment to this state's Section 1115 Medicaid demonstration waiver to the Federal Government to provide health care coverage through the statewide Medicaid managed medical assistance program for adults 19 to 65 years of age with family incomes up to 138 percent of the federal poverty level and who do not otherwise qualify for Medicaid.

And the title is amended as follows:

Delete line 427 and insert: Legislature; requiring the Agency for Health Care Administration, by a specified date, to submit an amendment to this state's Section 1115 Medicaid demonstration waiver to the Federal Government to provide health care coverage for certain adults through the statewide managed medical assistance program; providing for severability; providing

The vote was:

Yeas—15

Berman	Gibson	Rodriguez
Bracy	Montford	Rouson
Braynon	Pizzo	Taddeo
Cruz	Powell	Thurston
Farmer	Rader	Torres

Nays—23

Mr. President	Diaz	Passidomo
Albritton	Flores	Perry
Baxley	Gainer	Simmons
Bean	Gruters	Simpson
Benacquisto	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Lee	Wright
Broxson	Mayfield	

Vote after roll call:

Nay to Yea—Stewart

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Rodriguez moved the following substitute amendment which failed:

Amendment 2 (130946) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Effective July 1, 2019, paragraph (b) of subsection (1) of section 624.438, Florida Statutes, is amended to read:

624.438 General eligibility.—

(1) To meet the requirements for issuance of a certificate of authority and to maintain a multiple-employer welfare arrangement, an arrangement:

~~(b)1. Must be established by a bona fide group trade association, industry association, or professional association of employers as defined in 29 C.F.R. s. 2510.3-5 or professionals which has a constitution or bylaws specifically stating its purpose and which has been organized and maintained in good faith for a continuous period of 1 year for purposes in addition to other than that of obtaining or providing insurance.~~

~~2. Must not combine member employers from disparate trades, industries, or professions as defined by the appropriate licensing agencies, and must not combine member employers from more than one of the employer categories defined in sub-subparagraphs a. - c.~~

~~a. A trade association consists of member employers who are in the same trade as recognized by the appropriate licensing agency.~~

~~b. An industry association consists of member employers who are in the same major group code, as defined by the Standard Industrial Classification Manual issued by the federal Office of Management and Budget, unless restricted by sub-subparagraph a. or sub-subparagraph e.~~

~~e. A professional association consists of member employers who are of the same profession as recognized by the appropriate licensing agency.~~

The requirements of this ~~paragraph~~ ~~subparagraph~~ do not apply to an arrangement licensed before prior to April 1, 1995, regardless of the nature of its business. However, an arrangement exempt from the requirements of this ~~paragraph~~ ~~subparagraph~~ may not expand the nature of its business beyond that set forth in the articles of incorporation of its sponsoring association as of April 1, 1995, except as authorized in this ~~paragraph~~ ~~subparagraph~~.

Section 2. Section 627.443, Florida Statutes, is created to read:

627.443 Essential health benefits.—

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

(a) “EHB-benchmark plan” has the same meaning as provided in 45 C.F.R. s. 156.20.

(b) “PPACA” has the same meaning as in s. 627.402.

(2) A health insurer or health maintenance organization issuing or delivering an individual or a group health insurance policy or health maintenance contract in this state may create a new health insurance policy or health maintenance contract that:

(a) Must include at least one service or coverage under each of the 10 essential health benefits categories under 42 U.S.C. s. 18022(b) which are required under PPACA;

(b) May fulfill the requirement in paragraph (a) by selecting one or more services or coverages for each of the required categories from the list of essential health benefits required by any single state or multiple states; and

(c) May comply with paragraphs (a) and (b) by selecting one or more services or coverages from any one or more of the required categories of essential health benefits from one state or multiple states.

(3) This section specifically authorizes an insurer or health maintenance organization to include any combination of services or coverages required by any one or a combination of states to provide the 10 categories of essential health benefits required under PPACA in a policy or contract issued in this state.

(4) Health insurance policies and health maintenance contracts created by health insurers and health maintenance organizations under this section:

(a) May be submitted to the office for consideration as part of the office’s study of this state’s essential health benefits benchmark plan; and

(b) May also be submitted to the office for evaluation as equivalent to the current state EHB-benchmark plan or to any EHB-benchmark plan created in the future.

Section 3. Section 627.6045, Florida Statutes, is repealed.

Section 4. Section 627.6046, Florida Statutes, is created to read:

627.6046 Preexisting conditions coverage.—

(1) As used in this section, the term “preexisting condition” means a condition that was present before the effective date of coverage under an individual health insurance policy, whether or not any medical advice, diagnosis, care, or treatment was recommended or received before the effective date of coverage. The term includes a condition identified as a result of a preenrollment questionnaire or physical examination given to the individual, or review of medical records relating to the preenrollment period.

(2) A nongrandfathered individual health insurance policy issued or delivered in this state may not exclude, limit, deny, or delay coverage due to a preexisting condition.

Section 5. Effective July 1, 2019, subsection (1) of section 627.6425, Florida Statutes, is amended to read:

627.6425 Renewability of individual coverage.—

(1) Except as otherwise provided in this section, an insurer that provides individual health insurance coverage to an individual shall renew or continue in force such coverage at the option of the individual. For the purpose of this section, the term “individual health insurance” means health insurance coverage, as described in s. 624.603, offered to an individual in this state, including certificates of coverage offered to individuals in this state as part of a group policy issued to an association outside this state, but the term does not include ~~short-term limited duration insurance or~~ excepted benefits specified in s. 627.6513(1)-(14).

Section 6. Effective July 1, 2019, section 627.6426, Florida Statutes, is created to read:

627.6426 Short-term health insurance.—

(1) For purposes of this part, the term “short-term health insurance” means health insurance coverage provided by an issuer with an expiration date specified in the contract which is less than 12 months after the original effective date of the contract and, taking into account renewals or extensions, has a duration not to exceed 36 months in total.

(2) All contracts for short-term health insurance entered into by an issuer and an individual seeking coverage:

(a) Must include the following disclosure:

“This coverage is not required to comply with certain federal market requirements for health insurance, including some requirements contained in the Patient Protection and Affordable Care Act. Your policy might also have lifetime and/or annual dollar limits on health benefits. If this coverage expires or you lose eligibility for this coverage, you might have to wait until an open enrollment period to get other health insurance coverage.”

(b) May not exclude, limit, deny, or delay coverage due to a preexisting condition. As used in this paragraph, the term “preexisting condition” means a condition that was present before the effective date of coverage under a contract, whether or not any medical advice, diagnosis, care, or treatment was recommended or received before the effective date of coverage. The term includes a condition identified as a result of a preenrollment questionnaire or physical examination given to the individual, or review of medical records relating to the preenrollment period.

Section 7. Section 627.6525, Florida Statutes, is created to read:

627.6525 Short-term health insurance.—

(1) For purposes of this part, the term “short-term health insurance” means a group, blanket, or franchise policy of health insurance coverage provided by an issuer with an expiration date specified in the contract which is less than 12 months after the original effective date of the contract and, taking into account renewals or extensions, has a duration not to exceed 36 months in total.

(2) All contracts for short-term health insurance entered into by an issuer and a party seeking coverage:

(a) Must include the following disclosure:

“This coverage is not required to comply with certain federal market requirements for health insurance, including some requirements contained in the Patient Protection and Affordable Care Act. Your policy might also have lifetime and/or annual dollar limits on health benefits. If this coverage expires or you lose eligibility for this coverage, you might have to wait until an open enrollment period to get other health insurance coverage.”

(b) May not exclude, limit, deny, or delay coverage due to a pre-existing condition. As used in this paragraph, the term “preexisting condition” means a condition that was present before the effective date of coverage under a contract, whether or not any medical advice, diagnosis, care, or treatment was recommended or received before the effective date of coverage. The term includes a condition identified as a result of a preenrollment questionnaire or physical examination given to the individual, or review of medical records relating to the preenrollment period.

Section 8. Effective July 1, 2019, subsection (1) of section 627.654, Florida Statutes, is amended to read:

627.654 Labor union, association, and small employer health alliance groups.—

(1)(a) ~~A bona fide group or association of employers, as defined in 29 C.F.R. s. 2510.3-5, or a group of individuals may be insured under a policy issued to an association, including a labor union, which association has a constitution and bylaws and not less than 25 individual members and which has been organized and has been maintained in good faith for a period of 1 year for purposes in addition to other than that of obtaining insurance, or to the trustees of a fund established by such an association, which association or trustees shall be deemed the policyholder, insuring at least 15 individual members of the association for the benefit of persons other than the officers of the association, the association, or trustees.~~

(b) A small employer, as defined in s. 627.6699 and including the employer’s eligible employees and the spouses and dependents of such employees, may be insured under a policy issued to a small employer health alliance by a carrier as defined in s. 627.6699. ~~A small employer health alliance must be organized as a not for profit corporation under chapter 617. Notwithstanding any other law, if a small employer member of an alliance loses eligibility to purchase health care through the alliance solely because the business of the small employer member expands to more than 50 and fewer than 75 eligible employees, the small employer member may, at its next renewal date, purchase coverage through the alliance for not more than 1 additional year. A small employer health alliance shall establish conditions of participation in the alliance by a small employer, including, but not limited to:~~

~~1. Assurance that the small employer is not formed for the purpose of securing health benefit coverage.~~

~~2. Assurance that the employees of a small employer have not been added for the purpose of securing health benefit coverage.~~

Section 9. Section 627.65612, Florida Statutes, is created to read:

627.65612 Preexisting conditions coverage.—

(1) As used in this section, the term “preexisting condition” means a condition that was present before the effective date of coverage under a group health insurance policy, whether or not any medical advice, diagnosis, care, or treatment was recommended or received before the effective date of coverage. The term includes a condition identified as a result of a preenrollment questionnaire or physical examination given to the individual, or review of medical records relating to the preenrollment period.

(2) A group health insurance policy issued or delivered in this state may not exclude, limit, deny, or delay coverage due to a preexisting condition.

Section 10. Subsection (45) is added to section 641.31, Florida Statutes, to read:

641.31 Health maintenance contracts.—

(45)(a) As used in this subsection, the term “preexisting condition” means a condition that was present before the effective date of coverage under a health maintenance contract, whether or not any medical advice, diagnosis, care, or treatment was recommended or received before the effective date of coverage. The term includes a condition identified as a result of a preenrollment questionnaire or physical examination given to the individual, or review of medical records relating to the preenrollment period.

(b) A health maintenance contract issued or delivered in this state may not exclude, limit, deny, or delay coverage due to a preexisting condition.

Section 11. Study of state essential health benefits benchmark plan; report.—

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

(a) “EHB-benchmark plan” has the same meaning as provided in 45 C.F.R. s. 156.20.

(b) “Office” means the Office of Insurance Regulation.

(2) The office shall conduct a study to evaluate this state’s current EHB-benchmark plan for nongrandfathered individual and group health plans and options for changing the EHB-benchmark plan pursuant to 45 C.F.R. s. 156.111 for future plan years. In conducting the study, the office shall:

(a) Consider EHB-benchmark plans and benefits under the 10 essential health benefits categories established under 45 C.F.R. s. 156.110(a) which are used by the other 49 states;

(b) Compare the costs of benefits within such categories and overall costs of EHB-benchmark plans used by other states with the costs of benefits within the categories and overall costs of the current EHB-benchmark plan of this state; and

(c) Solicit and consider proposed individual and group health plans from health insurers and health maintenance organizations in developing recommendations for changes to the current EHB-benchmark plan.

(3) By October 30, 2019, the office shall submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives which must include recommendations for changing the current EHB-benchmark plan to provide comprehensive care at a lower cost than this state’s current EHB-benchmark plan. In its report, the office shall provide an analysis as to whether proposed health plans it receives under paragraph (2)(c) meet the requirements for an EHB-benchmark plan under 45 C.F.R. s. 156.111(b).

Section 12. 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 13. 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 health plans; amending s. 624.438, F.S.; revising eligibility requirements for multiple-employer welfare arrangements; creating s. 627.443, F.S.; defining the terms “EHB-benchmark plan” and “PPACA”; authorizing health insurers and health maintenance organizations to create new health insurance policies and health maintenance contracts meeting certain criteria for essential

health benefits under the federal Patient Protection and Affordable Care Act (PPACA); providing that such criteria may be met by certain means; providing construction; providing that such policies and contracts created by health insurers and health maintenance organizations may be submitted to the Office of Insurance Regulation for certain purposes; repealing s. 627.6045, F.S., relating to preexisting conditions; creating s. 627.6046, F.S.; defining the term “preexisting condition”; prohibiting nongrandfathered individual health insurance policies, from excluding, limiting, denying, or delaying coverage due to preexisting conditions; amending s. 627.6425, F.S.; revising the definition of the term “individual health insurance” relating to renewability of individual coverage; creating ss. 627.6426 and 627.6525, F.S.; defining the term “short-term health insurance”; providing disclosure requirements for short-term individual, group, blanket, and franchise health insurance policies; prohibiting such contracts from excluding, limiting, denying, or delaying coverage due to preexisting conditions; amending s. 627.654, F.S.; revising requirements for, and applicability relating to, association and small employer policies; creating s. 627.65612, F.S.; defining the term “preexisting condition”; prohibiting group health insurance policies from excluding, limiting, denying, or delaying coverage due to preexisting conditions; amending s. 641.31, F.S.; defining the term “preexisting condition”; prohibiting health maintenance contracts from excluding, limiting, denying, or delaying coverage due to preexisting conditions; defining the terms “EHB-benchmark plan” and “office”; requiring the office to conduct a study evaluating this state’s current benchmark plan for essential health benefits under PPACA and options for changing the benchmark plan for future plan years; requiring the office, in conducting the study, to consider plans and certain benefits used by other states and to compare costs with those of this state; requiring the office to solicit and consider proposed health plans from health insurers and health maintenance organizations in developing recommendations; requiring the office, by a certain date, to provide a report with certain recommendations and a certain analysis to the Governor and the Legislature; providing for severability; providing effective dates.

The vote was:

Yeas—16

Berman	Montford	Stewart
Book	Pizzo	Taddeo
Braynon	Powell	Thurston
Cruz	Rader	Torres
Farmer	Rodriguez	
Gibson	Rouson	

Nays—23

Mr. President	Diaz	Mayfield
Albritton	Flores	Passidomo
Baxley	Gainer	Perry
Bean	Gruters	Simmons
Benacquisto	Harrell	Simpson
Bradley	Hooper	Stargel
Brandes	Hutson	Wright
Broxson	Lee	

The question recurred on **Amendment 1 (220604)** which was adopted.

Pursuant to Rule 4.19, **CS for CS for SB 322**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

RECESS

The President declared the Senate in recess at 11:47 a.m. to reconvene at 1:30 p.m. or upon his call.

AFTERNOON SESSION

The Senate was called to order by the President at 2:00 p.m. A quorum present—33:

Mr. President	Farmer	Perry
Albritton	Flores	Pizzo
Baxley	Gainer	Powell
Bean	Gibson	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simmons
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Torres
Cruz	Passidomo	Wright

BILLS ON THIRD READING

CS for CS for SB 7040—A bill to be entitled An act relating to financial disclosure; creating s. 112.31446, F.S.; providing definitions; requiring the Commission on Ethics to procure and test an electronic filing system by a certain date; providing requirements for such system; providing duties of the units of government, the commission, and persons required to file a specified form; amending s. 112.312, F.S.; revising the definition of “disclosure period”; amending ss. 112.3144 and 112.3145, F.S.; requiring certain forms to be filed electronically beginning on a specified date; prescribing the manner of filing for purposes of candidate qualifying; prohibiting a filer from including certain information on a disclosure or statement; providing that the commission is not liable for the release of certain information under certain circumstances; requiring the commission to redact certain information under certain circumstances; requiring certain information be delivered electronically; requiring the commission to provide certain verification to a filer upon request; requiring a declaration be submitted with a disclosure or statement; specifying that certain actions do not constitute an unusual circumstance; revising a schedule to the State Constitution; amending s. 112.31455, F.S.; conforming cross-references to changes made by the act; providing effective dates.

—was read the third time by title.

Pending further consideration of **CS for CS for SB 7040**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 7021** was withdrawn from the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Appropriations.

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

CS for HB 7021—A bill to be entitled An act relating to financial disclosure; creating s. 112.31446, F.S.; providing definitions; requiring the Commission on Ethics to procure and test an electronic filing system by a certain date; providing requirements for such system; providing duties of the units of government, the commission, and persons required to file a specified form; amending s. 112.312, F.S.; revising the definition of “disclosure period”; amending ss. 112.3144 and 112.3145, F.S.; requiring certain forms to be electronically filed; prohibiting certain information from being included in certain filings; providing that the commission is not liable for the release of certain information; requiring the commission to redact certain information under certain circumstances; requiring the commission to include certain information in the instructions for electronic filing; requiring certain information be delivered electronically; requiring the commission to provide certain verification to a filer upon request; requiring a declaration be submitted with a disclosure or statement; specifying that certain actions do not constitute an unusual circumstance; revising a schedule to the State Constitution; amending s. 112.31455, F.S.; conforming cross-references to changes made by the act; providing effective dates.

—a companion measure, was substituted for **CS for CS for SB 7040** and, by two-thirds vote, read the second time by title.

On motion by Senator Baxley, by two-thirds vote, **CS for HB 7021** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Farmer	Powell
Albritton	Flores	Rodriguez
Baxley	Gainer	Rouson
Bean	Gibson	Simmons
Benacquisto	Gruters	Simpson
Berman	Harrell	Stargel
Book	Hooper	Stewart
Bracy	Hutson	Taddeo
Bradley	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

Vote after roll call:

Yea—Brandes, Rader

CS for SB 7042—A bill to be entitled An act relating to public records; amending s. 112.31446, F.S.; providing exemptions from public records requirements for secure login credentials held by the Commission on Ethics and certain information entered into the electronic filing system for financial disclosure forms; specifying conditions under which such information is no longer exempt; 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.

Pending further consideration of **CS for SB 7042**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 7023** was withdrawn from the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Appropriations.

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

CS for HB 7023—A bill to be entitled An act relating to public records; amending s. 112.31446, F.S.; providing exemptions from public records requirements for secure login credentials held by the Commission on Ethics and certain information entered into the electronic filing system for financial disclosure forms; specifying conditions under which such information is no longer exempt; 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 7042** and, by two-thirds vote, read the second time by title.

On motion by Senator Baxley, by two-thirds vote, **CS for HB 7023** 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—36

Mr. President	Broxson	Mayfield
Albritton	Cruz	Montford
Baxley	Diaz	Passidomo
Bean	Flores	Perry
Benacquisto	Gainer	Pizzo
Berman	Gibson	Powell
Book	Gruters	Rader
Bracy	Harrell	Rodriguez
Bradley	Hooper	Rouson
Braynon	Hutson	Simmons

Simpson	Stewart	Torres
Stargel	Taddeo	Wright

Nays—None

Vote after roll call:

Yea—Brandes

CS for HB 6525—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 Hillsborough County and one of its employees; providing a limitation on the payment of compensation, attorney fees, lobbying fees, and costs; providing an effective date.

—was read the third time by title.

On motion by Senator Taddeo, **CS for HB 6525** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Gibson	Rouson
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Cruz	Passidomo	Torres
Diaz	Pizzo	Wright

Nays—1

Perry

Vote after roll call:

Yea—Baxley, Brandes

Consideration of **CS for CS for CS for CS for SB 76** and **CS for SB 7068** was deferred.

CS for SB 354—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; establishing that a certain student who obtains a vaccination from a Florida college or university student health center may refuse to be included in the immunization registry; requiring a specified consent to treatment form to contain a certain notice; providing requirements for electronic availability of, rather than transfer of, immunization records; requiring certain health care practitioners to report data to the immunization registry; authorizing the department to adopt rules; amending s. 1003.22, F.S.; revising school-entry health requirements to require students to have a certificate of immunization on file with the department's immunization registry; providing an effective date.

—as amended April 23, was read the third time by title.

Pending further consideration of **CS for SB 354**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 213** was withdrawn from the Committees on Health Policy; Education; and Rules.

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

CS for HB 213—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 program under the Department of Health; providing that certain students who obtain vaccinations from a college or university student health center or clinic in the state may refuse to be included in the immunization registry; requiring that an opt-out form be provided to certain health care practitioners and entities upon administration of a vaccination; requiring that such form be submitted to the department; authorizing certain persons to submit such form directly to the department; requiring that any records or identifying information pertaining to a child or college or university student be removed from the registry under certain circumstances; providing requirements for electronic availability of, rather than transfer of, immunization records; requiring certain health care practitioners to report data to the immunization registry; authorizing the department to adopt rules; amending s. 1003.22, F.S.; revising school-entry health requirements to require students to have a certificate of immunization on file with the department's immunization registry; requiring each district school board and the governing authority of each private school to establish and enforce a policy requiring the age-appropriate screening of students for scoliosis; providing an effective date.

—a companion measure, was substituted for **CS for SB 354**, as amended, and, by two-thirds vote, 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 Stargel moved the following amendment which was adopted:

Amendment 1 (600638) (with title amendment)—Delete line 75 and insert:
child included in the immunization registry. *Each consent to treatment form provided by a health care practitioner or by an entity that administers vaccinations or causes vaccinations to be administered to children from birth through 17 years of age must contain a notice stating that the parent or guardian of a child may refuse to have his or her child included in the immunization registry. The parent or*

And the title is amended as follows:

Delete line 9 and insert: registry; requiring a specified consent to treatment form to contain a certain notice; requiring that an opt-out form be provided

On motion by Senator Montford, by two-thirds vote, **CS for HB 213**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright
Diaz	Pizzo	

Nays—None

Vote after roll call:

Yea—Brandes

SB 446—A bill to be entitled An act relating to coastal management; amending s. 161.101, F.S.; revising the criteria the Department of Environmental Protection must consider 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 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; deleting certain temporary provisions relating to specified appropriations; revising the requirements for the report; 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.

Pending further consideration of **SB 446**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 325** was withdrawn from the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

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

CS for HB 325—A bill to be entitled An act relating to coastal management; amending s. 161.101, F.S.; revising the criteria the Department of Environmental Protection must consider 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 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; deleting certain temporary provisions relating to specified appropriations; revising the requirements for the report; 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.

—a companion measure, was substituted for **SB 446** and, by two-thirds vote, read the second time by title.

On motion by Senator Mayfield, by two-thirds vote, **CS for HB 325** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright
Diaz	Pizzo	

Nays—None

Vote after roll call:

Yea—Brandes

Consideration of **SB 530** was deferred.

CS for SB 920—A bill to be entitled An act relating to the DNA database; amending s. 943.325, F.S.; revising legislative findings relating to the use of the DNA database; providing an effective date.

—was read the third time by title.

Pending further consideration of **CS for SB 920**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1021** was withdrawn from the Committees on Criminal Justice; Judiciary; and Rules.

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

CS for HB 1021—A bill to be entitled An act relating to the DNA database; amending s. 943.325, F.S.; revising legislative findings relating to the use of the DNA database; providing an effective date.

—a companion measure, was substituted for **CS for SB 920** and, by two-thirds vote, read the second time by title.

On motion by Senator Pizzo, by two-thirds vote, **CS for HB 1021** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Diaz	Pizzo
Albritton	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Gibson	Rouson
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright

Nays—None

SB 530—A bill to be entitled An act relating to alcohol or drug overdose prosecutions; creating s. 562.112, F.S.; prohibiting the arrest, charge, prosecution, or penalization 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-related overdose; providing requirements for that person; prohibiting the arrest, charge, prosecution, or penalization under specified provisions of a person who experiences, or has a good faith belief that he or she is experiencing, an alcohol-related overdose; prohibiting the protection from arrest, charge, prosecution, or penalization for certain offenses from being grounds for suppression of evidence in other criminal prosecutions; amending s. 893.21, F.S.; prohibiting the arrest, charge, prosecution, or penalization under specified provisions of a person acting in good faith who seeks medical assistance for an individual experiencing, or believed to be experiencing, a drug-related overdose; prohibiting the arrest, charge, prosecution, or penalization under specified provisions of a person who experiences, or has a good faith belief that he or she is experiencing, 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 an individual experiencing, or believed to be experiencing, a drug-related overdose; prohibiting the protection from arrest, charge, prosecution, or penalization for certain offenses from being grounds for suppression of evidence in other criminal prosecutions; providing an effective date.

—was read the third time by title.

Pending further consideration of **SB 530**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 595** was withdrawn from the Committees on Criminal Justice; Judiciary; and Rules.

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

CS for CS for HB 595—A bill to be entitled An act relating to alcohol or drug overdose prosecutions; creating s. 562.112, F.S.; prohibiting the arrest, charge, prosecution, or penalization 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-related or a drug-related overdose; providing requirements for that person; prohibiting the arrest, charge, prosecution, or penalization under specified provisions of a person who experiences, or has a good faith belief that he or she is experiencing, an alcohol-related or a drug-related overdose; prohibiting the protection from arrest, charge, prosecution, or penalization for certain offenses from being grounds for suppression of evidence in other criminal prosecutions; amending s. 893.21, F.S.; prohibiting the arrest, charging, prosecution, or penalizing under specified provisions of law of a person acting in good faith who seeks medical assistance for an individual experiencing, or believed to be experiencing, an alcohol-related 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-related 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 an individual experiencing, or believed to be experiencing, an alcohol-related 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.

—a companion measure, was substituted for **SB 530** and, by two-thirds vote, read the second time by title.

On motion by Senator Brandes, by two-thirds vote, **CS for CS for HB 595** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Bracy	Farmer
Albritton	Bradley	Flores
Baxley	Brandes	Gainer
Bean	Braynon	Gibson
Benacquisto	Broxson	Gruters
Berman	Cruz	Harrell
Book	Diaz	Hooper

Hutson	Powell	Stargel
Mayfield	Rader	Stewart
Montford	Rodriguez	Taddeo
Passidomo	Rouson	Thurston
Perry	Simmons	Torres
Pizzo	Simpson	Wright

Nays—None

CS for CS for HB 7065—A bill to be entitled An act relating to insurance assignment agreements; creating s. 627.7152, F.S.; providing definitions; providing requirements and limitations for property insurance assignment agreements; providing a burden of proof; providing that an assignment agreement does not affect managed repair arrangements under a property insurance policy; providing that an assignment agreement does not confer or create authority to adjust, negotiate, or settle a claim without authorization under part VI of chapter 626; providing that an acceptance by an assignee of an assignment agreement is a waiver by the assignee and its subcontractors of certain claims against an insured; specifying an insured's payment obligations under an assignment agreement; requiring notice of intent to initiate litigation; specifying requirements for such notice; requiring a written response to the notice of intent to initiate litigation; specifying requirements for such response; providing for an award of reasonable attorney fees for certain claims arising under an assignment agreement; providing for an award of reasonable attorney fees following a voluntary dismissal under certain circumstances; requiring the court to stay proceedings under certain circumstances; directing the Office of Insurance Regulation to require insurers to report specified data; requiring the Financial Services Commission to adopt rules; providing applicability; creating s. 627.7153, F.S.; defining the term "assignment agreement"; authorizing insurers to make available property insurance policies restricting the assignment of post-loss benefits under certain conditions; requiring annual notice of coverage options; requiring a written or electronic waiver under certain circumstances; requiring the office to approve a waiver form; providing applicability; amending s. 627.422, F.S.; providing that residential or commercial property insurance policies may not prohibit the assignment of post-lost benefits; providing an exception; prohibiting Citizens Property Insurance Corporation from implementing rate changes for certain policies; providing an exception; requiring certain rate filings to include specified information; requiring the corporation to inform policyholders of certain information; providing severability; providing an effective date.

—was read the third time by title.

On motion by Senator Broxson, **CS for CS for HB 7065** was passed and certified to the House. The vote on passage was:

Yeas—25

Mr. President	Diaz	Passidomo
Albritton	Gainer	Perry
Baxley	Gruters	Rader
Bean	Harrell	Simmons
Benacquisto	Hooper	Simpson
Book	Hutson	Stargel
Bradley	Lee	Stewart
Brandes	Mayfield	
Broxson	Montford	

Nays—14

Berman	Flores	Rouson
Bracy	Gibson	Taddeo
Braynon	Pizzo	Thurston
Cruz	Powell	Torres
Farmer	Rodriguez	

Vote after roll call:

Yea—Wright

CS for SB 7068—A bill to be entitled An act relating to transportation; creating s. 338.2278, F.S.; creating the Multi-use Corridors of Regional Economic Significance Program within the Department of Transportation; providing the purpose of the program; specifying the corridors included in the program; specifying that projects undertaken in the corridors are tolled facilities and certain approved turnpike projects, and are considered as Strategic Intermodal System facilities; requiring the department to identify certain opportunities to accommodate or colocate multiple types of infrastructure-addressing issues during the project development phase; requiring the department to utilize an inclusive, consensus-building mechanism for each proposed multi-use corridor identified during the project development phase; requiring the department to convene a corridor task force composed of certain representatives for each multi-use corridor; requiring the secretary of the department to appoint the members of the respective corridor task forces by a specified date; providing requirements for the corridor task forces; requiring the department to adhere to certain recommendations of the task force created for each corridor; authorizing the task force for each corridor to consider and recommend certain innovative concepts; authorizing the department, in consultation with the Department of Environmental Protection, to incorporate certain features into each corridor during the project development phase; requiring each corridor task force to submit a certain report to the Governor and the Legislature by a specified date; requiring the department to provide affected local governments with a copy of the applicable task force report and project alignments; requiring a local government that has an interchange within its jurisdiction to review the applicable task force report and its local comprehensive plan by a specified date; providing requirements for the local government review; providing specified requirements that must be met before project construction in any identified corridor is eligible for funding; providing exceptions to such requirements; authorizing sources of funding for the projects; authorizing the department to accept certain donations of land for the projects; requiring that certain toll revenues from the turnpike system be used to repay advances received from the State Transportation Trust Fund; providing requirements for the department relating to certain delegated responsibilities; requiring the department to perform a specified project evaluation on certain projects; requiring that certain decisions on projects be determined in accordance with applicable department rules, policies, and procedures; providing design requirements for corridor configuration, project alignment, and interchange locations; authorizing the Division of Bond Finance, on behalf of the department, to issue certain bonds to finance projects in the program, as provided in the State Bond Act; providing specified dates for the construction of the projects and opening of the corridors; providing for specified transfers from the State Transportation Trust Fund to the General Revenue Fund; providing for specified allocations of such transfers; providing requirements for use of funds allocated to the Transportation Disadvantaged Trust Fund; providing that allocated funds are in addition to any other statutory funding allocations; requiring that specified uncommitted funds be used by the department to fund program projects; authorizing the adopted work program to be amended to transfer funds between appropriations categories or to increase an appropriation category for a certain purpose; authorizing the department to waive consideration of certain matching funds relating to specified programs for hurricane-impacted counties with respect to certain project awards; amending s. 334.044, F.S.; requiring that the department, in consultation with affected stakeholders, provide a road and bridge construction workforce development program for construction of projects designated in the department's work program; providing intent for the workforce development program; providing requirements for the department and the program; authorizing the department to administer certain workforce development contracts with consultants and nonprofit entities; providing primary purposes for such entities; requiring the department to prepare and provide a certain report to the Governor and the Legislature by a specified date; amending s. 320.08, F.S.; deleting a requirement that specified fees from annual license taxes be deposited into the General Revenue Fund; creating s. 339.1373, F.S.; requiring that the department allocate sufficient funds to implement the Multi-use Corridors of Regional Economic Significance Program, develop a plan to expend revenues, and, prior to its adoption, amend the current tentative work program for specified fiscal years to include program projects; requiring the department to submit a certain budget amendment; requiring that specified increases in revenue to the State Transportation Trust Fund be used by the department to fund the Multi-use Corridors of Regional Economic Significance Program; amending s. 339.0801, F.S.; limiting to specified fiscal years a previously authorized transfer of funds to Florida's Turnpike Enterprise; requiring that, beginning with a specified fiscal year, such transfer be allocated for a certain purpose with certain specified preferences; creating s. 337.1101, F.S.; specifying requirements for the department when the department or any entity or enterprise within the department

determines that it is in the best interest of the public to resolve a certain protest of the award of a certain contract; providing requirements for a certain memorandum; providing requirements for certain notifications; prohibiting the department from pledging any current or future action by another branch of state government as a condition of any procurement action; requiring certain settlements to be contingent upon and subject to legislative appropriation or statutory amendment; authorizing the department to agree to use its efforts to procure legislative funding or statutory amendments; providing an effective date.

—as amended April 23, 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 Lee moved the following amendment which was adopted by two-thirds vote:

Amendment 1 (532226)—Delete lines 755-803 and insert:

(a) *Document in a written memorandum by the secretary the specific reasons that such settlement and payment to a nonselected responsive bidder is in the best interest of the state. The written memorandum must be included and maintained in the department’s permanent files concerning the procurement and must include:*

1. *A description of the property rights, patent rights, copyrights, trademarks, or the engineering design or other design work that the department will acquire or retain as a result of such settlement; and*

2. *The specific appropriation in the existing General Appropriations Act which the department intends to use to provide such payment.*

(b) *Provide prior written notification to the President of the Senate, the Speaker of the House of Representatives, the Senate and House of Representatives minority leaders, the chair and vice chair of the Legislative Budget Commission, and the Attorney General at least 5 business days, or as soon thereafter as practicable, before the department makes the settlement agreement final. Such written notification must include the written memorandum required pursuant to paragraph (a).*

(c) *Provide, at the time settlement discussions regarding any such payment have begun in earnest, written notification of such discussions to the President of the Senate, the Speaker of the House of Representatives, the Senate and House of Representatives minority leaders, the chair and vice chair of the Legislative Budget Commission, and the Attorney General.*

On motion by Senator Lee, **CS for SB 7068**, as amended, was passed, ordered engrossed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Diaz	Perry
Albritton	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rouson
Benacquisto	Gibson	Simmons
Berman	Gruters	Simpson
Book	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Lee	Torres
Braynon	Mayfield	Wright
Broxson	Montford	
Cruz	Passidomo	

Nays—1

Rodriguez

Vote after roll call:

Yea—Pizzo

MOTIONS

On motion by Senator Benacquisto, the rules were waived and the following bills temporarily postponed on the Special Order Calendar this day were retained on the Special Order Calendar: **SB 342, CS for CS for SB 418, and CS for SB 7070.**

On motion by Senator Benacquisto, 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 Thursday, April 25, 2019.

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, April 24, 2019: SB 2502, CS for SB 94, CS for SB 190, SB 198, CS for CS for SB 322, SB 342, CS for CS for SB 418, CS for CS for CS for SB 452, CS for CS for SB 494, SM 852, CS for CS for CS for SB 862, SB 910, CS for CS for SB 1020, CS for SB 1128, SB 1136, SB 1552, CS for SB 7070, SB 7076, CS for SB 7098, SB 7102.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Kathleen Passidomo, Majority Leader
Audrey Gibson, Minority Leader

The Committee on Rules recommends the following pass: CS for SB 38; CS for SB 236; SB 604; CS for HB 629 with 1 amendment; CS for SB 728; SB 746; CS for CS for SB 772; CS for SM 804; CS for CS for SB 874; CS for HB 879; CS for SB 1124; SB 1210; CS for SB 1252; SB 1338; CS for CS for SB 1400; SB 1422; CS for SB 1476; SB 1494; SB 1616; CS for SB 1618; CS for SB 1622; CS for SB 1656; CS for SB 1690; SB 7044; HB 7067; HB 7073; SB 7100

The bills were placed on the Calendar.

The Committee on Rules recommends committee substitutes for the following: SB 116; CS for SB 302; CS for CS for SB 616; CS for SB 620; CS for SB 722; CS for SB 838; CS for CS for SB 908; CS for SB 1024; CS for CS for SB 1140; CS for CS for SB 1180; SB 7066; SB 7074

The bills with committee substitute attached were placed on the Calendar.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Rules; and Senator Stewart—

CS for SB 116—A bill to be entitled An act relating to motor vehicle racing; amending s. 316.191, F.S.; authorizing a law enforcement officer to arrest a person without a warrant upon probable cause that the person committed a criminal racing violation; amending s. 901.15, F.S.; authorizing a law enforcement officer to arrest a person without a warrant upon probable cause that the person committed a criminal racing violation; providing an effective date.

By the Committees on Rules; and Health Policy; and Senator Brandes—

CS for CS for SB 302—A bill to be entitled An act relating to nonemergency medical transportation services; amending s. 316.87, F.S.; authorizing certain transportation network companies to provide nonemergency medical transportation services to a Medicaid recipient under certain circumstances; requiring the Agency for Health Care Administration to update its regulations, policies, or other guidance by a specified date to reflect such authorization; providing limitations on requirements for transportation network companies and transportation network company drivers; providing construction; providing an effective date.

By the Committees on Rules; Community Affairs; and Innovation, Industry, and Technology; and Senators Perry and Hutson—

CS for CS for CS for SB 616—A bill to be entitled An act relating to engineering; amending s. 455.271, F.S.; deleting a provision requiring a delinquent status licensee to apply for active or inactive status; requiring rulemaking to authorize licensees whose licenses are void to apply for reinstatement; amending s. 471.008, F.S.; revising the Board of Professional Engineers' rulemaking authority; amending s. 471.013, F.S.; revising the prerequisites for a person to take an examination that determines whether she or he is qualified to practice in this state as an engineer; deleting an obsolete provision; amending s. 471.015, F.S.; revising licensure certification requirements to include active engineering experience and a minimum age; revising requirements for licensure by endorsement by the board; providing that the time period in which a licensure application must be granted or denied is tolled if an applicant is required to make a personal appearance before the board; authorizing the board to deny a license if such an applicant fails to appear before the board within a specified timeframe; amending s. 471.019, F.S.; requiring the board to adopt rules relating to a reinstatement process for void licenses; revising continuing education requirements for reactivating a license; amending s. 471.025, F.S.; requiring a successor engineer to be able to independently re-create certain work when seeking to reuse certain documents; specifying that a successor engineer assumes full professional and legal responsibility by signing or affixing his or her seal to assumed documents; releasing the engineer who previously sealed the documents from any professional responsibility or civil liability for her or his work that is assumed by a successor engineer; defining the term "successor engineer"; amending s. 553.79, F.S.; requiring that structural inspections on a threshold building be performed during new construction or during certain repair or restoration projects; amending s. 553.791, F.S.; revising notice requirements for certain building code inspection services by private providers; decreasing the amount of time a local building official has to take certain actions after receiving a permit application and affidavit from a private provider; prohibiting a local building official from prohibiting a private provider from performing any inspection outside the local building official's normal operating hours; providing an effective date.

By the Committees on Rules; and Military and Veterans Affairs and Space; and Senator Broxson—

CS for CS for SB 620—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. 163.3175, F.S.; revising applicability with respect to certain military installations; 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.; revising the definition of the term "activities"; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Blue Angels license plate; providing for the distribution and use of fees collected from the sale of such plate; 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; amending s. 1003.05, F.S.; requiring public schools to accept a permanent change of station order as proof of residency for certain programs; amending s. 1009.21, F.S.; revising when active duty members of the Armed Services of the United States are classified as residents for tuition purposes; providing an effective date.

By the Committees on Rules; and Judiciary; and Senator Hooper—

CS for CS for SB 722—A bill to be entitled An act relating to carrying of firearms by tactical medical professionals; amending s. 790.25, F.S.; exempting certain licensed medical professionals from specified provisions concerning the carrying of firearms; requiring certain policies and procedures for law enforcement agencies; providing immunities and privileges for such professionals; providing construction; requiring the appointing law enforcement agency to issue any firearm

or ammunition to tactical medical professionals; providing a definition; providing an effective date.

By the Committees on Rules; and Children, Families, and Elder Affairs; and Senator Powell—

CS for CS for SB 838—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 an effective date.

By the Committees on Rules; Community Affairs; and Banking and Insurance; and Senator Hooper—

CS for CS for CS for SB 908—A bill to be entitled An act relating to firesafety systems; amending s. 553.792, F.S.; requiring, beginning on a certain date, that a uniform fire alarm permit application, along with certain other information, be used and submitted to the local enforcement agency for any project requiring a fire alarm permit; providing that such application may be submitted by certain means; providing a signature requirement; specifying information required in, and a form for, such applications; providing applicability of certain building permit application procedures; authorizing contractors, under certain circumstances, to begin fire alarm system repairs upon filing the uniform fire alarm permit application; amending s. 633.216, F.S.; conforming a cross-reference; amending s. 633.312, F.S.; authorizing local authorities having jurisdiction to accept uniform summary inspection reports of certain fire hydrants and fire protection systems by certain means; requiring the State Fire Marshal to adopt rules implementing a uniform summary inspection report and certain submission procedures; providing requirements for such uniform report and procedures; providing that such procedures may not require a contractor to submit certain information; amending s. 718.112, F.S.; requiring that condominium association bylaws provide requirements for the association's reasonable compliance with the Florida Fire Prevention Code; defining the term "reasonable compliance"; specifying authorized means of compliance for certain residential condominiums; deleting a requirement for association bylaws to contain a certain certificate of compliance provision; deleting an exemption from a requirement to retrofit certain condominium property with a fire sprinkler system; deleting obsolete provisions; extending the date before which a local authority having jurisdiction may not require completion of a condominium's retrofitting with a fire sprinkler system; specifying the date before which such local authority having jurisdiction may not require completion of installation of an engineered life safety system; requiring the State Fire Marshal, by a certain date, to issue a data call to all local fire officials to collect data on certain high-rise condominiums; specifying data that local fire officials must submit; requiring that all data be received and compiled into a certain report by a certain date; requiring that the report be sent to the Governor and the Legislature by a certain date; providing an effective date.

By the Committees on Rules; and Innovation, Industry, and Technology; and Senator Gruters—

CS for CS for SB 1024—A bill to be entitled An act relating to blockchain technology; providing legislative findings; establishing the Florida Blockchain Task Force within the Department of Financial Services; requiring the task force to develop a specified master plan; specifying the composition of the task force; specifying duties and procedures of the task force; providing that task force members shall serve without compensation but are entitled to certain reimbursement; requiring the task force to submit a specified report to the Governor and the Legislature and to make presentations; providing that the task force is entitled to assistance and services of state governmental entities; requiring the department to provide support staff and other assistance

to the task force; providing for termination of the task force; providing an effective date.

By the Committees on Rules; Community Affairs; and Judiciary; and Senator Hutson—

CS for CS for CS for SB 1140—A bill to be entitled An act relating to attorney fees and costs; creating s. 57.112, F.S.; defining the term “attorney fees and costs”; providing for award of attorney fees and costs and damages in civil actions challenging local ordinances as being preempted by the State Constitution or state law; prohibiting an award of attorney fees and costs under certain circumstances; providing construction; providing applicability; providing retroactive application; providing an effective date.

By the Committees on Rules; Health Policy; and Banking and Insurance; and Senators Mayfield and Harrell—

CS for CS for CS for SB 1180—A bill to be entitled An act relating to prescription drug formulary consumer protection; creating s. 627.42393, F.S.; requiring insurers issuing individual or group health insurance policies to provide certain notices to current and prospective insureds within a certain timeframe before the effective date of any change to a prescription drug formulary during a policy year; specifying requirements for a notice of medical necessity that an insured’s treating physician may submit to the insurer within a certain timeframe; specifying means by which the notice is to be submitted; requiring the Financial Services Commission to adopt a certain rule; specifying a requirement and prohibited acts relating to certain coverage changes by an insurer if the treating physician provides certain certification; providing construction and applicability; providing an exception for certain increases in prescription drug prices by the drug manufacturer; specifying notification requirements for insurers under such circumstances; requiring insurers to maintain a record of formulary changes and submit an annual report to the Office of Insurance Regulation delineating such changes within a certain timeframe; requiring the commission to adopt a certain form by rule; amending s. 627.6699, F.S.; requiring small employer carriers to comply with certain requirements for any change to a prescription drug formulary under the health benefit plan; amending s. 641.31, F.S.; requiring health maintenance organizations to provide certain notices to current and prospective subscribers within a certain timeframe before the effective date of any change to a prescription drug formulary during a contract year; specifying requirements for a notice of medical necessity that a subscriber’s treating physician may submit to the health maintenance organization within a certain timeframe; specifying means by which the notice is to be submitted; requiring the commission to adopt a certain rule; specifying a requirement and prohibited acts relating to certain coverage changes by a health maintenance organization if the treating physician provides certain certification; providing construction and applicability; providing an exception for certain increases in prescription drug prices by the drug manufacturer; specifying notification requirements for health maintenance organizations under such circumstances; requiring health maintenance organizations to maintain a record of formulary changes and submit an annual report to the office delineating such changes within a certain timeframe; requiring the commission to adopt a certain form by rule; providing a declaration of important state interest; providing an effective date.

By the Committees on Rules; and Ethics and Elections—

CS for SB 7066—A bill to be entitled An act relating to election administration; amending s. 97.012, F.S.; requiring the Secretary of State to provide signature matching training to certain persons; amending s. 97.021, F.S.; revising the definition of the term “voter interface device”; amending s. 98.077, F.S.; revising deadlines for voter signature updates for purposes of vote-by-mail and provisional ballots; providing an exception; amending s. 98.0981, F.S.; revising the voter threshold necessary to require the reporting of certain precinct-level results by ballot; amending s. 99.063, F.S.; removing a provision requiring certain language to follow the name of gubernatorial candidates in specified circumstances; amending s. 100.061, F.S.; revising the date of the primary election; amending s. 101.015, F.S.; requiring the Department of State to establish minimum security standards to address chain of custody of ballots, transport of ballots, and ballot security;

amending s. 101.048, F.S.; requiring a county canvassing board to review certain information; providing requirements for the canvassing and counting of provisional ballots; requiring the supervisor of elections to process a valid provisional ballot cure affidavit as a voter signature update; revising the Provisional Ballot Voter’s Certificate and Affirmation form; providing a process to cure a provisional ballot with a signature deficiency; requiring a supervisor to mail a voter registration application to an elector in certain circumstances; amending s. 101.151, F.S.; revising requirements for department rules governing ballot design; amending s. 101.20, F.S.; authorizing the distribution of sample ballots by e-mail or mail in lieu of newspaper publication; amending s. 101.56075, F.S.; authorizing voting to be conducted using a voter interface device that produces a voter-verifiable paper output; amending s. 101.5614, F.S.; authorizing certain individuals to serve as witnesses during the ballot duplication process; amending s. 101.62, F.S.; revising the deadlines by which requests for vote-by-mail ballots must be received and by which vote-by-mail ballots shall be mailed by the supervisor; expanding the period during which a designee may physically collect a vote-by-mail ballot; amending s. 101.64, F.S.; requiring the secrecy envelope included with a vote-by-mail ballot to include a specified statement; amending s. 101.65, F.S.; revising requirements for vote-by-mail ballot instructions; amending s. 101.657, F.S.; requiring a supervisor to report the total number of vote-by-mail ballots received at each early voting location; amending s. 101.68, F.S.; revising the date that canvassing of vote-by-mail ballots may begin; revising requirements related to the canvassing and counting of vote-by-mail ballots; revising the deadline by which vote-by-mail ballot cure affidavits must be submitted; requiring the supervisor to process a valid vote-by-mail ballot cure affidavit as a voter signature update; amending s. 101.69, F.S.; requiring a supervisor to provide secure drop boxes in specified locations for an elector to place his or her vote-by-mail ballot; amending s. 101.6923, F.S.; revising vote-by-mail ballot instructions for certain first-time voters; amending s. 102.031, F.S.; expanding the area in which voter solicitation is prohibited; authorizing an elector to photograph his or her own ballot; amending s. 102.141, F.S.; providing notice requirements for meetings of a county canvassing board; requiring certain individuals to wear identification badges during certain periods; amending s. 102.166, F.S.; modifying certification requirements for voting systems to require the functionality to simultaneously sort and count ballot overvotes and undervotes; revising requirements for department rules regarding manual recounts of certain ballots; amending s. 102.168, F.S.; modifying provisions governing election contests to authorize judicial review of additional information related to determining validity of provisional and vote-by-mail ballot signatures to conform to changes made by the act; amending s. 104.051, F.S.; providing a penalty for certain supervisors who willfully violate the Florida Election Code; providing effective dates.

By the Committees on Rules; and Governmental Oversight and Accountability—

CS for SB 7074—A bill to be entitled An act relating to support organizations; amending s. 20.2551, F.S.; requiring the Department of Environmental Protection to submit a report to the Legislature by a specified date; providing requirements for the report; removing the scheduled repeal of provisions governing citizen support organizations established under the Department of Environmental Protection; amending s. 257.43, F.S.; removing the scheduled repeal of provisions governing the citizen support organization providing support for the Division of Library and Information Services of the Department of State; amending s. 258.015, F.S.; removing the scheduled repeal of provisions governing citizen support organizations established under the Department of Environmental Protection for the benefit of the state park system; amending s. 259.10521, F.S.; extending the scheduled repeal of the provisions governing the citizen support organizations operating to the benefit of the Babcock Ranch Preserve; amending s. 265.703, F.S.; removing the scheduled repeal of provisions governing citizen support organizations providing support for the Division of Cultural Affairs of the Department of State; amending s. 267.17, F.S.; removing the scheduled repeal of provisions governing citizen support organizations providing support for the Division of Historical Resources of the Department of State; amending s. 288.772, F.S.; revising a definition to conform to changes made by the act; repealing s. 288.809, F.S., relating to the Florida Intergovernmental Relations Foundation; requiring the Executive Office of the Governor and the foundation to ensure the satisfaction of the foundation’s remaining liabilities by a cer-

tain date; providing for the transfer of any remaining funds by a certain date; amending s. 379.223, F.S.; removing the scheduled repeal of provisions governing citizen support organizations established under the Fish and Wildlife Conservation Commission; creating s. 379.2231, F.S.; defining the terms "convicted" and "conviction"; authorizing a court to order persons convicted of certain violations to pay an additional assessment; authorizing a specified citizen support organization to post certain rewards; amending s. 413.615, F.S.; removing the future repeal of provisions governing the Florida Endowment Foundation for Vocational Rehabilitation; amending s. 570.691, F.S.; removing the scheduled repeal of provisions relating to direct-support organizations of the Department of Agriculture and Consumer Services; amending s. 570.83, F.S.; extending the scheduled repeal of provisions governing the Florida Beef Council, Inc., direct-support organization; providing effective dates.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Oversight, Transparency & Public Management Subcommittee and Representative(s) Sabatini, Smith, D.—

CS for HB 1—A bill to be entitled An act relating to ethics reform; repealing s. 11.061, F.S., relating to state, state university, and community college employee lobbyists; creating s. 106.114, F.S.; providing definitions; prohibiting certain public service announcements by specified entities or persons; providing applicability; amending s. 112.313, F.S.; revising applicability of certain provisions relating to contractual relationships; prohibiting public officers or employees of an agency from soliciting specified employment or contractual relationships; providing an exception; requiring certain offers and solicitations of employment or contractual relationships to be disclosed to certain persons; requiring such solicitations to be disclosed to the Commission on Ethics in certain circumstances; authorizing the commission to investigate such disclosures; prohibiting specified persons from certain compensated representation for a specified period following vacation of office; deleting a provision prohibiting former legislators from acting as lobbyists before certain entities and persons for a specified period following vacation of office; providing applicability; 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 lobbyists or principals; providing definitions; requiring lobbyists and principals to disclose certain prohibited solicitations to the commission; authorizing the commission to investigate such disclosures; providing disclosure requirements; requiring the commission to publish disclosures on its website; authorizing the commission to adopt rules; amending s. 112.3185, F.S.; revising and 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; amending s. 112.3215, F.S.; revising definitions; defining the term "principally employed for governmental affairs"; requiring lobbyists to electronically register with the commission; revising lobbyist registration, compensation report, principal designation cancellation, and investigation requirements; authorizing the commission to dismiss certain complaints and investigations; amending s. 420.5061, F.S.; conforming a cross-reference to changes made by the act; providing an effective date.

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

The Honorable Bill Galvano, 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.

Jeff Takacs, Clerk

By State Affairs Committee and Representative(s) LaMarca—

CS for HB 9—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.; establishing procedures for appointing members of the board of the community redevelopment agency; providing reporting requirements; deleting provisions requiring certain annual reports; requiring a referendum to create a community redevelopment agency; amending s. 163.357, F.S.; revising community redevelopment agency membership; 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 the reports; requiring reports to be available for inspection in designated places; specifying information that must be included in the reports; requiring a community redevelopment agency to post annual reports and boundary maps on its website; requiring updates upon specified changes to a boundary or total acreage; creating s. 163.3755, F.S.; providing termination dates for certain community redevelopment agencies; requiring a referendum to create a community redevelopment agency 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 certain community redevelopment agencies under specified circumstances; providing hearing procedures; authorizing certain financial activity by a community redevelopment agency that is declared inactive; requiring community redevelopment agencies to follow specified provisions applicable to inactive special districts; requiring the Department of Economic Opportunity to maintain a website identifying 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; revising 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 in specified reports; amending s. 218.32, F.S.; requiring county and municipal governments to submit community redevelopment agency annual audit reports; 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 certain community redevelopment agencies; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 59 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Health Care Appropriations Subcommittee, Health Quality Subcommittee and Representative(s) Yarborough, Duran, Daniels, Driskell, Eskamani, Gottlieb, Silvers, Watson, C.—

CS for CS for CS for HB 59—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; defining terms; creating the Prescription Drug Donation Repository Program within the Depart-

ment of Health; specifying the purpose of the program; specifying entities that may participate as repositories; requiring a repository to notify the department of its intent to participate in the program; providing notification requirements; providing a procedure for a repository to withdraw from participation in the program; requiring the department to adopt rules regarding the disposition of prescription drugs and supplies of a withdrawing repository; specifying entities that may donate prescription drugs or supplies under the program; providing criteria and procedures for eligible donations; prohibiting donations to specific patients; providing inspection, inventory, and storage requirements for repositories; requiring inspection of donated prescription drugs and supplies by a licensed pharmacist; requiring a repository to submit its inventory records to the department monthly; authorizing the department to facilitate the redistribution of donations of prescription drugs or supplies; authorizing a repository to transfer prescription drugs or supplies to another repository after notifying the department; specifying patients eligible to receive donated prescription drugs and supplies; specifying conditions for dispensing donated prescription drugs and supplies to eligible patients; providing intake collection form requirements; requiring that such form provide certain notice to patients; prohibiting the sale of donated prescription drugs and supplies under the program; requiring repositories to establish a protocol for notifying recipients of a prescription drug recall; providing for destruction of donated prescription drugs under certain circumstances; providing recordkeeping requirements; requiring the department to establish, maintain, and publish a registry of participating repositories and available donated prescription drugs and supplies; requiring the department to publish certain information and forms on its website; providing immunity from civil and criminal liability and from professional disciplinary action for donors and participants under certain circumstances; providing immunity to pharmaceutical manufacturers, under certain circumstances, from any claim or injury arising from the donation of any prescription drug or supply under the program; requiring the department to adopt rules; amending s. 252.36, F.S.; authorizing the Governor to waive program patient eligibility requirements during a declared state of emergency; authorizing positions and providing appropriations; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 75, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, State Affairs Committee and Representative(s) Yarborough, Watson, C., Altman, Cortes, J., Gottlieb, Grieco, Killebrew, Mercado—

CS for CS for HB 75—A bill to be entitled An act relating to expanded uses of unmanned aircraft; amending s. 934.50, F.S.; authorizing the use of drones by law enforcement agencies and other specified entities for specified purposes; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 107 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Transportation & Infrastructure Subcommittee and Representative(s) Toledo, Slosberg, Aloupis, Altman, Bell, Beltran, Brannan, Byrd, Caruso, Casello, Clemons, Cortes, J., DiCeglie, Drake, Driskell, Duran, Eskamani, Fernández, Fitzenhagen, Gottlieb, Grall, Grieco, Hattersley, Ingoglia, Jacobs, Joseph, Killebrew, LaMarca, Latvala, Leek, Mariano, Massullo, McClain, McClure, Mercado, Newton, Overdorf, Payne, Perez, Pigman, Plakon, Polo, Polsky, Ponder, Pritchett, Rodriguez, A.,

Rodriguez, A. M., Roth, Santiago, Smith, C., Smith, D., Stark, Stevenson, Thompson, Tomkow, Watson, C., Webb, Willhite, Zika—

CS for HB 107—A bill to be entitled An act relating to texting while driving; amending s. 316.305, F.S.; revising legislative intent; requiring a law enforcement officer to inform a motor vehicle operator of certain rights; prohibiting certain actions by such officer; requiring such officer to record the race and ethnicity of a violator when issuing a citation; requiring law enforcement agencies to report such information to the Department of Highway Safety and Motor Vehicles; requiring the department to annually report certain data to the Governor and Legislature; removing the requirement that enforcement be accomplished as a secondary action; providing an effective date.

—was referred to the Committees on Infrastructure and Security; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 143 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Insurance & Banking Subcommittee and Representative(s) Donalds, Brown, Caruso, Cortes, J., Driskell, Eskamani, Fetterhoff, Silvers, Watson, B., Yarborough—

CS for CS for HB 143—A bill to be entitled An act relating to the protection of 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 and investment advisers to delay certain transactions or disbursements based on a reasonable belief of exploitation of a specified adult; providing the basis for such reasonable belief; requiring a dealer or investment adviser to notify certain persons and the Office of Financial Regulation of such delays within a specified timeframe; authorizing the Department of Children and Families to provide information regarding certain investigations; specifying the expiration of such delays; authorizing a dealer or investment adviser to extend a delay under certain circumstances; requiring a dealer or investment adviser to notify the office within a specified timeframe after such extension begins; providing that the length of such delays may be shortened or extended by a court of competent jurisdiction; providing that delays may be terminated by dealers or investment advisers under certain circumstances; requiring that certain records be made available to the office; providing immunity from civil and administrative liability for dealers, investment advisers, and associated persons for certain actions based on a reasonable belief of exploitation; requiring dealers and investment advisers to develop and conduct periodic training for associated persons and maintain written records of compliance with such requirement; providing construction; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 213 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee and Representative(s) Massullo, Geller, Hage, Roth—

CS for HB 213—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 program under the Department of Health; providing that certain students who obtain vaccinations from a college or university student health center or clinic in the state may refuse to be included in the immunization registry; requiring that an opt-out form be provided to certain health care practitioners and entities upon administration of a vaccination; requiring that such form

be submitted to the department; authorizing certain persons to submit such form directly to the department; requiring that any records or identifying information pertaining to a child or college or university student be removed from the registry under certain circumstances; providing requirements for electronic availability of, rather than transfer of, immunization records; requiring certain health care practitioners to report data to the immunization registry; authorizing the department to adopt rules; amending s. 1003.22, F.S.; revising school-entry health requirements to require students to have a certificate of immunization on file with the department's immunization registry; requiring each district school board and the governing authority of each private school to establish and enforce a policy requiring the age-appropriate screening of students for scoliosis; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 257 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Higher Education & Career Readiness Subcommittee and Representative(s) Mariano, Eskamani, Goff-Marcil, Joseph, Overdorf, Zika—

CS for HB 257—A bill to be entitled An act relating to excess credit hour surcharges; amending s. 1009.286, F.S.; requiring each state university to calculate an excess hour threshold for each student; requiring such threshold to be adjusted under certain circumstances; prohibiting such threshold from being adjusted under certain circumstances; revising the threshold for assessing the excess credit hour surcharge; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 291, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Commerce Committee and Representative(s) McClain, Clemons, Duggan, Hill, Sabatini, Smith, D.—

CS for CS for HB 291—A bill to be entitled An act relating to growth management; amending s. 163.3177, F.S.; requiring the comprehensive plan to include a property rights element; providing a statement of rights that a local government may use; requiring local government to adopt a property rights element by a specified date; providing that a local government's property rights element may not conflict with the statutorily provided statement rights; amending s. 163.3167, F.S.; requiring certain comprehensive plans to incorporate the terms of existing development orders; amending s. 163.3202, F.S.; requiring local land development regulations to incorporate certain existing development orders; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 295, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Transportation & Infrastructure Subcommittee and Representative(s) Brannan, Byrd, Bell, Drake, Hill, Watson, C., Willhite, Zika—

CS for CS for HB 295—A bill to be entitled An act relating to transportation facility designations; providing honorary designations of certain transportation facilities in specified counties; amending ch. 2014-228, Laws of Florida; revising 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 Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 325 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee and Representative(s) LaMarca, Feterhoff, Hill, McClain, Sirois, Smith, D.—

CS for HB 325—A bill to be entitled An act relating to coastal management; amending s. 161.101, F.S.; revising the criteria the Department of Environmental Protection must consider 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 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; deleting certain temporary provisions relating to specified appropriations; revising the requirements for the report; 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 referred to the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 385, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Ways & Means Committee, Transportation & Infrastructure Subcommittee and Representative(s) Avila, Perez—

CS for CS for CS for HB 385—A bill to be entitled An act relating to transportation; amending s. 20.23, F.S.; conforming provisions to changes made by the act; amending s. 112.3144, F.S.; deleting an obsolete provision; requiring members of certain authorities and agencies to comply with certain financial disclosure requirements; amending s. 212.055, F.S.; revising the authorized uses of proceeds from charter county and regional transportation system surtaxes; requiring certain counties to use surtax proceeds for purposes related to fixed guideway rapid transit systems, bus systems, and development of dedicated facilities for autonomous vehicles; authorizing the use of surtax proceeds for the purchase of rights-of-way under certain circumstances; authorizing the use of surtax proceeds for refinancing existing bonds; authorizing the use of surtax proceeds for operations and maintenance on specified projects initiated after a certain date; authorizing a percentage of surtax proceeds to be distributed to certain municipalities to be used for certain purposes; amending s. 215.68, F.S.; conforming provisions to changes made by the act; reviving, reenacting, and amending s. 319.141, F.S.; revising the definition of the term "rebuilt inspection services"; revising provisions relating to the rebuilt motor vehicle inspection program; revising participant duties and responsibilities; revising location and insurance requirements; authorizing the Department of Highway Safety and Motor Vehicles to adopt rules; requiring a report to the Legislature; amending s. 334.175, F.S.; requiring the Department of Transportation to approve design plans for all transportation projects relating to department-owned rights-of-way under certain circumstances; amending s. 337.025, F.S.; authorizing the department to establish a program for transportation projects that demonstrate certain innovative techniques for measuring resiliency and structural integrity and controlling time and cost increases; amending s. 338.165, F.S.; deleting cross-references; amending s. 338.166, F.S.; requiring the department to submit an annual report to a certain metropolitan planning organization relating to collection and use of tolls; amending s. 339.175, F.S.; revising the membership of the metropolitan planning organization in certain counties; prohibiting the metropolitan planning organization in such counties from assessing certain fees; amending s. 343.1003, F.S.; revising a cross-reference; repealing part I of chapter 348, F.S., relating to the creation and operation of the Florida Expressway Authority Act; creating part I of ch. 348, F.S., titled "Greater Miami Expressway Agency"; creating s. 348.0301, F.S.; providing a short title; creating s. 348.0302, F.S.; providing applicability; creating s. 348.0303, F.S.; providing definitions; creating s. 348.0304, F.S.; creating the Greater Miami Expressway Agency; providing for membership on the governing body of the agency; requiring the initial meeting of the governing body by a date certain; requiring an oath of office; authorizing the governing body to employ certain officers and staff; authorizing the delegation of certain functions; providing requirements for employment with the agency; requiring the governing body to conduct a nationwide search in the hiring of an executive director of the agency; providing that members of the governing body are not entitled to compensation but are entitled to per diem and travel expenses; creating s. 348.0305, F.S.; providing ethics requirements for the agency; providing applicability of certain provisions; providing definitions; prohibiting certain persons from being appointed to the governing body of the agency; providing certain prohibitions for members and employees of the agency after vacation of their positions; providing disclosure requirements; providing that violation of certain provisions are considered violation of official, employment, or contractual duties; requiring certain ethics training; providing application and enforcement; creating s. 348.0306, F.S.; providing agency purposes and powers; requiring the agency to construct expressways; providing construction requirements; prohibiting an increase in toll rates until a specified date; requiring the Department of Transportation to review the financial viability of specified projects; requiring a supermajority vote for an increase in toll rates; providing a limit to administrative costs; requiring the Florida Transportation Commission to determine average administrative costs; re-

quiring a minimum distance between tolling points; authorizing establishment of specified toll rates; providing agency responsibilities regarding reimbursement of certain county gasoline tax funds; providing project approval requirements; requiring an annual financial audit of the agency; creating s. 348.0307, F.S.; creating the Florida Sunshine Rebate Program; requiring the agency to provide specified rebates to specified SunPass holders; providing a goal for the amount of rebates; requiring review and adjustment of such rebate; creating s. 348.0308, F.S.; providing a legislative declaration; authorizing the agency to enter into public-private partnership agreements; authorizing solicitation or receipt of certain proposals; providing rulemaking authority; providing approval requirements; requiring certain costs to be borne by the private entity; providing notice requirements for requests for proposals; providing for ranking and negotiation of proposals; requiring the agency to regulate tolls on certain facilities; requiring compliance with specified laws, rules, and conditions; providing for development, construction, operation, and maintenance of transportation projects by the agency or private entities; providing construction; creating s. 348.0309, F.S.; authorizing the agency to have bonds issued as provided in the State Bond Act; authorizing the agency to issue its own bonds; providing requirements for the issuance of such bonds; requiring the sale of bonds at a public sale; providing an exception; providing that bonds are negotiable instruments under certain provisions of law; requiring approval by the Legislative Budget Commission for certain projects, buildings, or facilities and any refinancing thereof; creating s. 348.0310, F.S.; authorizing the department to be appointed as an agent of the agency for construction purposes; requiring the agency to provide specified documents and funding to the department; creating s. 348.0311, F.S.; authorizing the agency to acquire lands and property; authorizing specified persons to enter upon specified properties; providing notice requirements; requiring the agency to make reimbursement for damages to such properties; requiring such entry to comply with certain provisions; providing for eminent domain authority; providing construction; authorizing interagency agreements with the Department of Environmental Protection for certain purposes; creating s. 348.0312, F.S.; authorizing agency cooperation with other units of government and individuals; creating s. 348.0313, F.S.; providing a covenant of the state that it will not limit certain rights or powers; creating s. 348.0314, F.S.; exempting the agency from taxation; providing an exception; creating s. 348.0315, F.S.; requiring specified information to be posted on the agency's website; requiring a report; creating s. 348.0316, F.S.; providing that specified bonds or obligations are eligible investments for certain purposes; creating s. 348.0317, F.S.; providing that specified pledges are enforceable by bondholders; creating s. 348.0318, F.S.; providing that certain provisions constitute complete and additional authority; providing construction; transferring the assets and liabilities of the Miami-Dade County Expressway Authority to the Greater Miami Expressway Agency; providing terms of the transfer; providing that the agency succeeds to all powers of the authority; providing that revenues collected on the expressway system are agency revenues; requiring the agency, in consultation with the Division of Bond Finance, to review certain documents of the authority; providing terms and conditions of the transfer; requiring a financial report by the Auditor General; authorizing consultation with bond counsel for specified purposes; providing for the dissolution of the Miami-Dade County Expressway Authority; creating ss. 348.635 and 348.7605, F.S.; providing a legislative declaration; authorizing the Tampa-Hillsborough County Expressway Authority and the Central Florida Expressway Authority to enter into public-private partnership agreements; authorizing solicitation or receipt of certain proposals; providing rulemaking authority; providing approval requirements; requiring certain costs to be borne by the private entity; providing notice requirements for requests for proposals; providing for ranking and negotiation of proposals; requiring the authorities to regulate tolls on certain facilities; requiring compliance with specified laws, rules, and conditions; providing for development, construction, operation, and maintenance of transportation projects by the authorities or private entities; providing construction; repealing part V of ch. 348, F.S., relating to the Osceola County Expressway Authority Law; providing effective dates.

—was referred to the Committees on Infrastructure and Security; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 427 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Gregory, Cortes, J., Fetterhoff, Good, Gottlieb, Hill, Killebrew, Sabatini, Smith, D., Willhite, Zika—

CS for CS for HB 427—A bill to be entitled An act relating to the Honor and Remember flag; creating s. 256.16, F.S.; designating the Honor and Remember flag as the emblem of the state; authorizing the display of the flag at specified locations, on specified days, and in a specified manner; requiring the flags to be manufactured in the United States; authorizing local governments to display the flag at certain locations; authorizing certain departments, agencies, and local governments to adopt certain regulations by a specified date; providing an effective date.

—was referred to the Committees on Military and Veterans Affairs and Space; Community Affairs; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 431, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Transportation & Infrastructure Subcommittee, Civil Justice Subcommittee and Representative(s) Fischer—

CS for CS for CS for HB 431—A bill to be entitled An act relating to liens against motor vehicles and vessels; amending s. 559.917, F.S.; authorizing a person claiming a lien against a motor vehicle to obtain the release of the vehicle from a lien claimed by a motor vehicle repair shop under certain circumstances; amending s. 559.920, F.S.; prohibiting a motor vehicle repair shop from violating certain provisions; amending s. 713.585, F.S.; revising notice requirements for enforcing a lien by sale of a motor vehicle; revising requirements for notice of lien and notice of sale of a motor vehicle; requiring the lienor to make the motor vehicle available for inspection by notice recipients; revising requirements for transfer of title; authorizing a lienor to charge an administrative fee up to a certain amount; defining the term "administrative fee"; requiring a motor vehicle repair shop, garage, automotive service facility, or storage operator to use a third-party service to provide notices of lien and sale; providing an exception; defining the term "third-party service"; requiring a third-party service to apply to and be approved by the department; providing requirements; authorizing the department to deny, suspend, or revoke approval under certain circumstances; providing recordkeeping requirements; providing requirements for retaining approved status; requiring maintenance of a website for access to certain information; requiring a lienor to release certain personal property; requiring release of the vehicle upon payment of charges; requiring a lienor to accept a copy of an electronic title or a paper title as evidence of a person's interest in a vehicle; amending s. 713.78, F.S.; revising requirements for notice of lien for recovering, towing, or storing a vehicle or vessel; revising requirements for notice of the sale of such vehicle or vessel; revising requirements for transfer of title; authorizing a lienor to charge an administrative fee up to a certain amount; defining the term "administrative fee"; requiring a towing-storage operator to use a third-party service to provide notices of lien and sale; providing an exception; defining the term "third-party service"; requiring a third-party service to apply to and be approved by the department; providing requirements; authorizing the department to deny, suspend, or revoke approval under certain circumstances; providing recordkeeping requirements; providing requirements for retaining approved status; requiring maintenance of a website for access to certain information; requiring a lienor to accept a copy of an electronic title or a paper title as evidence of a person's interest in a vehicle or vessel; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 437 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Buchanan—

CS for CS for HB 437—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; authorizing community development districts to merge with another type of special district created by special act or by filing a petition for establishment of a new district; authorizing a community development district merging with another type of district to enter into merger agreements for certain purposes; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 451, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Plakon, Eskamani, Watson, C.—

CS for CS for HB 451—A bill to be entitled An act relating to nonopioid alternatives; amending s. 456.44, F.S.; providing legislative intent; requiring the Department of Health to develop and publish on its website an educational pamphlet regarding the use of nonopioid alternatives for the treatment of pain; requiring the pamphlet to include specified information, including the advantages and disadvantages of the use of such alternatives; providing requirements for health care practitioners; providing an effective date.

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

The Honorable Bill Galvano, 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.

Jeff Takacs, Clerk

By Criminal Justice Subcommittee and Representative(s) Smith, D., Gottlieb, Byrd, Fetterhoff, Hill, LaMarca, Overdorf, Robinson, Sabatini—

CS for HB 487—A bill to be entitled An act relating to carrying of firearms by tactical medical professionals; amending s. 790.25, F.S.; exempting certain licensed medical professionals from specified provisions concerning the carrying of firearms; requiring certain policies and procedures for law enforcement agencies; providing such professionals have no duty to retreat in certain circumstances; providing a limitation on liability; providing a definition; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 501 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Health Market Reform Subcommittee and Representative(s) Ponder, Cortes, J., Driskell, Fetterhoff, Hattersley, Jenne, Silvers, Watson, C., Webb—

CS for CS for HB 501—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 a state university or Florida College System institution to furnish specified alternative treatment options for certain veterans; providing university or institution responsibilities; providing requirements for provision of alternative treatment options and related assessment data; providing alternative treatment eligibility requirements; requiring direction and supervision by certain licensed providers; requiring an annual report to the Governor and Legislature; authorizing 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.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 563, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee and Representative(s) Joseph, Brown, Bush, Casello, Cortes, J., Daniels, Davis, Driskell, DuBose, Duran, Eskamani, Fetterhoff, Fitzenhagen, Geller, Good, Hart, Hattersley, Jacobs, Jacquet, Jenne, Jones, Killebrew, Latvala, Mariano, Mercado, Polo, Polsky, Pritchett, Raschein, Silvers, Sirois, Smith, C., Smith, D., Stevenson, Toledo, Watson, B., Watson, C., Webb, Williams—

CS for HB 563—A bill to be entitled An act relating to unemployment compensation; amending s. 443.101, F.S.; making editorial changes; prohibiting certain victims of domestic violence from being disqualified for benefits for voluntarily leaving work; prohibiting the employment record of an employing unit from being charged in certain circumstances; amending s. 443.131, F.S.; adding a circumstance under which the employment record of an employing unit may not be charged; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 593 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education Committee, Higher Education Appropriations Subcommittee and Representative(s) Trumbull, Alexander—

CS for CS for HB 593—A bill to be entitled An act relating to postsecondary fee waivers; amending s. 1009.26, F.S.; authorizing certain Florida College System institutions serving counties directly impacted by a hurricane to waive out-of-state fees for students for a specified time period; providing reporting requirements; providing that students enrolled under such fee waivers may not be included in certain enrollment totals; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 595 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Silvers, Driskell, Eskamani—

CS for CS for HB 595—A bill to be entitled An act relating to alcohol or drug overdose prosecutions; creating s. 562.112, F.S.; prohibiting the arrest, charge, prosecution, or penalization 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-related or a drug-related overdose; providing requirements for that person; prohibiting the arrest, charge, prosecution, or penalization under specified provisions of a person who experiences, or has a good faith belief that he or she is experiencing, an alcohol-related or a drug-related overdose; prohibiting the protection from arrest, charge, prosecution, or penalization for certain offenses from being grounds for suppression of evidence in other criminal prosecutions; amending s. 893.21, F.S.; prohibiting the arrest, charging, prosecution, or penalizing under specified provisions of law of a person acting in good faith who seeks medical assistance for an individual experiencing, or believed to be experiencing, an alcohol-related 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-related 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 an individual experiencing, or believed to be experiencing, an alcohol-related 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.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 611 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Criminal Justice Subcommittee and Representative(s) Mercado, Plakon, Driskell, Smith, C., Toledo, Watson, C.—

CS for HB 611—A bill to be entitled An act relating to motor vehicle racing; amending ss. 316.191 and 901.15, F.S.; authorizing a law enforcement officer to arrest a person without a warrant upon probable cause that the person committed a criminal racing violation; providing an effective date.

—was referred to the Committees on Infrastructure and Security; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 617 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Insurance & Banking Subcommittee and Representative(s) Newton, Joseph, Driskell, Hart—

CS for HB 617—A bill to be entitled An act relating to homeowners' insurance policy disclosures; amending s. 627.7011, F.S.; revising circumstances under which insurers issuing homeowners' insurance policies must include a specified statement relating to flood insurance with the policy documents at initial issuance and renewals; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 691 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Newton—

CS for HB 691—A bill to be entitled An act relating to special neighborhood improvement districts; amending s. 163.511, F.S.; revising the number of directors allowed for the boards of special neighborhood improvement districts; requiring local planning ordinances to specify number of directors and provide for 4-year staggered terms; requiring that directors be landowners in the proposed area and be subject to certain taxation; removing obsolete language; providing an effective date.

—was referred to the Committees on Community Affairs; Innovation, Industry, and Technology; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 725, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Transportation & Infrastructure Subcommittee and Representative(s) Payne—

CS for CS for HB 725—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; deleting an exemption from certain requirements; 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. 316.515, F.S.; revising length and load extension limitations for stinger-steered automobile transporters; authorizing automobile transporters to backhaul certain cargo or freight

under certain circumstances; authorizing an unladen power unit to tow a certain combination of trailers or semitrailers under certain circumstances; amending s. 316.545, F.S.; providing for the calculation of specified fines for vehicles fueled by electric batteries; 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. 322.61, F.S.; providing additional offenses for which a person may be disqualified from operating a commercial motor vehicle; amending s. 655.960, F.S.; conforming a cross-reference; 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 Infrastructure and Security; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 759 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee and Representative(s) Massullo—

CS for HB 759—A bill to be entitled An act relating to public records; 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 Florida Technology; 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 exemptions for trade secrets held by the Florida Public Service Commission; 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 se-

crets 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 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 Commerce and Tourism; Governmental Oversight and Accountability; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 761, as amended, by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Massullo—

HB 761—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 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 Commerce and Tourism; Governmental Oversight and Accountability; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 785 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee and Representative(s) Fitzenhagen, Williamson—

CS for HB 785—A bill to be entitled An act relating to crime victim assistance; amending s. 960.03, F.S.; revising the definition of "crime" for purposes of crime victim assistance; amending s. 960.28, F.S.; increasing the maximum monetary reimbursement amount for certain medical providers; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 821 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Health Care Appropriations Subcommittee, Health Quality Subcommittee and Representative(s) Pigman, Killebrew, Raschein—

CS for CS for CS for HB 821—A bill to be entitled An act relating to health care practitioners; amending s. 456.0391, F.S.; requiring an autonomous physician assistant to submit certain information to the Department of Health; requiring the department to send a notice regarding the required information to submit; requiring autonomous physician assistants who have submitted required information to update such information in writing; providing penalties; amending s. 456.041, F.S.; requiring the department to provide a practitioner profile for an autonomous physician assistant; amending ss. 458.347 and 459.022, F.S.; defining the term "autonomous physician assistant"; authorizing third-party payors to reimburse employers for services provided by autonomous physician assistants; deleting a requirement that a physician assistant must inform a patient of a right to see a physician before prescribing or dispensing a prescription; revising the requirements for physician assistant education and training programs; authorizing the Board of Medicine to impose certain penalties upon an autonomous physician assistant; requiring the board to register a physician assistant as an autonomous physician assistant if the applicant meets certain criteria; providing requirements; providing exceptions; requiring the department to distinguish such autonomous physician assistants' licenses; authorizing such autonomous physician assistants to perform specified acts without physician supervision or supervisory protocol; requiring biennial registration renewal; requiring the Council on Physician Assistants to establish rules; revising the membership and duties of the council; prohibiting a person who is not registered as an autonomous physician assistant from using the title; providing for the denial, suspension, or revocation of the registration of an autonomous physician assistant; requiring the board to adopt rules; requiring autonomous physician assistants to report adverse incidents to the department; amending s. 464.012, F.S.; requiring applicants for registration as an advanced practice registered nurse to apply to the Board of Nursing; authorizing an advanced practice registered nurse to sign, certify, stamp, verify, or endorse a document that requires the signature, certification, stamp, verification, affidavit, or endorsement of a physician within the framework of an established protocol; providing an exception; creating s. 464.0123, F.S.; defining the term "autonomous practice"; providing for the registration of an advanced practice registered nurse to engage in autonomous practice; providing registration requirements; requiring the department to distinguish such advanced practice registered nurses' licenses and include the registration in their practitioner profiles; authorizing such advanced practice registered nurses to perform specified acts without physician supervision or supervisory protocol; requiring biennial registration renewal and continuing education; authorizing the Board of Nursing to establish an advisory committee to determine the medical acts that may be performed by such advanced practice registered nurses; providing for ap-

pointment and terms of committee members; requiring the board to adopt rules; creating s. 464.0155, F.S.; requiring advanced practice registered nurses who are registered to engage in autonomous practice to report adverse incidents to the Department of Health; providing requirements; defining the term "adverse incident"; providing for department review of such reports; authorizing the department to take disciplinary action; amending s. 464.018, F.S.; providing additional grounds for denial of a license or disciplinary action for advanced practice registered nurses who are registered to engage in autonomous practice; amending s. 39.01, F.S.; revising the definition of the term "licensed health care professional" to include an autonomous physician assistant; amending s. 39.303, F.S.; authorizing a specified autonomous physician assistant to review certain cases of abuse or neglect and standards for face-to-face medical evaluations by a child protection team; amending s. 39.304, F.S.; authorizing an autonomous physician assistant to perform or order an examination and diagnose a child without parental consent under certain circumstances; amending s. 110.12315, F.S.; revising requirements for reimbursement of pharmacies for specified prescription drugs and supplies under the state employees' prescription drug program; amending s. 252.515, F.S.; providing immunity from civil liability for an autonomous physician assistant under the Postdisaster Relief Assistance Act; amending ss. 310.071, 310.073, and 310.081, F.S.; authorizing an autonomous physician assistant and a physician assistant to administer the physical examination required for deputy pilot certification and state pilot licensure; authorizing an applicant for a deputy pilot certificate or a state pilot license to use controlled substances prescribed by an autonomous physician assistant; amending s. 320.0848, F.S.; authorizing an autonomous physician assistant to certify that a person is disabled to satisfy requirements for certain permits; amending s. 381.00315, F.S.; providing for the temporary reactivation of the registration of an autonomous physician assistant in a public health emergency; amending s. 381.00593, F.S.; revising the definition of the term "health care practitioner" to include an autonomous physician assistant for purposes of the Public School Volunteer Health Care Practitioner Act; amending s. 381.026, F.S.; revising the definition of the term "health care provider" to include an advanced practice registered nurse and an autonomous physician assistant for purposes of the Florida Patient's Bill of Rights and Responsibilities; amending s. 382.008, F.S.; authorizing an autonomous physician assistant, a physician assistant, or an advanced practice registered nurse to file a certificate of death or fetal death under certain circumstances; authorizing a certified nurse midwife to provide certain information to the funeral director within a specified time period; replacing the term "primary or attending physician" with "primary or attending practitioner"; defining the term "primary or attending practitioner"; amending s. 382.011, F.S.; conforming a provision to changes made by the act; amending s. 383.14, F.S.; authorizing the release of certain newborn tests and screening results to an autonomous physician assistant; revising the definition of the term "health care practitioner" to include an autonomous physician assistant for purposes of screening for metabolic disorders, other hereditary and congenital disorders, and environmental risk factors; amending s. 390.0111, F.S.; authorizing an autonomous physician assistant to review an ultrasound with a woman before an abortion procedure; amending s. 390.012, F.S.; authorizing an autonomous physician assistant to provide postoperative monitoring and to be available throughout an abortion procedure, remain at the abortion clinic until all patients are discharged, and attempt to assess the patient's recovery within a specified time period; amending s. 394.463, F.S.; authorizing an autonomous physician assistant, a physician assistant, and an advanced practice registered nurse to initiate an involuntary examination for mental illness under certain circumstances; authorizing a physician assistant to examine a patient; amending s. 395.0191, F.S.; providing an exception to certain onsite medical direction requirements for a specified advanced practice registered nurse; amending 395.602, F.S.; authorizing the Department of Health to use certain funds to increase the number of autonomous physician assistants in rural areas; amending s. 397.501, F.S.; prohibiting the denial of certain services to an individual who takes medication prescribed by an autonomous physician assistant, a physician assistant, or an advanced practice registered nurse; amending ss. 397.679 and 397.6793, F.S.; authorizing an autonomous physician assistant to execute a certificate for emergency admission of a person who is substance abuse impaired; amending s. 400.021, F.S.; revising the definition of the term "geriatric outpatient clinic" to include a site staffed by an autonomous physician assistant; amending s. 400.172, F.S.; authorizing an autonomous physician assistant and an advanced practice registered nurse to provide certain medical information to a

prospective respite care resident; amending s. 400.487, F.S.; authorizing autonomous physician assistants to establish treatment orders for certain patients under certain circumstances; amending s. 400.506, F.S.; requiring autonomous physician assistants to comply with specified requirements for a plan of treatment; amending ss. 400.9973, 400.9974, 400.9976, and 400.9979, F.S.; authorizing an autonomous physician assistant to prescribe admission to a transitional living facility and provide care for the duration of the client's stay in such facility, provide orders for a comprehensive treatment plan, supervise and record medications to be administered to a client, and order physical or chemical restraints for a client, respectively; amending s. 401.445, F.S.; prohibiting recovery of damages in court against a registered autonomous physician assistant under certain circumstances; requiring an autonomous physician assistant to attempt to obtain a person's consent before providing emergency services; amending ss. 409.906 and 409.908, F.S.; authorizing the agency to reimburse an autonomous physician assistant for providing certain optional Medicaid services; amending s. 409.973, F.S.; requiring managed care plans to cover autonomous physician assistant services; amending s. 429.26, F.S.; prohibiting autonomous physician assistants from having a financial interest in the assisted living facility that employs them; authorizing an autonomous physician assistant to examine an assisted living facility resident before admission; amending s. 429.918, F.S.; revising the definition of the term "ADRD participant" to include a participant who has a specified diagnosis from an autonomous physician assistant; authorizing an autonomous physician assistant to provide signed documentation to an ADRD participant; amending s. 440.102, F.S.; authorizing an autonomous physician assistant to collect a specimen for a drug test for specified purposes; amending s. 456.053, F.S.; revising definitions; authorizing an advanced practice registered nurse who is engaging in autonomous practice and an autonomous physician assistant to make referrals under certain circumstances; conforming a cross-reference; amending s. 456.072, F.S.; providing penalties for an autonomous physician assistant who prescribes or dispenses a controlled substance in a certain manner; amending s. 456.44, F.S.; revising the definition of the term "registrant" to include an autonomous physician assistant for purposes of controlled substance prescribing; providing requirements for an autonomous physician assistant who prescribes controlled substances for the treatment of chronic nonmalignant pain; amending ss. 458.3265 and 459.0137, F.S.; requiring an autonomous physician assistant to perform a physical examination of a patient at a pain-management clinic under certain circumstances; amending ss. 458.331 and 459.015, F.S.; providing grounds for denial of a license or disciplinary action against an autonomous physician assistant for certain violations; amending s. 464.003, F.S.; revising the definition of the term "practice of practical nursing" to include a registered autonomous physician assistant for purposes of authorizing such assistant to supervise a licensed practical nurse; amending s. 464.0205, F.S.; authorizing an autonomous physician assistant to directly supervise a certified retired volunteer nurse; amending s. 480.0475, F.S.; authorizing the operation of a massage establishment during specified hours if the massage therapy is prescribed by an autonomous physician assistant; amending s. 493.6108, F.S.; authorizing an autonomous physician assistant to certify the physical fitness of a certain class of applicants to bear a weapon or firearm; amending s. 626.9707, F.S.; providing that an autonomous physician assistant and an advanced practice registered nurse may provide services to certain persons without insurer discrimination; amending s. 627.357, F.S.; revising the definition of the term "health care provider" to include an autonomous physician assistant for purposes of medical malpractice self-insurance; amending s. 627.736, F.S.; requiring personal injury protection insurance to cover a certain percentage of medical services and care provided by specified health care providers; providing for reimbursement of advanced practice registered nurses who are registered to engage in autonomous practice or autonomous physician assistants up to a specified amount for providing medical services and care; amending s. 633.412, F.S.; authorizing an autonomous physician assistant to medically examine an applicant for firefighter certification; amending s. 641.495, F.S.; requiring certain health maintenance organization documents to disclose that certain services may be provided by autonomous physician assistants or advanced practice registered nurses; amending s. 744.2006, F.S.; authorizing an autonomous physician assistant to carry out guardianship functions under a contract with a public guardian; conforming terminology; amending s. 744.331, F.S.; authorizing an autonomous physician assistant or a physician assistant to be an eligible member of an examining committee; conforming terminology; amending s. 744.3675, F.S.; authorizing an advanced practice registered nurse,

autonomous physician assistant, or physician assistant to provide the medical report of a ward in an annual guardianship plan; amending s. 766.103, F.S.; prohibiting recovery of damages against an autonomous physician assistant under certain conditions; amending s. 766.105, F.S.; revising the definition of the term "health care provider" to include an autonomous physician assistants for purposes of the Florida Patient's Compensation Fund; amending ss. 766.1115 and 766.1116, F.S.; revising the definitions of the terms "health care provider" and "health care practitioner," respectively, to include autonomous physician assistants for purposes of the Access to Health Care Act; amending s. 766.118, F.S.; revising the definition of the term "practitioner" to include an advanced practice registered nurse who is engaging in autonomous practice and an autonomous physician assistant; amending s. 768.135, F.S.; providing immunity from liability for an advanced practice registered nurse who is engaging in autonomous practice or an autonomous physician assistant who provides volunteer services under certain circumstances; amending s. 794.08, F.S.; providing an exception to medical procedures conducted by an autonomous physician assistant under certain circumstances; amending s. 893.02, F.S.; revising the definition of the term "practitioner" to include an autonomous physician assistant; amending s. 943.13, F.S.; authorizing an autonomous physician assistant to conduct a physical examination for a law enforcement officer or correctional officer to satisfy qualifications for employment or appointment; amending s. 945.603, F.S.; authorizing the Correctional Medical Authority to review and make recommendations relating to the use of autonomous physician assistants as physician extenders; amending s. 948.03, F.S.; authorizing an autonomous physician assistant to prescribe drugs or narcotics to a probationer; amending ss. 984.03 and 985.03, F.S.; revising the definition of the term "licensed health care professional" to include an autonomous physician assistant; amending ss. 1002.20 and 1002.42, F.S.; providing immunity from liability for autonomous physician assistants who administer epinephrine auto-injectors in public and private schools; amending s. 1006.062, F.S.; authorizing an autonomous physician assistant to provide training in the administration of medication to designated school personnel; requiring monitoring of such personnel by an autonomous physician assistant; authorizing an autonomous physician assistant to determine whether such personnel may perform certain invasive medical services; amending s. 1006.20, F.S.; authorizing an autonomous physician assistant to medically evaluate a student athlete; amending s. 1009.65, F.S.; authorizing an autonomous physician assistant to participate in the Medical Education Reimbursement and Loan Repayment Program; providing appropriations and authorizing positions; providing a contingent effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 837 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Insurance & Banking Subcommittee and Representative(s) Burton—

CS for CS for HB 837—A bill to be entitled An act relating to unclaimed property; amending s. 717.106, F.S.; revising criteria for presuming as unclaimed certain deposits and funds held by a banking or financial organization; providing requirements for proof of death for purposes of determining specified accounts as unclaimed property; providing construction; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 845, as amended, by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Jeff Takacs, Clerk

By Oversight, Transparency & Public Management Subcommittee and Representative(s) Hage, Andrade—

CS for HB 845—A bill to be entitled An act relating to public records; amending s. 119.0714, F.S.; providing an exemption from public records requirements for any information that can be used to identify a petitioner or respondent in a petition for certain protective injunctions, and any related affidavit, notice of hearing, and temporary injunction, until the respondent has been personally served; providing a statement of public necessity; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 861 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Roach—

HB 861—A bill to be entitled An act relating to local government financial reporting; amending ss. 129.03 and 166.241, F.S.; requiring county and municipal budget officers, respectively, to submit certain information to the Office of Economic and Demographic Research within a specified timeframe; requiring adopted budget amendments and final budgets to remain posted on each entity's official website for a specified period of time; requiring the Office of Economic and Demographic Research to create a form for certain purposes by a specified date; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 863 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Brannan—

CS for CS for HB 863—A bill to be entitled An act relating to physician referrals; amending s. 456.053, F.S.; revising the definition of the term "investment interest" to delete a provision exempting investment interests in an equity that owns or leases and operates licensed hospitals; authorizing a health care provider to refer a patient to a licensed hospital owned or leased and operated by an entity in which the provider has an investment interest; amending s. 456.0575, F.S.; requiring a health care practitioner to provide a notice to patients upon referring the patient to certain providers; providing requirements for such notice; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 905, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Transportation & Tourism Appropriations Subcommittee, Transportation & Infrastructure Subcommittee and Representative(s) Andrade—

CS for CS for CS for HB 905—A bill to be entitled An act relating to the Department of Transportation; creating s. 334.179, F.S.; prohibiting local governments from adopting standards or specifications that are contrary to the department standards or specifications for permissible

use of aggregates that have been certified for use; defining the term "certified for use"; providing an exception; amending s. 336.044, F.S.; prohibiting local governmental entities from adopting standards or specifications that are contrary to the department standards or specifications for permissible use of reclaimed asphalt pavement material in construction; prohibiting such material from being considered solid waste for specified purposes; amending s. 337.025, F.S.; authorizing the department to establish a program for transportation projects that demonstrate certain innovative techniques for measuring resiliency and structural integrity and controlling time and cost increases; amending s. 337.14, F.S.; requiring any contractor, instead of any person, desiring to bid for the performance of certain construction contracts to first be certified by the department as qualified; conforming provisions to changes made by the act; requiring certain contractors desiring to bid on certain contracts to have satisfactorily completed certain projects; prohibiting a local governmental entity from contracting with a single entity for the performance of certain services for certain projects funded by the department; providing an exception; amending s. 337.185, F.S.; revising the maximum amounts per contract of certain contractual claims that must be arbitrated by the State Arbitration Board under certain circumstances; amending s. 338.26, F.S.; revising provisions of an interlocal agreement for use of specified fees to reimburse a local governmental entity for the direct actual costs of operating a specified fire station; requiring a contribution by the local governmental entity; providing for the transfer of specified equipment; amending s. 339.2818, F.S.; revising the definition of the term "small county"; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 935 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee and Representative(s) Rodriguez, A., Caruso—

CS for HB 935—A bill to be entitled An act relating to price transparency in contracts; creating s. 627.4303, F.S.; defining the term "health insurer"; prohibiting limitations on price transparency with patients in contracts between health insurers and health care providers; prohibiting a health insurer from requiring an insured to make a certain payment for a covered service under certain circumstances; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 961, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health Care Appropriations Subcommittee and Representative(s) Fine—

CS for HB 961—A bill to be entitled An act relating to the Health Innovation Commission; creating s. 381.995, F.S.; creating the Health Innovation Commission within the Agency for Health Care Administration; specifying the purpose of the commission; providing for membership, meetings, and duties of the commission; requiring members of the commission to complete a specified form; providing requirements for proposals for innovative improvements to the healthcare delivery system and requests for exemptions from specified laws or rules; specifying that proposals submitted are considered public records and must be posted on a specified website; requiring the commission to review such proposals with the assistance of relevant state agencies, if needed; specifying that certain information provided to the commission is a

public record and must be posted on a specified website; requiring the commission to issue certain public notices and accept public comments before making a decision; requiring the commission to include written responses to each public comment; requiring the commission to provide its findings and decision to the applicant within a specified timeframe; providing limitations on such exemptions; requiring the agency to submit an annual report of the commission's activities to the Governor and Legislature by a specified date; providing rulemaking authority; authorizing positions and providing appropriations; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Health Policy; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 975 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Altman—

HB 975—A bill to be entitled An act relating to aircraft liens; amending ss. 329.41 and 329.51, F.S.; specifying that a lienor is not required to possess an aircraft to perfect certain liens; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 977 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Business & Professions Subcommittee and Representative(s) Stevenson, Andrade, Caruso, Plasencia, Rodriguez, A., Rodriguez, A. M., Santiago, Tomkow, Willhite—

CS for HB 977—A bill to be entitled An act relating to public accountancy; amending s. 473.302, F.S.; revising a definition; amending s. 473.312, F.S.; revising the percentage of total hours of accounting-related and auditing-related continuing education required by the Board of Accountancy for license renewal; amending s. 473.313, F.S.; updating provisions relating to license reactivation; amending s. 473.322, F.S.; prohibiting a person from performing or offering to perform certain services without a license; revising penalties; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Banking and Insurance; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 983 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Casello, Willhite—

HB 983—A bill to be entitled An act relating to ratification of rules of the Department of Financial Services; ratifying a specified rule relating to implementation of expanded workers' compensation benefits for first responders 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 applicability; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 999 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee and Representative(s) Toledo—

CS for HB 999—A bill to be entitled An act relating to medical billing; creating s. 222.26, F.S.; providing additional personal property exemptions from legal process for medical debts resulting from services provided in certain licensed facilities; amending s. 395.301, F.S.; requiring a licensed facility to provide a cost estimate to a patient under certain conditions; prohibiting a licensed facility from charging a patient an amount that exceeds such cost estimate by a set threshold; requiring a licensed facility to provide a patient with a written explanation of excess charges under certain circumstances; requiring a licensed facility to establish an internal grievance process for patients to dispute charges; requiring a facility to make available information necessary for initiating a grievance; requiring a facility to respond to a patient grievance within a specified timeframe; creating s. 395.3011, F.S.; prohibiting certain collection activities by a licensed facility; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1021 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Criminal Justice Subcommittee and Representative(s) Latvala, Bush—

CS for HB 1021—A bill to be entitled An act relating to the DNA database; amending s. 943.325, F.S.; revising legislative findings relating to the use of the DNA database; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1035, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee and Representative(s) Rommel—

CS for HB 1035—A bill to be entitled An act relating to patient access to records; amending s. 394.4615, F.S.; requiring a service provider to furnish and provide access to records within a specified timeframe after receiving a request for such records; requiring that certain service providers furnish such records in the manner chosen by the requester; amending s. 395.3025, F.S.; removing provisions requiring a licensed facility to furnish patient records only after discharge to conform to changes made by the act; revising provisions relating to the appropriate disclosure of patient records without consent; amending s. 397.501, F.S.; requiring a service provider to furnish and provide access to records within a specified timeframe after receiving a request from an individual or the individual's legal representative; requiring that certain service providers furnish such records in the manner chosen by the requester; amending s. 400.145, F.S.; revising the timeframe within which a nursing home facility must provide access to and copies of resident records after receiving a request for such records; creating s. 408.833, F.S.; providing a definition; requiring a provider to furnish and provide access to records within a specified timeframe after receiving a request from a client or the client's legal representative; requiring that certain providers furnish such records in the manner chosen by the

requester; authorizing a provider to impose reasonable terms necessary to preserve such records; amending s. 456.057, F.S.; requiring certain licensed health care practitioners to furnish and provide access to copies of reports and records within a specified timeframe after receiving a request from a patient or the patient's legal representative; requiring that certain licensed health care practitioners furnish such reports and records in the manner chosen by the requester; providing a definition; authorizing such licensed health care practitioners to impose reasonable terms necessary to preserve such reports and records; amending ss. 316.1932, 316.1933, 395.4025, 429.294, and 440.185, F.S.; conforming cross-references; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 1045 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Brown, Mercado, Williams—

HB 1045—A bill to be entitled An act relating to Closing the Gap grant proposals; amending s. 381.7355, F.S.; adding a priority area that may be addressed in a Closing the Gap grant proposal; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1057, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Transportation & Infrastructure Subcommittee and Representative(s) McClure—

CS for HB 1057—A bill to be entitled An act relating to motor vehicles; amending s. 316.235, F.S.; authorizing a motor vehicle to be equipped with certain lamps or devices under certain circumstances; amending s. 316.2397, F.S.; authorizing certain vehicles to display red and white lights; amending s. 316.2398, F.S.; authorizing certain vehicles to display red and white warning signals under certain circumstances; providing requirements and penalties; amending s. 316.224, F.S.; conforming a cross-reference; amending s. 319.30, F.S.; authorizing an insurance company to provide an independent entity with a certain release statement authorizing it to release a vehicle to the lienholder; authorizing a certain notice sent by certified mail that a motor vehicle is available for pickup to be sent by another commercially available delivery service that provides proof of delivery; requiring the notice to state that the owner has a specified period during which to pick up the vehicle; authorizing an independent entity to apply for a certificate of destruction or a certificate of title if the vehicle is not claimed within a specified time after the delivery or attempted delivery of the notice; specifying requirements for an independent entity if the Department of Highway Safety and Motor Vehicles' records do not contain the owner's address; requiring an independent entity to maintain specified records for a minimum period; requiring an independent entity to provide proof of all lien satisfactions or proof of a release of all liens on a motor vehicle upon applying for a certificate of destruction or salvage certificate of title; requiring an independent entity to provide an affidavit with specified statements if such entity is unable to obtain a lien satisfaction or a release of all liens on the motor vehicle; providing that notice to lienholders and attempts to obtain a release from lienholders may be by certain written request; amending s. 320.03, F.S.; authorizing specified entities that process certain transactions or certificates for derelict or salvage motor vehicles to be authorized electronic filing system agents; deleting obsolete provisions; authorizing the department to adopt rules; amending s. 322.01, F.S.; revising the definition of the term "authorized emergency vehicle"; providing effective dates.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1123 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health Market Reform Subcommittee and Representative(s) Ponder, Geller—

CS for HB 1123—A bill to be entitled An act relating to the Program of All-Inclusive Care for the Elderly; creating s. 430.84, F.S.; providing definitions; authorizing the Agency for Health Care Administration, in consultation with the Department of Elderly Affairs, to approve entities applying to deliver PACE services in the state; providing specified application requirements for such prospective PACE organizations; requiring existing PACE organizations to meet specified requirements under certain circumstances; requiring prospective PACE organizations to submit a complete application to the agency and the Centers for Medicare and Medicaid Services within a specified period; requiring that PACE organizations meet certain federal quality and performance standards; providing that a PACE organization is exempt from certain requirements; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1187 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Children, Families & Seniors Subcommittee and Representative(s) Stevenson, Driskell, Fetherhoff, Polo, Webb, Williams—

CS for CS for HB 1187—A bill to be entitled An act relating to mental health and substance use disorders; amending s. 394.455, F.S.; providing definitions; amending s. 394.457, F.S.; providing when peer specialists must be certified; amending s. 394.4572, F.S.; providing background screening requirements for peer specialists; authorizing the Department of Children and Families and the Agency for Health Care Administration to grant exemptions from disqualification for individuals to work solely in certain treatment programs or facilities; amending s. 394.4573, F.S.; revises requirements for annual state behavioral health assessment; revises elements for a coordinated system of care; amending s. 397.311, F.S.; providing a definition; amending s. 397.4012, F.S.; revising the applicability of exemptions from licensure for certain entities; amending s. 397.403, F.S.; providing an exemption from certain accreditation requirements relating to licensure renewal for certain substance abuse programs; amending s. 397.4073, F.S.; requiring individuals screened on or after a specified date to undergo specified background screening; requiring the department to grant or deny a request for 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 exempt from disqualification from employment; authorizing the department to grant exemptions from disqualification for service provider personnel to work solely in certain treatment programs, facilities, or recovery residences; creating s. 397.417, F.S.; providing legislative findings and intent; authorizing an individual to seek certification as a peer specialist if he or she meets specified qualifications; requiring the department to approve one or more third-party credentialing entities for specified purposes; requiring the credentialing entity to demonstrate compliance with certain standards in order to be approved by the department; requiring an individual providing department-funded recovery support services as a peer specialist to be certified; authorizing an individual who is not certified to provide recovery support services as a peer specialist under certain circumstances; amending s. 435.07, F.S.; author-

izing certain persons to be exempt from disqualification from employment; amending ss. 212.055, 394.495, 394.496, 394.9085, 397.416, 409.972, 440.102, 464.012, and 744.2007, F.S.; conforming cross-references; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1209 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Children, Families & Seniors Subcommittee and Representative(s) Buchanan, Daniels, Fetterhoff, Roach—

CS for HB 1209—A bill to be entitled An act relating to caregivers for children in out-of-home care; creating s. 39.4087, F.S.; providing legislative intent; establishing goals for the Department of Children and Families relating to caregivers; providing responsibilities of the department; providing for dispute resolution; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1235 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Fine, Bell, Fischer, Plasencia, Sabatini—

CS for CS for HB 1235—A bill to be entitled An act relating to legal notices; amending s. 50.011, F.S.; providing for Internet website publication of legal notices; amending ss. 50.021, 50.0211, and 50.031, F.S.; conforming provisions to changes made by the act; creating s. 50.0311, F.S.; providing definitions; allowing a governmental agency to publish legal notices on a publicly accessible website; providing criteria for website publication; authorizes a fiscally constrained county to use a publicly accessible website to publish legally required advertisements and public notices only if certain requirements are met; requiring a governmental agency to provide specified notice to residents concerning alternative methods of receiving legal notices; authorizing a governmental agency to publish such notices on governmental access channels; amending s. 50.041, F.S.; deleting provisions related to publication of legal notices in newspapers; amending s. 50.051, F.S.; specifying a form for affidavits of publication; amending s. 50.0711, F.S.; revising provisions related to the use of court docket funds; amending s. 83.806, F.S.; providing that advertisement of a sale or disposition of property may be published on certain websites for a specified time period; amending ss. 11.02, 45.031, 121.0511, 121.055, 125.66, 162.12, 166.041, 189.015, 190.005, 194.037, 197.402, 200.065, 338.223, 373.0397, 373.146, 403.722, 712.06, 849.38, 865.09, and 932.704; 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.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1237, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Business & Professions Subcommittee and Representative(s) McClain, Ponder—

CS for CS for HB 1237—A bill to be entitled An act relating to towing and immobilizing vehicles and vessels; amending ss. 125.0103 and 166.043, F.S.; authorizing local governments to 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 adopting or maintaining in effect certain ordinances or rules that impose 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; prohibiting counties or municipalities from enacting certain ordinances or rules that require authorized wrecker operators to accept a specified form of payment; providing exceptions; providing application; amending s. 713.78, F.S.; authorizing certain persons to place liens on vehicles or vessels to recover specified fees or charges; amending s. 715.07, F.S.; removing a requirement regarding notices and signs concerning the towing or removal of vehicles or vessels; prohibiting counties or municipalities from enacting certain ordinances or rules that require towing businesses to accept a specified form of payment; prohibiting counties or municipalities from authorizing attorney fees in connection with certain towing activities; providing exceptions; providing application; preempting to the state the regulation of attorney fees in connection with certain towing activities; removing a requirement regarding liability for attorney fees; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1295 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Ways & Means Committee, Health Market Reform Subcommittee and Representative(s) Caruso—

CS for CS for HB 1295—A bill to be entitled An act relating to property tax exemptions used by hospitals; amending s. 196.197, F.S.; providing criteria to be used in determining the value of tax exemptions for charitable use of certain hospitals; defining the term "unadjusted exempt value"; providing application requirements for tax exemptions on certain properties; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 1335 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Grall, Altman, Andrade, Beltran, Buchanan, Byrd, DiCeglie, Donalds, Fernandez-Barquin, Fischer, Gregory, Hill, Massullo, Plakon, Ponder, Roach, Roth, Sabatini, Sirois, Williamson, Yarborough, Zika—

HB 1335—A bill to be entitled An act relating to abortion; amending s. 390.0111, F.S.; reclassifying a criminal offense for a specified violation; amending s. 390.01114, F.S.; revising a short title; requiring a physician to obtain notarized written consent of a minor's parent or legal guardian before inducing or performing a termination of a pregnancy on the minor; providing exceptions to such consent requirement; providing criminal penalties; revising provisions relating to the procedures for judicial waiver to conform to changes made by the act;

amending s. 27.511, F.S.; conforming a provision to changes made by the act; providing severability; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 1397 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Grall, Hill, Williamson—

HB 1397—A bill to be entitled An act relating to public records; amending s. 390.01116; expanding an existing public records exemption to include information that could identify a pregnant minor which is contained in a record held by the court relating to the pregnant minor's petition to waive consent requirements to obtain an abortion; providing for future legislative review and repeal of the expanded exemption under the Open Government Sunset Review Act; 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 Health Policy; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7021, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Public Integrity & Ethics Committee and Representative(s) Altman—

CS for HB 7021—A bill to be entitled An act relating to financial disclosure; creating s. 112.31446, F.S.; providing definitions; requiring the Commission on Ethics to procure and test an electronic filing system by a certain date; providing requirements for such system; providing duties of the units of government, the commission, and persons required to file a specified form; amending s. 112.312, F.S.; revising the definition of "disclosure period"; amending ss. 112.3144 and 112.3145, F.S.; requiring certain forms to be electronically filed; prohibiting certain information from being included in certain filings; providing that the commission is not liable for the release of certain information; requiring the commission to redact certain information under certain circumstances; requiring the commission to include certain information in the instructions for electronic filing; requiring certain information be delivered electronically; requiring the commission to provide certain verification to a filer upon request; requiring a declaration be submitted with a disclosure or statement; specifying that certain actions do not constitute an unusual circumstance; revising a schedule to the State Constitution; amending s. 112.31455, F.S.; conforming cross-references to changes made by the act; providing effective dates.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7023, as amended, by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Public Integrity & Ethics Committee and Representative(s) Altman—

CS for HB 7023—A bill to be entitled An act relating to public records; amending s. 112.31446, F.S.; providing exemptions from public

records requirements for secure login credentials held by the Commission on Ethics and certain information entered into the electronic filing system for financial disclosure forms; specifying conditions under which such information is no longer exempt; 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 Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7059 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Oversight, Transparency & Public Management Subcommittee and Representative(s) Yarborough—

HB 7059—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 790.0601, F.S., which provides an exemption from public records requirements for certain personal identifying information held by the tax collector when an individual applies for a license to carry a concealed weapon or firearm; removing the scheduled repeal of the exemption; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7079 by the required constitutional two-thirds vote of the membership and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health Quality Subcommittee and Representative(s) Plasencia, Pigman—

HB 7079—A bill to be entitled An act relating to registration fees; amending s. 464.0123, F.S.; requiring the Board of Nursing to establish registration and biennial renewal fees for advanced practice registered nurses to engage in autonomous practice; providing a contingent effective date.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7091 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Oversight, Transparency & Public Management Subcommittee and Representative(s) Fischer—

HB 7091—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 627.0628, F.S., which provides an exemption from public records and public meetings requirements for trade secrets used to design an insurance hurricane or flood loss model held in records or discussed in meetings of the Florida Commission on Hurricane Loss Projection Methodology, the Office of Insurance Regulation, or an appointed consumer advocate; removing the scheduled repeal of the exemptions; providing an effective date.

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

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7097 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Oversight, Transparency & Public Management Subcommittee and Representative(s) Plasencia—

HB 7097—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 655.057, F.S., which provides exemptions from public records requirements for certain informal enforcement actions by the Office of Financial Regulation and certain trade secrets held by the office; removing the scheduled repeal of the exemption; providing an effective date.

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

RETURNING MESSAGES — FINAL ACTION

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed SB 310.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed SB 320.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 426.

Jeff Takacs, Clerk

The bill contained in the foregoing message was ordered enrolled.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 23 was corrected and approved.

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 2:54 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Thursday, April 25 or upon call of the President.



Journal of the Senate

Number 18—Regular Session

Thursday, April 25, 2019

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CALL TO ORDER

The Senate was called to order by President Galvano at 10:00 a.m. A quorum present—35:

Mr. President	Farmer	Rader
Albritton	Flores	Rodriguez
Baxley	Gainer	Rouson
Benacquisto	Gibson	Simmons
Berman	Gruters	Simpson
Bracy	Harrell	Stargel
Bradley	Hooper	Stewart
Brandes	Hutson	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Cruz	Passidomo	Wright
Diaz	Perry	

Excused: Senator Pizzo

PRAYER

The following prayer was offered by Pastor Nancy Hale, Director, Heritage Christian Academy, Winter Haven:

Creator, sustainer, redeemer, light of the world: we come before you today to acknowledge that our plans and our attempts pale in comparison to your plans and your ways. We plead with you to give us wisdom; we intercede to you to give us humility. Give us love for others in a way that we never thought possible.

God, we lift the people of Florida to you. We know you delight in them, adore them, and see each one—from the most elderly to the youngest child. We desperately need you. As each decision is considered, may we consider your heart, Father, and your people. Empty us of self and fill us with compassion for our state and each other.

May we be quick to listen, slow to speak, and slow to anger. Give us ears that hear, merciful speech, and hearts of peace. We give this beautiful day to you, for you are the kingdom, the power, and the glory, forever and ever. Amen.

PLEDGE

Senate Pages, Lewis Hollingsworth of Sarasota; Sarah Bien-Aime of Orlando; Kaylin Bronson of Orlando; and Sierra Tagman of Orlando, 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. Deepti Bhandare of Sebring, sponsored by Senator Albritton, as the doctor of the day. Dr. Bhandare specializes in cardiology.

ADOPTION OF RESOLUTIONS

At the request of Senator Taddeo—

By Senator Taddeo—

SR 1862—A resolution recognizing April 25, 2019, as “Colombia Day” in Florida.

WHEREAS, the Colombian population constitutes the fourth-largest Hispanic nationality in this state, with an estimated population of 304,000 Colombian and Colombian-American people statewide in 2010, and with 244,000 Colombians and Colombian Americans residing in Miami-Dade, Broward, and Palm Beach Counties in 2017, making Colombians the second-largest Hispanic nationality in South Florida, and

WHEREAS, the growing number of Colombian residents in Central Florida has prompted the opening of a second Colombian consulate in Orlando, making Colombia only the second Latin American country to have two consulates in the Sunshine State, and

WHEREAS, as the Colombian-American community grows in number and influence, members of that community are seeking new opportunities to participate in local and state politics and are becoming an extraordinary political force as they support the global fight for freedom and democracy for all people, and

WHEREAS, as Colombian and Colombian-American writers, actors, painters, sculptors, musicians, and other artists who have made this state their home gain public recognition and critical acclaim, the cultural and artistic contributions of the Colombian and Colombian-American communities to this state continue to grow, and

WHEREAS, Colombian entrepreneurs have created and sustained thriving businesses in all sectors of the economy, such as services, the hospitality industry, media and production, communications, marketing, and construction, and

WHEREAS, Colombia is a long-standing and stable ally of the United States, and Colombian residents of this state have been instrumental in maintaining that relationship due to their economic, familial, and political ties to their country of origin, NOW, THEREFORE,

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

That April 25, 2019, is recognized as “Colombia Day” in Florida.

—was introduced, read, and adopted by publication.

At the request of Senator Taddeo—

By Senator Taddeo—

SR 1864—A resolution celebrating the life and work of Eucario Bermúdez and remembering his enduring contribution to the South Florida Colombian-American community.

WHEREAS, Eucario Bermúdez was a longtime resident of South Florida and a pillar of the local Colombian-American community, and

WHEREAS, Eucario Bermúdez was the founder and creator of several media companies, including Caracol Radio 1260 AM, which gave a voice to members of the Colombian-American community and served as a bridge between that community and other segments of the larger South Florida Hispanic population, and

WHEREAS, before coming to the United States, Eucario Bermúdez worked in radio and television for a number of years in his native Colombia, and he quickly established himself as an announcer, newscaster, and talk show host in South Florida, and

WHEREAS, Eucario Bermúdez was known for his fervent defense of the republican and democratic institutions of the United States and for his support of the arts and culture, and

WHEREAS, Eucario Bermúdez also was known as a political organizer in the Colombian-American community, creating and promoting community and political organizations with the goal of increasing the power of Colombian Americans and the South Florida Hispanic population as a whole, and

WHEREAS, Eucario Bermúdez died in Miami on January 6, 2019, at the age of 84, leaving behind a legacy of community activism, NOW, THEREFORE,

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

That the life and work of Eucario Bermúdez is celebrated and remembered.

—was introduced, read, and adopted by publication.

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

SPECIAL ORDER CALENDAR

The Senate resumed consideration of—

CS for SB 7070—A bill to be entitled An act relating to K-12 education; amending s. 212.099, F.S.; deleting a specified reference to a certain program; revising the definition of the terms “eligible contribution” or “contribution”; revising the authorized uses of eligible contributions; amending s. 212.1832, F.S.; deleting a specified reference to a certain program; deleting obsolete language; amending s. 1002.20, F.S.; revising the programs through which certain parents may seek private educational choice options; amending s. 1002.33, F.S.; providing that charters may include a provision for charter schools to be held responsible for all costs incurred by the district in connection with complaints to the Office of Civil Rights or the Equal Employment Opportunity Commission; amending s. 1002.333, F.S.; revising the definition of the term “persistently low-performing school”; revising requirements for the expenditure of funds under the Schools of Hope Scholarship Program; requiring that ownership of certain property, furnishings, and equipment revert to the district school board upon the dissolution or termination of a school of hope; providing that certain funds and specified improvements, furnishings, equipment, and records be held in trust upon a request by a district school board; deleting the authorization for a traditional public school to receive funds from the program; deleting a requirement for the State Board of Education to provide awards and annually report certain information; creating s. 1002.394, F.S.; establishing the Family Empowerment Scholarship Program; providing the purpose of the program; defining terms; providing scholarship eligibility requirements; providing for the term of such scholarships; prohibiting certain students from scholarship eligibility; requiring school districts to inform specified households within

their respective districts of their eligibility to receive a Family Empowerment Scholarship; requiring the Department of Education to provide the form to be used by school districts for that purpose; requiring school districts to notify certain students of specified information relating to statewide assessments; requiring school districts, upon the request of the department, to provide statewide assessments and related materials to certain private schools; providing requirements for the administration of statewide assessments at certain private schools; requiring school districts to publish information relating to the scholarship program on their respective websites; providing requirements for the published information; requiring the department to publish and update information relating to the program on the department website; requiring the department to cross-check specified information; providing requirements for private school participation in the program; providing requirements for participating students and their parents; providing obligations for participation of eligible scholarship-funding organizations in the program; providing the maximum number of students who may participate in the scholarship program, beginning with a specified school year; providing for subsequent increases in the authorized number of participating students; providing for the calculation of school district funding entitlement under the program; requiring school districts to report all students who attend a private school under the program; providing that such students must be reported separately for certain purposes; requiring the department to transfer funds from the General Revenue Fund to an account for the program; requiring that program funds for students entering a Department of Juvenile Justice commitment program be transferred from the school district in which the student last attended school before commitment; providing that the department must receive specified information relating to such students within a specified timeframe; requiring the Chief Financial Officer to make scholarship payments to the department; providing requirements for such payments; requiring the department to request from the Department of Financial Services a sample of certain endorsed warrants for a specified purpose; providing immunity from liability for the state; providing a scope of authority with regard to the regulation of private schools; requiring the state board to adopt rules; providing an implementation schedule for a specified school year; providing additional eligibility requirements; requiring the Department of Education to expedite the publication of specified information on the department’s website; providing a deadline for a specified payment by the Chief Financial Officer; providing for the expiration of provisions related to a specified school year; amending s. 1002.385, F.S.; deleting the authorization for certain nonprofit scholarship-funding organizations to receive specified funds; amending s. 1002.395, F.S.; revising eligibility requirements under the Florida Tax Credit Scholarship Program for certain students; revising obligations of certain nonprofit scholarship-funding organizations relating to the program; revising a requirement for certain contributions to annually be used by a specified date to provide scholarships to eligible students; revising the calculation methodology to be used for the scholarship amount provided to certain students under the program; amending s. 1002.40, F.S.; revising the calculation methodology to be used for awards under the Hope Scholarship Program; conforming provisions to changes made by the act; specifying limitations on the amount of certain contributions which eligible scholarship-funding organizations may carry forward to the following fiscal year; authorizing certain funds relating to the Hope Scholarship Program to be used to fund the Florida Tax Credit Scholarship Program, under specified conditions; expanding the language required to be included on the contribution election form relating to the Hope Scholarship Program and the Florida Tax Credit Scholarship Program; amending s. 1002.411, F.S.; deleting obsolete language; revising the award of reading scholarship accounts to be provided in the General Appropriations Act; deleting the authorization for certain nonprofit scholarship-funding organizations to receive specified funds; creating part VII of ch. 1003, F.S., entitled “Public School Innovation”; creating s. 1003.64, F.S.; providing legislative intent; creating the Community School Grant Program within the department; providing the purpose of the program; defining terms; establishing the Center for Community Schools within the University of Central Florida; authorizing the center to facilitate the implementation of its community school model through grants; providing duties for the center; providing that, in prioritizing planning grant awards, priority must be given to certain school districts; requiring the center to annually publish, by a specified date, specified information on its website; amending s. 1004.04, F.S.; revising requirements for the rules to establish uniform core curricula for state-approved teacher preparation programs; revising the evidence to be used in the determination of continued approval of teacher pre-

paration programs; revising reporting requirements for public and private institutions that offer state-approved teacher preparation programs; revising requirements for preservice field experience courses and internships; amending s. 1004.85, F.S.; revising requirements for educator preparation programs; revising requirements relating to annual performance evaluations that educator preparation institutes are required to submit to the department; amending s. 1008.33, F.S.; authorizing a district-managed turnaround plan to include a proposal regarding the length and number of planned school days; making a technical change; amending s. 1011.62, F.S.; deleting a requirement for the total allocation of the federally connected student supplement to be prorated under specified circumstances; creating the Florida Best and Brightest Teacher and Principal Allocation; providing the purpose of the allocation; requiring that, subject to the appropriation of funds, each school district receive an allocation based on its proportional share of Florida Education Finance Program base funding; authorizing the Legislature to specify a minimum allocation; requiring school districts to provide specified awards to eligible teachers and principals from allocated funds; requiring school districts to prorate awards under certain circumstances; creating the turnaround school supplemental services allocation; providing a purpose; providing for services that may be funded by the allocation; authorizing school districts to enter into formal agreements with certain organizations to provide specified services to students and families; requiring a school district to submit a plan to its school board before distribution of the allocation; specifying requirements for such plans; requiring each school district to annually submit approved plans to the commissioner by a specified date; specifying the basis for each school district's funding allocation; providing for a school's continued eligibility for funding; amending s. 1011.71, F.S.; conforming a cross-reference and provisions to changes made by the act; amending s. 1012.56, F.S.; deleting obsolete language; requiring school districts to provide test support information to individuals who do not meet passing scores on any subtest of the general knowledge examination; deleting the requirement that an individual who holds a temporary certificate demonstrate mastery of general knowledge within a specified timeframe; removing the prohibition on employment for an individual who has not met specified requirements; expanding circumstances under which the State Board of Education is required to adopt rules to allow the department to extend the validity period of a temporary certificate; requiring the department to extend, rather than re-issue, a temporary certificate in certain circumstances; amending s. 1012.59, F.S.; revising requirements for rulemaking by the state board relating to certification fees; deleting a requirement that an examination fee be sufficient to cover the actual cost of developing and administering the examination; amending s. 1012.731, F.S.; renaming the Florida Best and Brightest Teacher Scholarship Program as the Florida Best and Brightest Teacher Program; revising legislative intent relating to the program; deleting authority for the Department of Education to administer the program; specifying the funding source for the program; providing for recruitment, retention, and recognition awards; providing eligibility requirements; deleting a requirement for school districts to submit certain information to the department; deleting a requirement for the department to disburse scholarship funds to certain school districts; deleting a requirement for school districts to award specified scholarships; deleting a definition; amending s. 1012.732, F.S.; renaming the Florida Best and Brightest Principal Scholarship Program as the Florida Best and Brightest Principal Program; revising legislative intent relating to program; deleting authority for the department to administer the program; specifying the funding source for the program; providing eligibility requirements; deleting a requirement for the department to identify eligible school principals and disburse funds; deleting a requirement for school districts to award scholarships to specified school principals; deleting a requirement for school districts to provide certain principals with additional authority and responsibilities; deleting a definition; amending s. 1013.31, F.S.; authorizing a school district, in the absence of a survey recommendation, to use funds from a taxpayer-approved bond referendum to fund construction of educational, auxiliary, or ancillary facilities and to use funds from a specified district school tax for certain capital outlay purposes; authorizing the commissioner to direct specified capital outlay funds to be withheld from school districts until a specified time; amending s. 1013.385, F.S.; revising voting requirements for adoption by a district school board of a resolution to implement exceptions to the educational facilities construction requirements; deleting actions required of district school boards before voting may take place; amending s. 1013.64, F.S.; revising the information required to be included in a school district's request to receive certain funding; prohibiting a district school board

from using funds from state sources for certain new construction of educational plant space; providing exceptions; requiring the department, in conjunction with the Office of Economic and Demographic Research, to review and revise the limits on the cost per student station, based on certain factors; requiring the department to use the adjusted cost per student station for each instructional level; requiring the department to collaborate with the office to select a certain index by a specified date; deleting a requirement for the department to make final determinations on district compliance; removing a prohibition on the use of funds for certain new construction; revising the costs that may be included and that may not be included in calculating the cost per student station; amending chapter 2018-6, L.O.F.; expanding the authority of the Department of Revenue to adopt emergency rules; providing an effective date.

—which was previously considered and amended April 24.

Senator Diaz moved the following amendment:

Amendment 12 (216008) (with title amendment)—Delete lines 489-588 and insert:

Section 5. Subsections (1) and (4), paragraphs (b), (d), and (h) of subsection (5), subsection (10), and paragraphs (b) and (d) of subsection (11) of section 1002.333, Florida Statutes, are amended to read:

1002.333 Persistently low-performing schools.—

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

(a) “Florida Opportunity Zone” means a population census tract that has been designated by the United States Department of the Treasury as a Qualified Opportunity Zone pursuant to Internal Revenue Code s. 1400Z-1(b)(1)(B).

(b)☞ “Hope operator” means an entity identified by the department pursuant to subsection (2).

(c)☞ “Persistently low-performing school” means a school that has earned three ~~consecutive~~ grades lower than a “C,” pursuant to s. 1008.34, in at least 3 of the previous 5 years and has not earned a grade of “B” or higher in the most recent 2 school years, and a school that was closed pursuant to s. 1008.33(4) within 2 years after the submission of a notice of intent.

(d)☞ “School of hope” means:

1. A charter school operated by a hope operator which:

a. Serves students from one or more persistently low-performing schools and students who reside in a Florida Opportunity Zone;

b. Is located in a Florida Opportunity Zone or in the attendance zone of a persistently low-performing school or within a 5-mile radius of such school, whichever is greater; and

c. Is a Title I eligible school; or

2. A school operated by a hope operator pursuant to s. 1008.33(4)(b) 3.

(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) or in which a Florida Opportunity Zone is located.

(a) The notice of intent must include:

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 proposed location or geographic area proposed for the school *consistent with the requirements of sub-subparagraphs (1)(d)1.a. and b and its proximity to the persistently low-performing school.*

8. A staffing plan.

(b) Notwithstanding the requirements of s. 1002.33, a school district shall enter into a performance-based agreement with a hope operator to open schools to serve students from persistently low-performing schools *and students residing in a Florida Opportunity Zone.*

(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, *as applicable.*

(d) A plan of action and specific milestones for student recruitment and the enrollment of students from persistently low-performing schools *and students residing in a Florida Opportunity Zone*, including enrollment preferences and procedures for conducting transparent admissions lotteries that are open to the public. Students from persistently low-performing schools *and students residing in a Florida Opportunity Zone* shall be exempt from any enrollment lottery to the extent permitted by federal grant requirements.

(h) A provision allowing the hope operator to open additional schools to serve students enrolled in or zoned for a persistently low-performing school *and students residing in a Florida Opportunity Zone* if the hope operator maintains its status under subsection (3).

(10) SCHOOLS OF HOPE PROGRAM.—The Schools of Hope Program is created within the Department of Education.

(a) A school of hope is eligible to receive funds from the Schools of Hope Program for the following expenditures:

1. Preparing teachers, school leaders, and specialized instructional support personnel, including costs associated with:
 - a. Providing professional development.
 - b. Hiring and compensating teachers, school leaders, and specialized instructional support personnel for services ~~beyond the school day and year until the school reaches full enrollment in accordance with the performance-based agreement pursuant to subsection (5).~~
2. Acquiring supplies, training, equipment, and educational materials, including developing and acquiring instructional materials.
3. Providing one-time startup costs associated with providing transportation to students to and from the charter school.
4. Carrying out community engagement activities, which may include paying the cost of student and staff recruitment.
5. Providing funds to cover the nonvoted ad valorem millage that would otherwise be required for schools and the required local effort funds calculated pursuant to s. 1011.62 when the state board enters into an agreement with a hope operator pursuant to subsection (5).

6. *Providing funds for the initial leasing costs of a school facility in the event the department determines that a suitable district-owned facility is unavailable or not leased in a timely manner pursuant to paragraph (7)(d).*

In the event a school of hope is dissolved or is otherwise terminated, all property, furnishings, and equipment purchased with public funds shall automatically revert to full ownership by the district school board, subject to complete satisfaction of any lawful liens or encumbrances. Any unencumbered public funds from the school of hope, district school board property and improvements, furnishings, and equipment purchased with public funds, or financial or other records pertaining to the school of hope, in the possession of any person, entity, or holding company, other than the charter school, shall be held in trust upon the district school board's request, until any appeal status is resolved.

~~(b) A traditional public school that is required to submit a plan for implementation pursuant to s. 1008.33(4) is eligible to receive up to \$2,000 per full time equivalent student from the 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) The state board shall:~~

- ~~1. Provide awards for up to 25 schools and prioritize awards for 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.~~

~~(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) STATE BOARD OF EDUCATION AUTHORITY AND OBLIGATIONS.—Pursuant to Art. IX of the State Constitution, which prescribes the duty of the State Board of Education to supervise the public school system, the State Board of Education shall:

(b) Adopt a standard notice of intent and performance-based agreement that must be used by hope operators and district school boards to eliminate regulatory and bureaucratic barriers that delay access to high quality schools for students in persistently low-performing schools *and students residing in Florida Opportunity Zones.*

(d) Provide students in persistently low-performing schools *and students residing in Florida Opportunity Zones* with a public school that meets accountability standards. The State Board of Education may enter into a performance-based agreement with a hope operator when a school district has not improved the school after 3 years of the interventions and support provided under s. 1008.33 or has not complied with the requirements of subsection (4). Upon the State Board of Education entering into a performance-based agreement with a hope operator, the school district shall transfer to the school of hope the proportionate share of state funds allocated from the Florida Education Finance Program.

And the title is amended as follows:

Delete lines 17-31 and insert: 1002.333, F.S.; revising definitions; revising requirements for hope operators seeking to open a school of

hope; revising requirements for the performance-based agreement; revising requirements for the expenditure of funds under the Schools of Hope Program; requiring that ownership of certain property, furnishings, and equipment revert to the district school board upon the dissolution or termination of a school of hope; providing that certain funds and specified improvements, furnishings, equipment, and records be held in trust upon a request by a district school board; deleting the authorization for a traditional public school to receive funds from the program; deleting a requirement for the State Board of Education to provide awards and annually report certain information; conforming provisions to changes made by the act; creating s. 1002.394, F.S.;

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 12 (216008)** which failed:

Amendment 12A (439008) (with title amendment)—Delete lines 167-168 and insert:
allocated shall be disbursed to public schools that are Title I eligible within Florida Opportunity Zones may be carried forward for up to 5 years after the effective date of the original appropriation.

And the title is amended as follows:

Delete line 209 and insert: program; requiring the disbursement of specified funds to certain public schools within Florida Opportunity Zones; deleting a requirement for the State Board of

The question recurred on **Amendment 12 (216008)** which was adopted.

Senator Bracy moved the following amendment which was adopted:

Amendment 13 (785318)—Delete lines 794-796 and insert:

(e) Before enrolling in a private school, a student and his or her parent or guardian must meet with the private school's principal or the principal's designee to review the school's academic programs and policies, customized educational programs, code of student conduct, and attendance policies.

Senator Diaz moved the following amendment which was adopted:

Amendment 14 (766430)—Delete lines 839-850 and insert:
scholarship program under this section may annually increase by 0.25 percent of the state's total public school student enrollment.

(b) The scholarship amount provided to a student for any single school year shall be for tuition and fees for an eligible private school, not to exceed annual limits, which shall be determined in accordance with this paragraph. The calculated amount for a student to attend an eligible private school shall be based upon the grade level and school district in which the student was assigned as 95 percent of the funds per unweighted full-time equivalent in the Florida Education Finance Program for a student in the basic program established pursuant to s. 1011.62(1)(c)1., plus a per-full-time equivalent share of funds for all categorical programs, except for the Exceptional Student Education Guaranteed Allocation.

Senator Montford moved the following amendment which was adopted:

Amendment 15 (208314) (with title amendment)—Delete lines 2281-2528 and insert:
During the 2019-2020 school year, a school district that sustained hurricane damage in the 2018-2019 school year may request funding from the Special Facility Construction Account for a new project before the completion of the district's participation requirement for an outstanding project. The department shall encourage a construction program that reduces the average size of schools in the district. The request must meet the following criteria to be considered by the committee:

1. The project must be deemed a critical need and must be recommended for funding by the Special Facility Construction Committee. Before developing construction plans for the proposed facility, the district school board must request a preapplication review by the Special Facility Construction Committee or a project review subcommittee

convened by the chair of the committee to include two representatives of the department and two staff members from school districts not eligible to participate in the program. A school district may request a preapplication review at any time; however, if the district school board seeks inclusion in the department's next annual capital outlay legislative budget request, the preapplication review request must be made before February 1. Within 90 days after receiving the preapplication review request, the committee or subcommittee must meet in the school district to review the project proposal and existing facilities. To determine whether the proposed project is a critical need, the committee or subcommittee shall consider, at a minimum, the capacity of all existing facilities within the district as determined by the Florida Inventory of School Houses; the district's pattern of student growth; the district's existing and projected capital outlay full-time equivalent student enrollment as determined by the demographic, revenue, and education estimating conferences established in s. 216.136; the district's existing satisfactory student stations; the use of all existing district property and facilities; grade level configurations; and any other information that may affect the need for the proposed project.

2. The construction project must be recommended in the most recent survey or survey amendment cooperatively prepared by the district and the department, and approved by the department under the rules of the State Board of Education. If a district employs a consultant in the preparation of a survey or survey amendment, the consultant may not be employed by or receive compensation from a third party that designs or constructs a project recommended by the survey.

3. The construction project must appear on the district's approved project priority list under the rules of the State Board of Education.

4. The district must have selected and had approved a site for the construction project in compliance with s. 1013.36 and the rules of the State Board of Education.

5. The district shall have developed a district school board adopted list of facilities that do not exceed the norm for net square feet occupancy requirements under the State Requirements for Educational Facilities, using all possible programmatic combinations for multiple use of space to obtain maximum daily use of all spaces within the facility under consideration.

6. Upon construction, the total cost per student station, including change orders, must not exceed the cost per student station as provided in subsection (6) ~~unless approved except for cost overruns created by a disaster as defined in s. 252.34 or an unforeseeable circumstance beyond the district's control as determined by the Special Facility Construction Committee. At the discretion of the committee, costs that exceed the cost per student station for special facilities may include legal and administrative fees, the cost of site improvements or related offsite improvements, the cost of complying with public shelter and hurricane hardening requirements, cost overruns created by a disaster as defined in s. 252.34(2), costs of security enhancements approved by the school safety specialist, and unforeseeable circumstances beyond the district's control.~~

7. There shall be an agreement signed by the district school board stating that it will advertise for bids within 30 days of receipt of its encumbrance authorization from the department.

8. For construction projects for which Special Facilities Construction Account funding is sought before the 2019-2020 fiscal year, the district shall, at the time of the request and for a continuing period necessary to meet the district's participation requirement, levy the maximum millage against its nonexempt assessed property value as allowed in s. 1011.71(2) or shall raise an equivalent amount of revenue from the school capital outlay surtax authorized under s. 212.055(6). Beginning with construction projects for which Special Facilities Construction Account funding is sought in the 2019-2020 fiscal year, the district shall, for a minimum of 3 years before submitting the request and for a continuing period necessary to meet its participation requirement, levy the maximum millage against the district's nonexempt assessed property value as authorized under s. 1011.71(2) or shall raise an equivalent amount of revenue from the school capital outlay surtax authorized under s. 212.055(6). Any district with a new or active project, funded under the provisions of this subsection, shall be required to budget no more than the value of 1 mill per year to the project until the district's participation requirement relating to the local discretionary

capital improvement millage or the equivalent amount of revenue from the school capital outlay surtax is satisfied.

9. If a contract has not been signed 90 days after the advertising of bids, the funding for the specific project shall revert to the Special Facility New Construction Account to be reallocated to other projects on the list. However, an additional 90 days may be granted by the commissioner.

10. The department shall certify the inability of the district to fund the survey-recommended project over a continuous 3-year period using projected capital outlay revenue derived from s. 9(d), Art. XII of the State Constitution, as amended, paragraph (3)(a) of this section, and s. 1011.71(2).

11. The district shall have on file with the department an adopted resolution acknowledging its commitment to satisfy its participation requirement, which is equivalent to all unencumbered and future revenue acquired from s. 9(d), Art. XII of the State Constitution, as amended, paragraph (3)(a) of this section, and s. 1011.71(2), in the year of the initial appropriation and for the 2 years immediately following the initial appropriation.

12. ~~Phase I~~ ~~Final phase III~~ plans must be ~~approved~~ ~~certified~~ by the district school board as ~~being complete~~ and in compliance with the building and life safety codes before June 1 of the year the application is made.

(6)

(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 ~~to pay for any portion of the cost of for~~ any new construction of educational plant space with a total cost per student station, including change orders, ~~which exceeds that equals more than:~~

- a. \$17,952 for an elementary school;
- b. \$19,386 for a middle school;
- c. \$25,181 for a high school,

(January 2006) as adjusted annually to reflect increases or decreases in the Consumer Price Index. ~~The department, in conjunction with the Office of Economic and Demographic Research, shall review and adjust the cost per student station limits to reflect actual construction costs by January 1, 2020, and annually thereafter. The adjusted cost per student station shall be used by the department for computation of the statewide average costs per student station for each instructional level pursuant to paragraph (d). The department shall also collaborate with the Office of Economic and Demographic Research to select an industry-recognized construction index to replace the Consumer Price Index by January 1, 2020, adjusted annually to reflect changes in the construction 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. ~~Except for educational facilities and sites subject to a lease-purchase agreement entered pursuant to s. 1011.71(2)(e) 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.

4. 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, ~~and the cost of 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, ~~legal and administrative costs~~, or the cost of related ~~site or~~ 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:

Delete lines 246-264 and insert: F.S.; authorizing certain school districts to request funding from a specified account before completion of certain requirements; revising the information required to be included in a school district's request to receive certain funding; providing that specified restrictions do not apply to certain school districts; prohibiting district school boards from using specified funds to pay for any portion of the cost of certain new construction; requiring the department, in conjunction with the Office of Economic and Demographic Research, to annually review and adjust limits on the cost per student station, based on certain factors; requiring the department to use the adjusted cost per student station for each instructional level; requiring the department to collaborate with the office to select a certain index by a specified date; deleting a requirement that the department make the final determination on district compliance under specified circumstances; providing an exception to a prohibition on the usage of specified funds by district school boards; deleting obsolete language; revising the calculation methodology relating to a prohibition on funding for district school boards; deleting a requirement that school districts be subject to sanctions under certain circumstances; revising the costs that may be included and that may not be included in calculating the cost per student station; amending chapter 2018-6, L.O.F.;

On motion by Senator Diaz, by two-thirds vote, **CS for SB 7070**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—23

Mr. President	Diaz	Mayfield
Albritton	Flores	Passidomo
Baxley	Gainer	Perry
Bean	Gruters	Simmons
Benacquisto	Harrell	Simpson
Bradley	Hooper	Stargel
Brandes	Hutson	Wright
Broxson	Lee	

Nays—17

Berman	Gibson	Rouson
Book	Montford	Stewart
Bracy	Pizzo	Taddeo
Braynon	Powell	Thurston
Cruz	Rader	Torres
Farmer	Rodriguez	

SPECIAL GUESTS

The President recognized Lieutenant Governor Jeanette Nuñez who was present in the chamber.

Senator Taddeo recognized her mother, Elizabeth Taddeo, who was present in the gallery.

CS for SB 116—A bill to be entitled An act relating to motor vehicle racing; amending s. 316.191, F.S.; authorizing a law enforcement officer to arrest a person without a warrant upon probable cause that the person committed a criminal racing violation; amending s. 901.15, F.S.; authorizing a law enforcement officer to arrest a person without a warrant upon probable cause that the person committed a criminal racing violation; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 116**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 611** was withdrawn from the Committees on Infrastructure and Security; and Rules.

On motion by Senator Stewart—

CS for HB 611—A bill to be entitled An act relating to motor vehicle racing; amending ss. 316.191 and 901.15, F.S.; authorizing a law enforcement officer to arrest a person without a warrant upon probable cause that the person committed a criminal racing violation; providing an effective date.

—a companion measure, was substituted for **CS for SB 116** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 611** was placed on the calendar of Bills on Third Reading.

On motion by Senator Perry—

SB 120—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, **SB 120** was placed on the calendar of Bills on Third Reading.

On motion by Senator Book—

CS for SB 236—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 exemption 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 read the second time by title.

Pursuant to Rule 4.19, **CS for SB 236** was placed on the calendar of Bills on Third Reading.

On motion by Senator Albritton—

CS for SB 262—A bill to be entitled An act relating to child welfare; amending s. 39.001, 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 as soon as possible; requiring the Department of Children and Families to ensure that parents have the information necessary to contact their case manager; requiring that a new case manager who is assigned to a case

notify the parent and provide updated contact information; specifying that continuances and extensions of time by the court on its own motion may not exceed a certain period of time; amending s. 39.402, F.S.; specifying that time limitations governing placement of a child in a shelter do not include continuances requested by the court; requiring the court to advise parents in plain language what is expected of them to achieve reunification with their child; expanding the requirements that parents must meet to achieve reunification with their child; amending s. 39.507, F.S.; requiring the court during an adjudicatory hearing to advise parents in plain language of certain requirements to achieve permanency with their child; expanding the requirements that parents must meet to achieve reunification with their child; amending s. 39.521, F.S.; requiring the department to serve copies of the case plan and the family functioning assessment on the parents of the child and provide copies of the plan and assessment to the other parties; amending s. 39.522, F.S.; specifying that a postdisposition hearing, if needed, must occur before a child achieves a permanency placement; amending s. 39.6011, F.S.; requiring that the written notice in a case plan include certain responsibilities and actions required of the parents and inform the parent that a breach of the case plan by the parent's action or inaction may result in an earlier filing of a petition for termination of parental rights; requiring the department to ensure that the parent has certain contact information and to explain certain strategies included in the case plan; providing a timeframe for referrals for services; amending s. 39.6012, F.S.; expanding the tasks and services a case plan must describe; 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; requiring that the case plan be updated at a permanency hearing unless the child will achieve permanency within a specified timeframe; amending s. 39.806, F.S.; specifying that grounds for termination of parental rights may be established when a case plan is materially breached by a parent or parents' action or inaction; amending s. 39.811, F.S.; requiring the court to enter a written order of disposition within a specified timeframe following termination of parental rights; providing an effective date.

—was read the second time by title.

Senator Albritton moved the following amendment which was adopted:

Amendment 1 (461946)—Delete line 252 and insert:

(1) *At any time before a child is residing in the permanent*

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Albritton moved the following amendment which was adopted:

Amendment 2 (452716) (with title amendment)—Delete lines 383-404 and insert:

Section 10. Present subsection (12) of section 39.621, Florida Statutes, is redesignated as subsection (11), and subsection (10) and present subsection (11) of that section are amended, to read:

39.621 Permanency determination by the court.—

(10) The permanency placement is intended to continue

And the title is amended as follows:

Delete lines 48-52 and insert: s. 39.621, F.S.; revising when a court must hold certain hearings relating to dependency cases; amending s.

Pursuant to Rule 4.19, **CS for SB 262**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Brandes—

SJR 362—A joint resolution proposing amendments to Section 5 of Article II and Section 5 of Article XI and the repeal of Section 2 of Article XI of the State Constitution to abolish the Constitution Revision Commission.

—was read the second time by title.

Pursuant to Rule 4.19, **SJR 362** was placed on the calendar of Bills on Third Reading.

On motion by Senator Lee—

CS for SB 442—A bill to be entitled An act relating to postsecondary education for certain military personnel; amending s. 1004.096, F.S.; requiring the Board of Governors and State Board of Education, in consultation with the Department of Veterans' Affairs, to create a uniform system for the award of postsecondary credit to certain servicemembers and veterans of the United States Armed Forces; requiring the Articulation Coordinating Committee to convene a workgroup by a specified date; providing membership and duties of the workgroup; providing administrative support for the workgroup; requiring the workgroup to provide recommendations to the Board of Governors and State Board of Education by a specified date; requiring the Articulation Coordinating Committee to review and identify military experience and credentials for postsecondary credit by a specified date; requiring the Articulation Coordinating Committee to approve and the Board of Governors and State Board of Education to adopt a specified list; requiring certain postsecondary institutions to award credit for specified military experience and credentials; authorizing the award of additional credits; requiring that certain credits be transferrable between specified postsecondary institutions; amending s. 1009.26, F.S.; requiring specified postsecondary institutions to waive the transcript fee for active duty members of the Armed Forces of the United States, certain veterans, and their spouses and dependents; providing reporting requirements for such institutions; requiring the Board of Governors and the State Board of Education, respectively, to adopt regulations and rules; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 442** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 642** was deferred.

On motion by Senator Braynon—

SB 742—A bill to be entitled An act relating to designation of eligible telecommunications carriers; amending s. 364.10, F.S.; including certain commercial mobile radio service providers within the definition of 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 limited 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, **SB 742** was placed on the calendar of Bills on Third Reading.

On motion by Senator Rader—

CS for SB 828—A bill to be entitled An act relating to lewd or lascivious exhibition; amending s. 800.09, F.S.; prohibiting certain lewd or lascivious acts in the presence of county correctional personnel; providing criminal penalties; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 828** was placed on the calendar of Bills on Third Reading.

INTRODUCTION OF FORMER SENATORS

The President recognized Senator Alex Diaz de la Portilla who was present in the chamber.

Consideration of **CS for CS for CS for SB 908** was deferred.

RECESS

The President declared the Senate in recess at 12:21 p.m. to reconvene at 2:00 p.m. or upon his call.

AFTERNOON SESSION

The Senate was called to order by the President at 2:54 p.m. A quorum present—37:

Mr. President	Diaz	Powell
Albritton	Gainer	Rader
Baxley	Gibson	Rodriguez
Bean	Gruters	Rouson
Benacquisto	Harrell	Simmons
Berman	Hooper	Simpson
Book	Hutson	Stewart
Bracy	Lee	Taddeo
Bradley	Mayfield	Thurston
Brandes	Montford	Torres
Braynon	Passidomo	Wright
Broxson	Perry	
Cruz	Pizzo	

SPECIAL ORDER CALENDAR, continued

CS for CS for CS for SB 168—A bill to be entitled An act relating to federal immigration enforcement; 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 use best efforts to support the enforcement of federal immigration law; prohibiting restrictions by the 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 alien unlawfully present in the United States 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 immigration detainers; requiring county correctional facilities to enter agreements for payments for complying with immigration detainers; providing for injunctive relief; 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 read the second time by title.

Senator Rodriguez moved the following amendments which failed:

Amendment 1 (774036)—Delete lines 56-75 and insert: *pursuant to 8 U.S.C. ss. 1226 and 1357, along with a valid judicial warrant issued in compliance with s. 901.02(2).*

Amendment 2 (856714)—Delete lines 102-105 and insert:

(d) *Providing a federal immigration agency with an inmate's*

SENATOR SIMMONS PRESIDING

Senator Rodriguez moved the following amendment which was adopted:

Amendment 3 (945124)—Delete line 110 and insert: *System and the Florida College System. The term does not include the Department of Children and Families or the employees of the department.*

The vote was:

Yeas—19

Berman	Gibson	Rouson
Book	Lee	Stewart
Bracy	Montford	Taddeo
Braynon	Pizzo	Thurston
Cruz	Powell	Torres
Farmer	Rader	
Flores	Rodriguez	

Nays—17

Albritton	Diaz	Mayfield
Baxley	Gainer	Passidomo
Bean	Gruters	Perry
Bradley	Harrell	Simpson
Brandes	Hooper	Wright
Broxson	Hutson	

THE PRESIDENT PRESIDING

Senator Rodriguez moved the following amendments which failed:

Amendment 4 (460234) (with title amendment)—Delete line 110 and insert: *System and the Florida College System. The term does not include the Department of Education or the employees of the department.*

908.1025 Chapter applicability.—This chapter does not apply to school resource officers, participants of a school guardian program, or any law enforcement agencies or local governmental entities while operating at any educational facility or institution, including public, private, and charter K-12 schools in this state.

And the title is amended as follows:

Between lines 5 and 6 insert: *providing applicability;*

Amendment 5 (390296)—Delete line 110 and insert: *System and the Florida College System. The term does not include the Division of Emergency Management.*

On motion by Senator Gruters, further consideration of **CS for CS for CS for SB 168**, as amended, was deferred.

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

BILLS ON THIRD READING

CS for SB 94—A bill to be entitled An act relating to child care facilities; providing a short title; amending s. 402.305, F.S.; requiring that, by a specified date, vehicles used by child care facilities and large family child care homes to transport children 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 to maintain a list of approved alarm manufacturers and alarm systems; providing an effective date.

—was read the third time by title.

On motion by Senator Stewart, **CS for SB 94** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Lee	Stewart
Bradley	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright
Diaz	Pizzo	

Nays—1

Brandes

Vote after roll call:

Yea—Hutson

CS for SB 190—A bill to be entitled An act relating to higher education; amending s. 11.45, F.S.; requiring the Auditor General to verify the accuracy of unexpended amounts in specified funds certified by university and Florida College System institution chief financial officers; amending s. 215.985, F.S.; requiring employees and officers of Florida College System institutions to be included in a Department of Management Services website that provides specified information relating to such employees or officers; amending s. 216.136, F.S.; requiring the Revenue Estimating Conference to provide a maximum appropriation estimate assuming the full utilization of bonding; requiring the conference to determine maximum appropriations assuming average bonding capacities for specified years; providing an expiration date; amending s. 1001.03, F.S.; requiring the State Board of Education to develop a prioritized list of capital projects based on previously funded but not completed projects and ranked priorities for Florida College System institutions; requiring the State Board of Education to develop a points-based prioritization method to rank projects based on specified criteria; specifying that specified new projects at a Florida College System institution with a final FTE of 15,000 or greater must satisfy specified criteria; requiring weighted values within the point scale; requiring the State Board of Education to maintain a list of capital outlay projects for which state funds have been appropriated but which have not been completed; requiring the State Board of Education to review its space need calculation methodology and to present a summary and preliminary recommendations to the chairs of the legislative appropriations committees by a specified date and at a specified interval thereafter; amending s. 1001.706, F.S.; requiring the Board of Governors to develop and annually deliver a training program for members of state university boards of trustees; requiring trustee participation within a specified timeframe of appointment and reappointment; requiring the inclusion of certain information in the training program; requiring the board to define data components and methodology for specified purposes; requiring state universities to submit annual institutional audits to the board's Office of Inspector General; requiring the board to match certain student information with specified educational and employment records; requiring the board to enter into an agreement with the Department of Economic Opportunity for certain purposes; providing requirements for such agreement; requiring the Board of Governors to develop a prioritized list of capital projects based on previously funded but not completed projects and ranked priorities at state universities; requiring the Board of Governors to develop a points-based prioritization method to rank projects based on specified criteria; requiring the board to consider specified criteria for certain projects; requiring weighted values within the point scale; requiring the Board of Governors to maintain a list of capital outlay projects for which state funds have been appropriated but which have not been completed; requiring the Board of Governors to review and submit its space need calculation methodology; amending s. 1004.70, F.S.; prohibiting a Florida College System institution direct-support organization from

giving, directly or indirectly, any gift to a political committee; amending s. 1007.23, F.S.; requiring the statewide articulation agreement to include a reverse transfer agreement for students transferring from a Florida College System institution to a state university without having earned an associate in arts degree; requiring, by a specified academic year, Florida College System institutions and state universities to execute agreements to establish "2+2" targeted pathway programs; providing requirements for such agreements; specifying requirements for student participation; requiring the State Board of Education and the Board of Governors to collaborate to eliminate barriers in executing pathway articulation agreements; amending s. 1007.25, F.S.; requiring a university to, at specified times, notify students enrolled at the university of the criteria and option to request an associate in arts degree; requiring that universities notify students not enrolled at the university who meet specified criteria of the option to receive an associate in arts degree, beginning with students enrolled in the 2018-2019 academic year and thereafter; amending s. 1008.32, F.S.; requiring the Commissioner of Education to report certain audit findings to the State Board of Education under certain circumstances; requiring district school boards and Florida College System institutions' boards of trustees to document compliance with the law under certain circumstances; amending s. 1008.322, F.S.; requiring the Chancellor of the State University System to report certain audit findings to the Board of Governors under certain circumstances; requiring state universities' boards of trustees to document compliance with the law under certain circumstances; amending s. 1009.215, F.S.; revising the academic terms in which certain students are eligible to receive Bright Futures Scholarships; providing that such students may receive the scholarships for the fall term for specified coursework under certain circumstances; amending s. 1009.53, F.S.; removing a requirement for a Florida high school graduate to enroll in certain programs within 3 years of graduation from high school in order to receive funds from the Florida Bright Futures Scholarship Program; expanding the Florida Bright Futures Scholarship Program to include the Florida Gold Seal CAPE Scholarship; conforming provisions to changes made by the act; removing a limitation of 45 semester credit hours or the equivalent for an annual award for the scholarship program; requiring an institution that receives scholarship funds for summer terms to certify to the department certain funding information and remit any undisbursed funds within a specified time; amending s. 1009.531, F.S.; expanding the eligibility for an initial award of a scholarship under the Florida Bright Futures Scholarship Program to include students who earn a high school diploma from a private school; modifying the date by which certain students must apply for a scholarship under the program; deleting provisions relating to scholarship eligibility and application requirements for certain students who graduated from high school during specified years; extending the amount of time in which a student may reapply for an award to 5 years after high school graduation; extending the amount of time in which a student who enlists in the United States Armed Forces immediately after high school may apply for an award to 5 years after separation from active duty; providing that a student who is unable to accept an initial award due to a religious or service obligation may apply for an award within 5 years after the completion of his or her religious or service obligation; requiring that school districts provide a Florida Bright Futures Scholarship Evaluation Report and Key only to students in specified grades; allowing a student who does not meet certain requirements for a program award additional time to meet such requirements under certain conditions; providing that such students who timely meet the requirements must receive an award for the full academic year; revising the minimum examination scores required for a student to be eligible for a Florida Academic Scholars award or a Florida Medallion Scholars award; requiring the Department of Education to develop a method for determining the required examination scores which ensures equivalency between specified examinations and is consistent with specified limitations; requiring the department to publish any changes to examination score requirements; conforming a provision to changes made by the act; amending s. 1009.532, F.S.; revising student eligibility requirements for renewal of Florida Bright Futures Scholarship Program awards; removing obsolete language; conforming provisions to changes made by the act; amending s. 1009.536, F.S.; permitting certain Florida Gold Seal CAPE Scholars to receive an award from a specified funding source; providing grade point average requirements for Florida Gold Seal CAPE Scholars; removing limitations for certain academic years on the number of credit hours to which a student may apply a Florida Gold Seal Vocational Scholarship; amending s. 1011.45, F.S.; requiring each state university to maintain a minimum carry forward balance of at least 7 percent of its state operating budget; requiring a university that fails to maintain such balance to submit a plan to the Board of Governors to attain the minimum balance; requiring each university with a carry forward balance in excess of 7 percent to submit a spending plan to the university board of trustees; specifying requirements and authorized expenditures in such

spending plan; requiring each university chief financial officer to certify annually the unexpended amount of carry forward amounts from specified funds; amending s. 1011.80, F.S.; removing a limitation on the maximum amount of funding that may be appropriated for performance funding relating to funds for operation of workforce education programs; creating s. 1011.802, F.S.; creating the Florida Pathways to Career Opportunities Grant Program; providing for funding; providing purpose, requirements, and administration of the program; requiring certain career centers and institutions to provide quarterly reports; authorizing rulemaking; amending s. 1011.81, F.S.; removing a limitation on the maximum amount of funding that may be appropriated for performance funding relating to industry certifications for Florida College System institutions; amending s. 1011.84, F.S.; establishing a threshold of the unencumbered balance at a Florida College System institution based on the final FTE at the Florida College System institution in the prior year; requiring each Florida College System institution chief financial officer to annually certify the unexpended amount of specified funds; amending s. 1013.03, F.S.; requiring the State Board of Education and the Board of Governors to establish uniform space utilization standards that include standards for post-secondary classroom and teaching laboratory space; requiring the State Board of Education and the Board of Governors to adopt standards for use in each Florida College System institution's and state university's survey; requiring the State Board of Education and the Board of Governors to define and apply specified space utilization metrics when calculating space need; amending s. 1013.31, F.S.; requiring projections for facility space needs for each Florida College System institution to comply with specified space needs utilization standards and metrics; requiring projections for facility space needs for each state university to comply with specified space needs utilization standards and metrics; amending s. 1013.40, F.S.; prohibiting the finance of additional dormitory beds through the issuance of bonds by Florida College System institutions; providing that bonds may be issued by nonpublic entities as part of a public-private partnership; amending s. 1013.60, F.S.; requiring the Commissioner of Education to develop a budget request allocation plan for a specified purpose; establishing requirements for the budget request allocation plan to include an assessment over the 3 years of the plan of the amount of state funding needed to complete previously funded projects; amending s. 1013.64, F.S.; requiring the Board of Governors to specify by regulation the procedures for reporting or expending specified funds; requiring each university to report expended amounts from all sources; requiring the State Board of Education to specify by rule the procedures for the reporting of specified funds appropriated or expended; establishing a timeframe by which the State Board of Education and Board of Governors must update the capital outlay project list, with specified criteria; creating s. 1013.841, F.S.; requiring unexpended amounts in any fund in any Florida College System institution current year state operating budget to be carried forward and included in the approved operating budget for the following year; requiring each Florida College System institution with a final FTE of less than 15,000 to maintain a minimum carry forward balance of at least 5 percent of its state operating budget; requiring each Florida College System institution president, if the institution fails to maintain such balance, to provide written notification to the State Board of Education; requiring each Florida College System institution with a final FTE of less than 15,000 that retains a state operating fund carry forward balance in excess of 5 percent to submit a spending plan for its excess carry forward funds with specified requirements; requiring each Florida College System institution with a final FTE of 15,000 or greater to maintain a minimum carry forward balance of at least 7 percent of its state operating budget; requiring each Florida College System institution with a final FTE of 15,000 or greater that retains a state operating fund carry forward balance in excess of 7 percent to submit a spending plan for its excess carry forward funds with specified requirements; requiring that state university and Florida College System institution project surveys must utilize updated space need calculations; providing an effective date.

—as amended April 24, was read the third time by title.

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

Amendment 1 (563590) (with title amendment)—Between lines 696 and 697 insert:

Section 12. Subsection (2) of section 1009.286, Florida Statutes, is amended to read:

1009.286 Additional student payment for hours exceeding baccalaureate degree program completion requirements at state universities.—

(2) State universities shall require a student to pay an excess hour surcharge for each credit hour in excess of the number of credit hours required to complete the baccalaureate degree program in which the student is enrolled. *Each university must calculate an excess hour threshold for each student based on the number of credit hours required for the degree. For any student who changes degree programs, the excess hour threshold must be adjusted only if the number of credit hours required to complete the new degree program exceeds that of the original degree program.* The excess hour surcharge ~~shall become effective~~ for students who enter a state university for the first time and maintain continuous enrollment is as follows:

(a) For the 2009-2010 and 2010-2011 academic years, an excess hour surcharge equal to 50 percent of the tuition rate for each credit hour in excess of 120 percent.

(b) For the 2011-2012 academic year, an excess hour surcharge equal to 100 percent of the tuition rate for each credit hour in excess of 115 percent.

(c) For the 2012-2013 academic year *through the 2019 spring term and thereafter*, an excess hour surcharge equal to 100 percent of the tuition rate for each credit hour in excess of 110 percent. *For the 2019 summer term and thereafter, an excess hour surcharge equal to 100 percent of the tuition rate for each credit hour in excess of 120 percent.* Notwithstanding the requirements of this subsection, a state university shall refund the excess hour surcharge assessed pursuant to this paragraph for up to 12 credit hours to any first-time-in-college student who completes a baccalaureate degree program within 4 years after his or her initial enrollment in a state university.

And the title is amended as follows:

Delete line 107 and insert: circumstances; amending s. 1009.286, F.S.; requiring a state university to calculate an excess hour threshold for each student based on specified criteria; providing that the excess hour threshold may be adjusted only under certain circumstances; revising the threshold for assessing the excess credit hour surcharge; amending s. 1009.53, F.S.; removing a

Senator Stargel moved the following amendment which was adopted by two-thirds vote:

Amendment 2 (539338)—Delete lines 1662-1664 and insert: *included in the inventory required pursuant to s. 1013.31;*

(e) *Operating expenditures that support the Florida College System institution's mission which are nonrecurring; and*

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Stargel moved the following amendment which was adopted by two-thirds vote:

Amendment 3 (299628) (with title amendment)—Between lines 537 and 538 insert:

Section 6. Present subsection (7) of section 1004.335, Florida Statutes, is redesignated as subsection (8), a new subsection (7) is added to that section, and subsection (1), paragraphs (a) and (g) of subsection (4), subsection (5), and paragraph (a) of subsection (6) of that section are amended, to read:

1004.335 Accreditation consolidation of University of South Florida branch campuses.—

(1) The University of South Florida Consolidation Planning Study and Implementation Task Force is established to develop recommendations to improve service to students by phasing out the separate accreditation of the University of South Florida St. Petersburg branch campus and the University of South Florida Sarasota/Manatee branch campus, which were conferred by the Southern Association of Colleges and Schools Commission on Colleges (SACSCOC) pursuant to ss. 1004.33 and 1004.34, respectively.

(4) No later than February 15, 2019, the task force must submit a report to the University of South Florida Board of Trustees which includes, at a minimum, recommendations on the following:

(a) Identification of specific degrees in programs of strategic significance, including health care, science, technology, engineering, mathematics, and other program priorities to be offered at the Uni-

versity of South Florida St. Petersburg *branch campus* and the University of South Florida Sarasota/Manatee *branch campus* and the timeline for the development and delivery of programs on each campus;

(g) Developing and delivering integrated academic programs, student and faculty governance, and administrative services to better serve the students, faculty, and staff at the University of South Florida College of Marine Science, the University of South Florida Sarasota/Manatee *branch campus*, and the University of South Florida St. Petersburg *branch campus*.

(5) No later than March 15, 2019, the Board of Trustees of the University of South Florida, after considering the recommendations of the task force, must adopt and submit to the Board of Governors an implementation plan that:

(a) Establishes a timeline for each step that is necessary to terminate the separate accreditation for each campus no later than June 30, 2020, *while maintaining branch campus status for both campuses*, so that there is no lapse in institutional accreditation for any campus during the phasing-out process.

(b) Minimizes disruption to students attending ~~any~~ the University of South Florida *or any of its branch campuses campus* so that the consolidation of SACSCOC accreditation does not impede a student's ability to graduate within 4 years after initial first-time-in-college enrollment.

(c) Requires that, on or before July 1, 2020, the entirety of the University of South Florida, including all *branch campuses* and other component units of the university, operate under a single institutional accreditation from the SACSCOC.

(d) Requires that, on each regularly scheduled submission date subsequent to July 1, 2020, the University of South Florida report consolidated data for all of the university's campuses and students to the Integrated Postsecondary Education Data System and to the Board of Governors. The Board of Governors shall use the consolidated data for purposes of determining eligibility for funding pursuant to ss. 1001.7065 and 1001.92. *However, if the University of South Florida meets the deadline outlined in paragraph (c) and the University of South Florida Sarasota/Manatee and the University of South Florida St. Petersburg maintain branch campus status as defined in subsection (7), the Board of Governors may not use the consolidated data for purposes of determining eligibility for funding pursuant to s. 1001.7065 until July 1, 2022.*

The Board of Governors shall monitor the fidelity of the implementation of the plan.

(6) Notwithstanding ss. 1001.7065 and 1001.92 or any Board of Governors regulation to the contrary relating to the calculation of graduation rates and retention rates, a student who meets all of the following criteria may not be counted by the Board of Governors when calculating or confirming the graduation rate or the retention rate of the University of South Florida under those sections:

(a) The student was admitted to and initially enrolled before the spring 2020 semester as a first-time-in-college student at the University of South Florida St. Petersburg *branch campus* or the University of South Florida Sarasota/Manatee *branch campus*.

(7) *For purposes of this section, a branch campus is an instructional site located geographically apart and independent of the main campus of the institution. A location is independent of the main campus if the location:*

- (a) *Is permanent in nature;*
- (b) *Offers courses in educational programs leading to a degree, diploma, certificate, or other recognized educational credential;*
- (c) *Has its own faculty and administrative or supervisory organization; and*
- (d) *Has its own budgetary and hiring authority.*

And the title is amended as follows:

Delete line 65 and insert: its space need calculation methodology; amending s. 1004.335, F.S.; clarifying that the University of South Florida St. Petersburg and the University of South Florida Sarasota/Manatee are branch campuses; revising the date the Board of Govern-

ors will use specified data to determine funding under certain circumstances; requiring the Board of Governors to monitor the implementation of a specified plan; providing requirements for specified campuses to be considered branch campuses; amending s.

On motion by Senator Stargel, **CS for SB 190**, as amended, was passed, ordered engrossed, and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Farmer	Pizzo
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bradley	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Torres
Cruz	Passidomo	Wright
Diaz	Perry	

Nays—2

Powell	Thurston
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Vote after roll call:

Yea—Brandes, Hutson

Nay—Bracy

HB 445—A bill to be entitled An act relating to trademark classifications; amending s. 495.111, F.S.; revising classes of goods and services to conform to the classifications adopted by the United States Patent and Trademark Office; providing an effective date.

—was read the third time by title.

On motion by Senator Berman, **HB 445** was passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bradley	Mayfield	Stewart
Braynon	Montford	Taddeo
Broxson	Passidomo	Thurston
Cruz	Perry	Torres
Diaz	Pizzo	Wright

Nays—None

Vote after roll call:

Yea—Brandes, Hutson

CS for CS for SB 322—A bill to be entitled An act relating to health plans; amending s. 624.438, F.S.; revising eligibility requirements for multiple-employer welfare arrangements; creating s. 627.443, F.S.; defining the terms “EHB-benchmark plan” and “PPACA”; authorizing health insurers and health maintenance organizations to create new health insurance policies and health maintenance contracts meeting certain criteria for essential health benefits under the federal Patient Protection and Affordable Care Act (PPACA); providing that such criteria may be met by certain means; providing construction; providing

that such policies and contracts created by health insurers and health maintenance organizations may be submitted to the Office of Insurance Regulation for certain purposes; amending s. 627.6045, F.S.; revising applicability of requirements relating to preexisting conditions; revising the font size for a certain disclosure; creating s. 627.6046, F.S.; defining the terms “operative date” and “preexisting medical condition” with respect to individual health insurance policies; requiring certain insurers, contingent upon the occurrence of either of two specified events, to make at least one comprehensive major medical health insurance policy available to all residents of this state within a specified timeframe; prohibiting such insurers from excluding, limiting, denying, or delaying coverage under such policies due to preexisting medical conditions; requiring such policies to have been actively marketed on a specified date and during a certain timeframe before that date; providing applicability; amending s. 627.6425, F.S.; revising the definition of the term “individual health insurance” relating to renewability of individual coverage; creating ss. 627.6426 and 627.6525, F.S.; defining the term “short-term health insurance”; providing disclosure requirements for short-term individual, group, blanket, and franchise health insurance policies; amending s. 627.654, F.S.; revising requirements for, and applicability relating to, association and small employer policies; creating s. 627.65612, F.S.; defining the terms “operative date” and “preexisting medical condition” with respect to group health insurance policies; requiring certain insurers, contingent upon the occurrence of either of two specified events, to make at least one comprehensive major medical health insurance policy available to all residents of this state within a specified timeframe; prohibiting such insurers from excluding, limiting, denying, or delaying coverage under such policies due to preexisting medical conditions; requiring such policies to have been actively marketed on a specified date and during a certain timeframe before that date; providing applicability; amending s. 641.31, F.S.; defining the terms “operative date” and “preexisting medical condition” with respect to health maintenance contracts; requiring health maintenance organizations, contingent upon the occurrence of either of two specified events, to make at least one comprehensive major medical health maintenance contract available to all residents of this state within a specified timeframe; prohibiting such health maintenance organizations from excluding, limiting, denying, or delaying coverage under such contracts due to preexisting medical conditions; requiring such contracts to have been actively marketed on a specified date and during a certain timeframe before that date; defining the terms “EHB-benchmark plan” and “office”; requiring the office to conduct a study evaluating this state’s current benchmark plan for essential health benefits under PPACA and options for changing the benchmark plan for future plan years; requiring the office, in conducting the study, to consider plans and certain benefits used by other states and to compare costs with those of this state; requiring the office to solicit and consider proposed health plans from health insurers and health maintenance organizations in developing recommendations; requiring the office, by a certain date, to provide a report with certain recommendations and a certain analysis to the Governor and the Legislature; providing for severability; providing effective dates.

—as amended April 24, was read the third time by title.

SENATOR SIMMONS PRESIDING

On motion by Senator Simpson, **CS for CS for SB 322**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—23

Mr. President	Diaz	Perry
Albritton	Flores	Simmons
Baxley	Gainer	Simpson
Bean	Gruters	Stargel
Benacquisto	Harrell	Stewart
Bradley	Hooper	Taddeo
Broxson	Mayfield	Wright
Cruz	Passidomo	

Nays—14

Berman	Braynon	Montford
Book	Farmer	Pizzo
Bracy	Gibson	Powell

Rader	Rouson	Torres
Rodriguez	Thurston	

Vote after roll call:

Yea—Hutson

Nay—Brandes

CS for CS for CS for SB 452—A bill to be entitled An act relating to elder abuse fatality review teams; creating s. 415.1103, F.S.; authorizing the establishment of elder abuse fatality review teams in each judicial circuit and housing the review teams, for administrative purposes only, in the Department of Elderly Affairs; providing conditions for review team membership, establishment, and organization; specifying requirements for the review team operations and meeting schedules; assigning responsibility for paying the administrative costs of review team operations to the team members or the entities they represent; authorizing elder abuse fatality review teams in existence on a certain date to continue; requiring such existing teams to comply with specified requirements; specifying review team duties; requiring each review team to submit annually a summary report by a certain date to the Department of Elderly Affairs containing specified information; requiring the department to prepare annually a summary report on the review teams’ information and submit the summary to the Governor, the Legislature, and the Department of Children and Families; providing immunity from monetary liability for review team members under certain conditions; providing an effective date.

—was read the third time by title.

On motion by Senator Gibson, **CS for CS for CS for SB 452** was passed and certified to the House. The vote on passage was:

Yeas—37

Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Lee	Stewart
Bradley	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright
Diaz	Pizzo	
Farmer	Powell	

Nays—None

Vote after roll call:

Yea—Mr. President, Brandes, Hutson

CS for CS for SB 494—A bill to be entitled An act relating to the Firefighters’ Bill of Rights; amending s. 112.81, F.S.; revising definitions and certain information be provided to a firefighter subjected to interrogation before the interrogation is conducted; authorizing a firefighter to provide a voluntary statement at any time after being informed of a certain right; prohibiting a firefighter from being threatened with certain disciplinary action during the course of an interrogation; requiring that a copy of the interrogation be provided to a firefighter within a specified timeframe, upon request; creating s. 112.825, F.S.; requiring that a firefighter be notified and provided certain information before certain disciplinary actions are taken; requiring that a firefighter be given the opportunity to address certain findings; requiring that certain information be kept confidential and exempt in accordance with existing law; providing an effective date.

—was read the third time by title.

On motion by Senator Hooper, **CS for CS for SB 494** was passed and certified to the House. The vote on passage was:

Yeas—36

Albritton	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Gibson	Rouson
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Passidomo	Thurston
Cruz	Perry	Torres
Diaz	Pizzo	Wright

Nays—None

Vote after roll call:

Yea—Mr. President, Brandes, Hutson, Montford

CS for CS for CS for SB 862—A bill to be entitled An act relating to lessor liability under special mobile equipment leases; creating s. 768.092, F.S.; defining terms; providing that a lessor of special mobile equipment that causes injury, death, or damage is not liable for certain acts of the lessee or lessee’s agent if the lease agreement requires documented proof of specified insurance coverage; providing that a lessee’s failure to have in effect the required coverage does not impose liability on the lessor; providing an effective date.

—was read the third time by title.

On motion by Senator Stargel, **CS for CS for CS for SB 862** was passed and certified to the House. The vote on passage was:

Yeas—29

Albritton	Broxson	Montford
Baxley	Cruz	Passidomo
Bean	Diaz	Perry
Benacquisto	Flores	Simmons
Berman	Gibson	Simpson
Book	Gruters	Stargel
Bracy	Harrell	Stewart
Bradley	Hooper	Taddeo
Brandes	Lee	Wright
Braynon	Mayfield	

Nays—8

Farmer	Rader	Thurston
Gainer	Rodriguez	Torres
Powell	Rouson	

Vote after roll call:

Yea—Mr. President, Hutson

Nay to Yea—Powell

SB 910—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 910** was passed and certified to the House. The vote on passage was:

Yeas—37

Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Lee	Stewart
Bradley	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright
Diaz	Pizzo	
Farmer	Powell	

Nays—None

Vote after roll call:

Yea—Mr. President, Brandes, Hutson

CS for CS for SB 1020—A bill to be entitled An act relating to the state hemp program; creating s. 581.217, F.S.; creating the state hemp program within the Department of Agriculture and Consumer Services; providing the purpose of the program; providing legislative findings; defining terms; providing requirements for program licensure; requiring the department to deny a license or renewal to certain applicants; authorizing certain industrial hemp pilot projects to participate in the program; providing for the distribution and retail sale of hemp extract; providing civil penalties; providing that hemp seed and hemp seed dealers are subject to the Florida Seed Law; providing hemp seed certification requirements; requiring the department, in consultation with the Department of Health and the Department of Business and Professional Regulation, to adopt specified rules within a specified timeframe; directing the Commissioner of Agriculture, in consultation with and with final approval from the Administration Commission, to submit a specified plan within a specified timeframe to the United States Secretary of Agriculture; creating an Industrial Hemp Advisory Board for a specified purpose; providing that the board is adjunct to the department for administrative purposes; providing for the membership and meetings of the board; prohibiting members of the board from receiving compensation; authorizing members of the board to receive reimbursements for certain expenses; amending s. 893.02, F.S.; revising the definition of the term “cannabis” to exclude hemp and industrial hemp for purposes of the Florida Comprehensive Drug Abuse Prevention and Control Act; amending s. 1004.4473, F.S.; revising the schools at which the department is required to authorize and oversee the development of industrial hemp pilot projects; authorizing universities to implement industrial hemp pilot projects pursuant to the state hemp program; requiring the department to submit certain program and fee information in its legislative budget request for the 2020-2021 fiscal year;

providing a directive to the Division of Law Revision; providing an effective date.

—as amended April 24, was read the third time by title.

On motion by Senator Bradley, **CS for CS for SB 1020**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—36

Albritton	Flores	Powell
Baxley	Gainer	Rader
Bean	Gibson	Rodriguez
Benacquisto	Gruters	Rouson
Berman	Harrell	Simmons
Book	Hooper	Simpson
Bradley	Lee	Stargel
Braynon	Mayfield	Stewart
Broxson	Montford	Taddeo
Cruz	Passidomo	Thurston
Diaz	Perry	Torres
Farmer	Pizzo	Wright

Nays—None

Vote after roll call:

Yea—Mr. President, Bracy, Brandes, Hutson

SB 1136—A bill to be entitled An act relating to cyberharassment; amending s. 784.049, F.S.; revising legislative intent; redefining the terms “personal identifying information” and “sexually cyberharass”; providing criminal penalties; reenacting ss. 901.15(16), 901.41(5), and 933.18(11), F.S., relating to lawful arrests by officers without a warrant, prearrest diversion programs, and when a warrant may be issued for the search of a private dwelling, respectively, to incorporate the amendment made to s. 784.049, F.S., in references thereto; providing an effective date.

—was read the third time by title.

On motion by Senator Harrell, **SB 1136** was passed and certified to the House. The vote on passage was:

Yeas—37

Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Lee	Stewart
Bradley	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright
Diaz	Pizzo	
Farmer	Powell	

Nays—None

Vote after roll call:

Yea—Mr. President, Hutson

Nay—Brandes

SB 1552—A bill to be entitled An act relating to the Florida Red Tide Mitigation and Technology Development Initiative; creating s. 379.2273, F.S.; providing legislative intent; establishing the Florida Red Tide Mitigation and Technology Development Initiative; providing the purpose and goal of the initiative; providing for funding; requiring the initiative to submit an annual report by a specified date to the Govern-

nor, the Legislature, the Secretary of Environmental Protection, and the executive director of the Fish and Wildlife Conservation Commission; establishing the Initiative Technology Advisory Council; providing for the meetings, membership, terms of office, and compensation of the council; providing for expiration of the initiative; providing appropriations; providing an effective date.

—was read the third time by title.

On motion by Senator Gruters, **SB 1552** was passed and certified to the House. The vote on passage was:

Yeas—37

Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Lee	Stewart
Bradley	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright
Diaz	Pizzo	
Farmer	Powell	

Nays—None

Vote after roll call:

Yea—Mr. President, Brandes, Hutson

SB 7076—A bill to be entitled An act relating to state university building designations; amending s. 1001.706, F.S.; requiring the Board of Governors to adopt regulations regarding the naming or renaming of state university facilities; specifying elements that must be addressed in the naming or renaming process; providing applicability; repealing chapter 73-370, Laws of Florida, relating to the designation of a Florida State University facility; rescinding designation of a building located at Florida State University, at the recommendation of the university; providing legislative intent; providing an effective date.

—was read the third time by title.

On motion by Senator Diaz, **SB 7076** was passed and certified to the House. The vote on passage was:

Yeas—34

Albritton	Gainer	Rader
Bean	Gibson	Rodriguez
Benacquisto	Gruters	Rouson
Berman	Harrell	Simmons
Book	Hooper	Simpson
Bracy	Lee	Stargel
Bradley	Mayfield	Stewart
Braynon	Montford	Taddeo
Broxson	Passidomo	Torres
Cruz	Perry	Wright
Diaz	Pizzo	
Flores	Powell	

Nays—1

Baxley

Vote after roll call:

Yea—Mr. President, Brandes, Farmer, Hutson, Thurston

Yea to Nay—Broxson

CS for SB 7098—A bill to be entitled An act relating to death benefits; reenacting and amending ss. 112.19 and 112.191, F.S., relating to death benefits for law enforcement, correctional, and correctional probation officers and for firefighters, respectively; revising definitions; revising the payment amounts of death benefits; deleting the provision requiring annual adjustment of the death benefit amount; conforming provisions regarding the waiver for specified educational expenses to changes made by the act; creating s. 112.1911, F.S.; establishing a death benefit for emergency medical technicians and paramedics to conform to s. 31, Art. X of the State Constitution; providing definitions; specifying eligibility and payment amounts for such death benefits; prescribing the procedure by which an emergency medical technician or a paramedic designates a beneficiary; specifying that such death benefits are supplementary and exempt from creditors' demands or claims; specifying the financial responsibility of employing agencies as to the payment of benefits; creating s. 112.1912, F.S.; defining the term "first responder"; providing a death benefit for certain educational expenses for the surviving spouse and children of certain first responders; authorizing a specified number of hours to be waived by certain educational institutions; providing requirements to receive such benefit; requiring the State Board of Education and the Board of Governors to adopt rules and regulations, respectively; amending s. 250.34, F.S.; modifying eligibility for certain death benefits for a deceased member of the Florida National Guard, to conform to s. 31, Art. X of the State Constitution; reenacting and amending s. 295.01, F.S.; modifying provisions governing educational expense waivers for the child or spouse of a servicemember; creating s. 295.061, F.S.; providing definitions; establishing a death benefit for active duty members of the United States Armed Forces, to conform to s. 31, Art. X of the State Constitution; specifying eligibility and other requirements for entitlement to such benefits; specifying the payment amount of such benefits; prescribing the procedure by which an active duty member designates a beneficiary; specifying that the state-funded benefit is in addition to any federal benefit; providing for funding of the death benefit; requiring the state to waive certain educational expenses of a child or spouse of a deceased active duty member of the United States Armed Forces; specifying conditions and requirements for the waiver; authorizing the State Board of Education and the Board of Governors to adopt rules and regulations, respectively; providing an effective date.

—was read the third time by title.

On motion by Senator Hooper, **CS for SB 7098** was passed and certified to the House. The vote on passage was:

Yeas—37

Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Lee	Stewart
Bradley	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright
Diaz	Pizzo	
Farmer	Powell	

Nays—None

Vote after roll call:

Yea—Mr. President, Hutson

CS for CS for SB 732—A bill to be entitled An act relating to office surgery; amending s. 456.074, F.S.; authorizing the Department of Health to issue an emergency order suspending or restricting the registration of certain facilities upon specified findings; requiring the department to revoke the registration of an office when its non-compliance constitutes an immediate or imminent danger to the health or safety of the public; amending s. 458.309, F.S.; deleting a provision relating to registration and inspection of an office in which a physician

performs certain procedures or office surgeries; creating s. 458.328, F.S.; requiring an office in which a physician performs certain procedures or office surgeries to register with the department; requiring an office to designate a physician to be responsible for certain compliance requirements as part of registration by a specified date; requiring an office and physicians practicing at the office to meet certain financial responsibility requirements; authorizing the department to deny or revoke the registration of or impose certain penalties against a facility in which certain procedures or office surgeries are performed under certain circumstances; requiring the department to conduct certain inspections; providing exceptions; requiring the department to revoke the registration of an office in which certain procedures or office surgeries are performed under certain circumstances; requiring the Board of Medicine to adopt rules governing the standards of practice for physicians practicing in such offices and to impose a specified fine on physicians who perform certain procedures or office surgeries in an unregistered office; authorizing the board to adopt rules to administer the registration, inspection, and safety of offices in which certain procedures or office surgeries are performed; amending s. 458.331, F.S.; providing that a physician performing certain procedures or office surgeries in an unregistered office constitutes grounds for denial of a license or disciplinary action; amending s. 459.005, F.S.; deleting a provision relating to registration and inspection of an office in which a physician performs certain procedures or office surgeries; creating s. 459.0138, F.S.; requiring an office in which a physician performs certain procedures or office surgeries to register with the department; requiring an office to designate a physician to be responsible for certain compliance requirements as part of registration by a specified date; requiring an office and physicians practicing at the office to meet certain financial responsibility requirements; authorizing the department to deny or revoke the registration of or impose certain penalties against a facility in which certain procedures or office surgeries are performed under certain circumstances; requiring the department to conduct certain inspections; providing exceptions; requiring the department to revoke the registration of an office in which certain procedures or office surgeries are performed under certain circumstances; requiring the Board of Osteopathic Medicine to adopt rules governing the standards of practice for physicians practicing in such offices and to impose a specified fine on physicians who perform certain procedures or office surgeries in an unregistered office; authorizing the board to adopt rules to administer the registration, inspection, and safety of offices in which certain procedures or office surgeries are performed; amending s. 459.015, F.S.; providing that the performance of certain procedures or office surgeries by a physician in an unregistered office constitutes grounds for denial of a license or disciplinary action; providing an effective date.

—as amended April 24, was read the third time by title.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendments was allowed:

Senator Flores moved the following amendments which were adopted by two-thirds vote:

Amendment 1 (424552) (with title amendment)—Delete lines 82-93 and insert:

(6) The department must issue an emergency order suspending or restricting the registration of an office registered under s. 458.328 or s. 459.0139 upon a finding of probable cause that the office or a physician practicing in the office is not in compliance with the standards of practice for office surgery adopted by the boards pursuant to s. 458.328 or s. 459.0138, as applicable, or is in violation of s. 458.331(1)(v) or s. 459.015(1)(z), and that such noncompliance or violation constitutes an immediate danger to the public.

And the title is amended as follows:

Delete lines 3-9 and insert: 456.074, F.S.; requiring the Department of Health to issue an emergency order suspending or restricting the registration of certain facilities upon specified findings; amending s. 458.309,

Amendment 2 (135768) (with title amendment)—Delete lines 169-162 and insert:

If an office's registration is revoked for

And the title is amended as follows:

Delete lines 26-29 and insert: inspections; providing exceptions; requiring the

Amendment 3 (439154) (with title amendment)—Delete lines 269-271 and insert:

If an office's registration is revoked for

And the title is amended as follows:

Delete lines 58-61 and insert: certain inspections; providing exceptions; requiring the

On motion by Senator Flores, **CS for CS for SB 732**, as amended, was passed, ordered engrossed, and certified to the House. The vote on passage was:

Yeas—37

Albritton	Farmer	Rader
Baxley	Flores	Rodriguez
Bean	Gainer	Rouson
Benacquisto	Gibson	Simmons
Berman	Gruters	Simpson
Book	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

Vote after roll call:

Yea—Mr. President, Hutson

CS for CS for CS for CS for SB 76—A bill to be entitled An act relating to driving while using a wireless communications device; amending s. 316.305, F.S.; revising a short title; redefining the term “wireless communications device”; revising legislative intent; prohibiting a person from operating a motor vehicle while using a wireless communications device; authorizing a law enforcement officer during a specified period to stop motor vehicles to issue warnings to persons who are driving while using a wireless communications device; providing for repeal of that authorization; authorizing a law enforcement officer, on and after a specified date, to stop motor vehicles and issue citations to persons who are driving while using a wireless communications device; revising exceptions to such prohibition; providing that a user's billing records for a wireless communications device or the testimony of or written statements from certain authorities are admissible as evidence in crashes involving serious bodily injury; requiring that law enforcement officers indicate specified information in the uniform traffic citation; providing penalties for driving while using a wireless communications device; authorizing first-time offenders to participate in a wireless communications device driving safety program, in lieu of the imposition of penalties; authorizing a clerk of the court to dismiss a case and assess court costs under certain circumstances; requiring the deposit of fines into the Emergency Medical Services Trust Fund of the Department of Health; deleting a provision requiring that enforcement be accomplished only as a secondary action; requiring law enforcement officers to record the race and ethnicity of violators when issuing a citation for a violation of this section; requiring all law enforcement agencies to maintain such information and report it to the Department of Highway Safety and Motor Vehicles in a form and manner determined by the department; beginning on a specified date, requiring the department to annually report the data to the Governor and Legislature; providing requirements for the report; authorizing the department, in consultation with the Department of Transportation, to

implement a statewide campaign to raise awareness of and encourage compliance with the prohibition on operating a motor vehicle while using a wireless communications device; authorizing the department to use certain messaging to implement the campaign; authorizing the department to contract with certain entities for certain purposes; providing effective dates.

—was read the third time by title.

Pending further consideration of **CS for CS for CS for CS for SB 76**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 107** was withdrawn from the Committees on Infrastructure and Security; and Rules.

On motion by Senator Simpson, the rules were waived and by two-thirds vote—

CS for HB 107—A bill to be entitled An act relating to texting while driving; amending s. 316.305, F.S.; revising legislative intent; requiring a law enforcement officer to inform a motor vehicle operator of certain rights; prohibiting certain actions by such officer; requiring such officer to record the race and ethnicity of a violator when issuing a citation; requiring law enforcement agencies to report such information to the Department of Highway Safety and Motor Vehicles; requiring the department to annually report certain data to the Governor and Legislature; removing the requirement that enforcement be accomplished as a secondary action; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for CS for SB 76** and 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 Simpson moved the following amendment:

Amendment 1 (856614) (with title amendment)—Delete line 104 and insert:

Section 2. Effective October 1, 2019, section 316.306, Florida Statutes, is created to read:

316.306 School and work zones; prohibition on the use of a wireless communications device in a handheld manner.—

(1) *For purposes of this section, the term “wireless communications device” has the same meaning as provided in s. 316.305(3)(a). The term includes, but is not limited to, a cell phone, a tablet, a laptop, a two-way messaging device, or an electronic game that is used or capable of being used in a handheld manner. The term does not include a safety, security, or convenience feature built into a motor vehicle which does not require the use of a handheld device.*

(2) *It is the intent of the Legislature to:*

(a) *Improve roadway safety in school and work zones for all vehicle operators, vehicle passengers, bicyclists, pedestrians, and other road users.*

(b) *Prevent crashes related to the act of driving while using a wireless communications device in a handheld manner when operating a motor vehicle while the vehicle is in motion.*

(c) *Reduce injuries, deaths, property damage, health care costs, health insurance rates, and automobile insurance rates related to motor vehicle crashes.*

(d) *Authorize law enforcement officers to stop motor vehicles and issue citations to persons who are driving in school or work zones while using a wireless communications device in a handheld manner as provided in subsection (3).*

(3)(a)1. *A person may not operate a motor vehicle while using a wireless communications device in a handheld manner in a designated school crossing, school zone, or work zone area as defined in s. 316.003(101). For the purposes of this paragraph, a motor vehicle that is stationary is not being operated and is not subject to the prohibition in this paragraph.*

2.a. During the period from October 1, 2019, through December 31, 2019, a law enforcement officer may stop motor vehicles to issue verbal or written warnings to persons who are in violation of subparagraph (a)1. for the purposes of informing and educating such persons of this section. This sub-subparagraph shall stand repealed on October 1, 2020.

b. Effective January 1, 2020, a law enforcement officer may stop motor vehicles and issue citations to persons who are driving while using a wireless communications device in a handheld manner in violation of subparagraph (a)1.

(b) Paragraph (a) does not apply to a motor vehicle operator who is:

1. Performing official duties as an operator of an authorized emergency vehicle as defined in s. 322.01, a law enforcement or fire service professional, or an emergency medical services professional.

2. Reporting an emergency or criminal or suspicious activity to law enforcement authorities.

3. Receiving messages that are:

- a. Related to the operation or navigation of the motor vehicle;
- b. Safety-related information, including emergency, traffic, or weather alerts;
- c. Data used primarily by the motor vehicle; or
- d. Radio broadcasts.

4. Using a device or system in a hands-free manner for navigation purposes.

5. Using a wireless communications device hands-free or hands-free in voice-operated mode, including, but not limited to, a factory-installed or after-market Bluetooth device.

6. Operating an autonomous vehicle, as defined in s. 316.003, in autonomous mode.

(c) A law enforcement officer who stops a motor vehicle for a violation of paragraph (a) must inform the motor vehicle operator of his or her right to decline a search of his or her wireless communications device and may not:

1. Access the wireless communications device without a warrant.
2. Confiscate the wireless communications device while awaiting issuance of a warrant to access such device.
3. Obtain consent from the motor vehicle operator to search his or her wireless communications device through coercion or other improper method. Consent to search a motor vehicle operator's wireless communications device must be voluntary and unequivocal.

(d) Only in the event of a crash resulting in death or serious bodily injury, as defined in s. 316.027, may a user's billing records for a wireless communications device, or the testimony of or written statements from appropriate authorities receiving such messages, be admissible as evidence in any proceeding to determine whether a violation of subparagraph (a)1. has been committed.

(e) Law enforcement officers must indicate the type of wireless communications device in the comment section of the uniform traffic citation.

(4)(a) Any person who violates this section commits a noncriminal traffic infraction, punishable as a moving violation, as provided in chapter 318, and shall have 3 points assessed against his or her driver license as set forth in s. 322.27(3)(d)7. For a first offense under this section, in lieu of the penalty specified in s. 318.18 and the assessment of points, a person who violates this section may elect to participate in a wireless communications device driving safety program approved by the Department of Highway Safety and Motor Vehicles. Upon completion of such program, the penalty specified in s. 318.18 and associated costs may be waived by the clerk of the court and the assessment of points must be waived.

(b) The clerk of the court may dismiss a case and assess court costs in accordance with s. 318.18(11)(a) for a nonmoving traffic infraction for a person who is cited for a first time violation of this section if the person shows the clerk proof of purchase of equipment that enables his or her personal wireless communications device to be used in a hands-free manner.

(5) Notwithstanding s. 318.21, all proceeds collected pursuant to s. 318.18 for violations of this section must be remitted to the Department of Revenue for deposit into the Emergency Medical Services Trust Fund of the Department of Health.

(6) When a law enforcement officer issues a citation for a violation of this section, the law enforcement officer must record the race and ethnicity of the violator. All law enforcement agencies must maintain such information and must report such information to the department in a form and manner determined by the department. Beginning February 1, 2020, the department shall annually report the data collected under this subsection to the Governor, the President of the Senate, and the Speaker of the House of Representatives. The data collected must be reported at least by statewide totals for local law enforcement agencies, state law enforcement agencies, and state university law enforcement agencies. The statewide total for local law enforcement agencies must combine the data for the county sheriffs and the municipal law enforcement agencies.

Section 3. (1) The Department of Highway Safety and Motor Vehicles, in consultation with the Department of Transportation, may implement a statewide campaign to raise awareness of and encourage compliance with ss. 316.305 and 316.306, Florida Statutes. The Department of Highway Safety and Motor Vehicles may use television messaging, radio broadcasts, print media, digital strategies, social media, and any other form of messaging deemed necessary and appropriate by the department to implement the campaign.

(2) The Department of Highway Safety and Motor Vehicles may contract with counties, local law enforcement agencies, safety councils, and public schools to assist with planning and conducting the statewide campaign.

Section 4. Except as otherwise expressly provided in this act, this act shall take effect July 1, 2019.

And the title is amended as follows:

Delete lines 2-14 and insert: An act relating to wireless communications while driving; amending s. 316.305, F.S.; revising legislative intent; requiring a law enforcement officer to inform a motor vehicle operator of certain rights; prohibiting certain actions by such officer; requiring such officer to record the race and ethnicity of a violator when issuing a citation; requiring law enforcement agencies to report such information to the Department of Highway Safety and Motor Vehicles; requiring the department to annually report certain data to the Governor and Legislature; removing the requirement that enforcement be accomplished as a secondary action; creating s. 316.306, F.S.; defining the term "wireless communications device"; providing legislative intent; prohibiting a person from operating a motor vehicle while using a wireless communications device in a handheld manner in a designated school crossing, school zone, or work zone; providing construction; authorizing a law enforcement officer during a specified period to stop motor vehicles to issue warnings to persons who are driving while using a wireless communications device in a handheld manner in a designated school crossing, school zone, or work zone; providing for repeal of that authorization; authorizing a law enforcement officer, on and after a specified date, to stop motor vehicles and issue citations to persons who are driving while using a wireless communications device in a handheld manner in a designated school crossing, school zone, or work zone; providing exceptions to such prohibition; requiring a law enforcement officer who stops a motor vehicle for a violation of driving while using a wireless communications device in a handheld manner in a designated school crossing, school zone, or work zone to inform the motor vehicle operator of his or her right to decline a search of his or her wireless communications device; prohibiting the law enforcement officer from taking specified actions; requiring certain consent to search a motor vehicle operator's wireless communications device; providing that a user's billing records for a wireless communications device or the testimony of or written statements from certain authorities are admissible as evidence in crashes resulting in death or serious bodily injury for certain purposes; requiring that law enforcement officers indicate

specified information in the uniform traffic citation; providing penalties for driving while using a wireless communications device in a handheld manner in a designated school crossing, school zone, or work zone; authorizing first-time offenders to participate in a wireless communications device driving safety program, in lieu of the imposition of penalties; authorizing a clerk of the court to dismiss a case and assess court costs under certain circumstances; requiring the deposit of fines into the Emergency Medical Services Trust Fund of the Department of Health; requiring law enforcement officers to record the race and ethnicity of violators when issuing a citation for a violation of this section; requiring all law enforcement agencies to maintain such information and report it to the Department of Highway Safety and Motor Vehicles in a form and manner determined by the department; beginning on a specified date, requiring the department to annually report the data to the Governor and Legislature; providing requirements for the report; authorizing the department, in consultation with the Department of Transportation, to implement a statewide campaign to raise awareness of and encourage compliance with the prohibitions on operating a motor vehicle while using a wireless communications device; authorizing the department to use certain messaging to implement the campaign; authorizing the department to contract with certain entities for certain purposes; providing effective dates.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Simpson moved the following amendment to **Amendment 1 (856614)** which was adopted:

Amendment 1A (606016) (with title amendment)—Delete line 34 and insert:

defined in s. 316.003(101). This subparagraph shall only be applicable to work zone areas if construction personnel are present or are operating equipment on the road or immediately adjacent to the work zone area. For the purposes of this paragraph,

And the title is amended as follows:

Delete line 167 and insert: school zone, or work zone; providing applicability; providing construction;

Amendment 1 (856614), as amended, was adopted.

On motion by Senator Simpson, by two-thirds vote, **CS for HB 107**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—33

Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Harrell	Rouson
Benacquisto	Hooper	Simmons
Berman	Hutson	Simpson
Book	Lee	Stargel
Bracy	Mayfield	Stewart
Broxson	Montford	Taddeo
Cruz	Passidomo	Thurston
Diaz	Perry	Torres
Farmer	Pizzo	Wright

Nays—5

Bradley	Gibson	Powell
Brandes	Gruters	

Vote after roll call:

Yea—Mr. President

THE PRESIDENT PRESIDING

SPECIAL ORDER CALENDAR, continued

On motion by Senator Lee—

SB 1098—A bill to be entitled An act relating to a sales tax refund for eligible job training organizations; creating s. 212.094, F.S.; defining terms; providing that eligible job training organizations are entitled to receive a refund of a specified percentage of certain sales taxes remitted to the Department of Revenue; requiring such organizations to use the refund only for specified purposes; specifying a limit on the total amount of refunds issued by the department in any state fiscal year; requiring that refunds be granted on a first-come, first-served basis; specifying requirements for applying for a certain certification with the Department of Economic Opportunity; specifying requirements and procedures for the Department of Economic Opportunity in reviewing and approving applications; specifying that certifications remain valid so long as such organizations comply with certain requirements; providing that such organizations must annually apply for refunds with the Department of Revenue within a certain timeframe; providing requirements for refund applications; providing construction; requiring such organizations, under certain circumstances and at certain timeframes, to provide a specified report to the Department of Economic Opportunity; authorizing the Department of Economic Opportunity to adopt rules; requiring the Department of Economic Opportunity to notify the Department of Revenue under certain circumstances; prohibiting the Department of Revenue from issuing refunds after receiving such notifications; authorizing the Department of Revenue to audit any refunds within a certain timeframe; providing that refund overpayments and refunds issued to ineligible organizations are subject to repayment and specified interest; providing an effective date.

—was read the second time by title.

Senator Lee moved the following amendment which was adopted:

Amendment 1 (338420) (with directory and title amendments)—Delete lines 141-149 and insert:

Opportunity must notify the department by August 31. The department may not issue a refund after receiving such notification.

(c) The overpayment of a refund or a refund issued to an ineligible organization is subject to repayment and interest at the rate calculated pursuant to s. 213.235.

Section 2. *(1) The Department of Revenue is authorized, and all conditions are deemed met, to adopt emergency rules pursuant to s. 120.54(4), Florida Statutes, for the purpose of administering this act.*

(2) Notwithstanding any other 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 expires July 1, 2020.

Section 3. Except as otherwise expressly provided in this act, this act shall take effect upon becoming a law.

And the directory clause is amended as follows:

Delete line 40 and insert:

Section 1. Effective July 1, 2019, section 212.094, Florida Statutes, is created to

And the title is amended as follows:

Delete lines 32-36 and insert: providing that refund overpayments and refunds issued to ineligible organizations are subject to repayment and specified interest; authorizing the Department of Revenue to adopt emergency rules; providing for expiration of the authorization; providing effective dates.

Pursuant to Rule 4.19, **SB 1098**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Mayfield—

CS for CS for CS for SB 1180—A bill to be entitled An act relating to prescription drug formulary consumer protection; creating s. 627.42393, F.S.; requiring insurers issuing individual or group health insurance policies to provide certain notices to current and prospective insureds within a certain timeframe before the effective date of any change to a prescription drug formulary during a policy year; specifying requirements for a notice of medical necessity that an insured's treating physician may submit to the insurer within a certain timeframe; specifying means by which the notice is to be submitted; requiring the Financial Services Commission to adopt a certain rule; specifying a requirement and prohibited acts relating to certain coverage changes by an insurer if the treating physician provides certain certification; providing construction and applicability; providing an exception for certain increases in prescription drug prices by the drug manufacturer; specifying notification requirements for insurers under such circumstances; requiring insurers to maintain a record of formulary changes and submit an annual report to the Office of Insurance Regulation delineating such changes within a certain timeframe; requiring the commission to adopt a certain form by rule; amending s. 627.6699, F.S.; requiring small employer carriers to comply with certain requirements for any change to a prescription drug formulary under the health benefit plan; amending s. 641.31, F.S.; requiring health maintenance organizations to provide certain notices to current and prospective subscribers within a certain timeframe before the effective date of any change to a prescription drug formulary during a contract year; specifying requirements for a notice of medical necessity that a subscriber's treating physician may submit to the health maintenance organization within a certain timeframe; specifying means by which the notice is to be submitted; requiring the commission to adopt a certain rule; specifying a requirement and prohibited acts relating to certain coverage changes by a health maintenance organization if the treating physician provides certain certification; providing construction and applicability; providing an exception for certain increases in prescription drug prices by the drug manufacturer; specifying notification requirements for health maintenance organizations under such circumstances; requiring health maintenance organizations to maintain a record of formulary changes and submit an annual report to the office delineating such changes within a certain timeframe; requiring the commission to adopt a certain form by rule; providing a declaration of important state interest; providing an effective date.

—was read the second time by title.

Senator Mayfield moved the following amendment:

Amendment 1 (494528) (with title amendment)—Delete lines 65-293 and insert:

this state shall provide general notification of the change in the formulary to current and prospective insureds in a readily accessible format on the insurer's website and notify, electronically or by first-class mail, any insured currently receiving coverage for a prescription drug for which the formulary change modifies coverage and the insured's treating physician, including information on the specific drugs involved.

(2) A health insurer shall maintain a record of any change in its formulary during the policy year and, within 90 days after the end of the policy year, submit an annual report to the office delineating such changes. The annual report must include, at a minimum:

(a) A list of all drugs that were removed from a formulary and the reasons for the removal;

(b) A list of all drugs that were moved to a tier that resulted in additional out-of-pocket costs to insureds;

(c) The number of insureds notified by the insurer of a change in formulary; and

(d) The increased cost, by dollar amount, incurred by insureds because of such change in the formulary.

Section 2. Paragraph (e) of subsection (5) of section 627.6699, Florida Statutes, is amended to read:

627.6699 Employee Health Care Access Act.—

(5) AVAILABILITY OF COVERAGE.—

(e) All health benefit plans issued under this section must comply with the following conditions:

1. For employers who have fewer than two employees, a late enrollee may be excluded from coverage for no longer than 24 months if he or she was not covered by creditable coverage continually to a date not more than 63 days before the effective date of his or her new coverage.

2. Any requirement used by a small employer carrier in determining whether to provide coverage to a small employer group, including requirements for minimum participation of eligible employees and minimum employer contributions, must be applied uniformly among all small employer groups having the same number of eligible employees applying for coverage or receiving coverage from the small employer carrier, except that a small employer carrier that participates in, administers, or issues health benefits pursuant to s. 381.0406 which do not include a preexisting condition exclusion may require as a condition of offering such benefits that the employer has had no health insurance coverage for its employees for a period of at least 6 months. A small employer carrier may vary application of minimum participation requirements and minimum employer contribution requirements only by the size of the small employer group.

3. In applying minimum participation requirements with respect to a small employer, a small employer carrier shall not consider as an eligible employee employees or dependents who have qualifying existing coverage in an employer-based group insurance plan or an ERISA qualified self-insurance plan in determining whether the applicable percentage of participation is met. However, a small employer carrier may count eligible employees and dependents who have coverage under another health plan that is sponsored by that employer.

4. A small employer carrier shall not increase any requirement for minimum employee participation or any requirement for minimum employer contribution applicable to a small employer at any time after the small employer has been accepted for coverage, unless the employer size has changed, in which case the small employer carrier may apply the requirements that are applicable to the new group size.

5. If a small employer carrier offers coverage to a small employer, it must offer coverage to all the small employer's eligible employees and their dependents. A small employer carrier may not offer coverage limited to certain persons in a group or to part of a group, except with respect to late enrollees.

6. A small employer carrier may not modify any health benefit plan issued to a small employer with respect to a small employer or any eligible employee or dependent through riders, endorsements, or otherwise to restrict or exclude coverage for certain diseases or medical conditions otherwise covered by the health benefit plan.

7. An initial enrollment period of at least 30 days must be provided. An annual 30-day open enrollment period must be offered to each small employer's eligible employees and their dependents. A small employer carrier must provide special enrollment periods as required by s. 627.65615.

8. A small employer carrier shall comply with s. 627.42393 for any change to a prescription drug formulary.

Section 3. Subsection (36) of section 641.31, Florida Statutes, is amended to read:

641.31 Health maintenance contracts.—

(36) *Except as provided in paragraph (a), a health maintenance organization may increase the copayment for any benefit, or delete, amend, or limit any of the benefits to which a subscriber is entitled under the group contract only, upon written notice to the contract holder at least 45 days in advance of the time of coverage renewal. The health maintenance organization may amend the contract with the contract holder, with such amendment to be effective immediately at the time of coverage renewal. The written notice to the contract holder must ~~shall~~ specifically identify any deletions, amendments, or limitations to any of the benefits provided in the group contract during the current contract period which will be included in the group contract upon renewal. This subsection does not apply to any increases in ben-*

efits. The 45-day notice requirement ~~does shall~~ not apply if benefits are amended, deleted, or limited at the request of the contract holder.

(a) At least 60 days before the effective date of any change to a prescription drug formulary during a contract year, the health maintenance organization shall provide general notification of the change in the formulary to current and prospective subscribers in a readily accessible format on the health maintenance organization's website and notify, electronically or by first-class mail, any subscriber currently receiving coverage for a prescription drug for which the formulary change modifies coverage and the subscriber's treating physician, including information on the specific drugs involved.

(b) A health maintenance organization shall maintain a record of any change in its formulary during the policy year and, within 90 days after the end of the policy year, submit an annual report to the office delineating such changes. The annual report must include, at a minimum:

1. A list of all drugs that were removed from a formulary and the reasons for the removal;
2. A list of all drugs that were moved to a tier that resulted in additional out-of-pocket costs to subscribers;
3. The number of subscribers notified by the health maintenance organization of a change in formulary; and
4. The increased cost, by dollar amount, incurred by subscribers because of such change in the formulary.

And the title is amended as follows:

Delete lines 6-53 and insert: current and prospective insureds, and the insureds' treating physicians, within a certain timeframe before the effective date of any change to a prescription drug formulary during a policy year; requiring such insurers to maintain a record of formulary changes and submit a certain annual report to the Office of Insurance Regulation within a certain timeframe; specifying requirements for the annual report; amending s. 627.6699, F.S.; requiring small employer carriers to comply with certain requirements for any change to a prescription drug formulary under the health benefit plan; amending s. 641.31, F.S.; requiring health maintenance organizations to provide certain notices to current and prospective subscribers, and the subscribers' treating physicians, within a certain timeframe before the effective date of any change to a prescription drug formulary during a contract year; requiring such health maintenance organizations to maintain a record of formulary changes and submit a certain annual report to the office within a certain timeframe; specifying requirements for the annual report; providing a declaration of important state

Senator Mayfield moved the following substitute amendment:

Amendment 2 (636826) (with title amendment)—Delete lines 65-293 and insert:

this state shall provide general notification of the change in the formulary to current and prospective insureds in a readily accessible format on the insurer's website and notify, electronically or by first-class mail, any insured currently receiving coverage for a prescription drug for which the formulary change modifies coverage and the insured's treating physician, including information on the specific drugs involved.

(2) A health insurer shall maintain a record of any change in its formulary during the policy year, and by March 1 annually, submit a report to the office delineating such changes. The annual report must include, at a minimum:

- (a) A list of all drugs that were removed from a formulary and the reasons for the removal;
- (b) A list of all drugs that were moved to a tier that resulted in additional out-of-pocket costs to insureds;
- (c) The number of insureds notified by the insurer of a change in formulary; and
- (d) The increased cost, by dollar amount, incurred by insureds because of such change in the formulary.

(3) By May 1 annually, the office shall:

- (a) Compile the data in such annual reports submitted by health insurers and prepare a report summarizing the data submitted;
- (b) Make the report publicly accessible on its website; and
- (c) Submit the report to the Governor, the President of the Senate, and the Speaker of the House of Representatives.

Section 2. Paragraph (e) of subsection (5) of section 627.6699, Florida Statutes, is amended to read:

627.6699 Employee Health Care Access Act.—

(5) AVAILABILITY OF COVERAGE.—

(e) All health benefit plans issued under this section must comply with the following conditions:

1. For employers who have fewer than two employees, a late enrollee may be excluded from coverage for no longer than 24 months if he or she was not covered by creditable coverage continually to a date not more than 63 days before the effective date of his or her new coverage.

2. Any requirement used by a small employer carrier in determining whether to provide coverage to a small employer group, including requirements for minimum participation of eligible employees and minimum employer contributions, must be applied uniformly among all small employer groups having the same number of eligible employees applying for coverage or receiving coverage from the small employer carrier, except that a small employer carrier that participates in, administers, or issues health benefits pursuant to s. 381.0406 which do not include a preexisting condition exclusion may require as a condition of offering such benefits that the employer has had no health insurance coverage for its employees for a period of at least 6 months. A small employer carrier may vary application of minimum participation requirements and minimum employer contribution requirements only by the size of the small employer group.

3. In applying minimum participation requirements with respect to a small employer, a small employer carrier shall not consider as an eligible employee employees or dependents who have qualifying existing coverage in an employer-based group insurance plan or an ERISA qualified self-insurance plan in determining whether the applicable percentage of participation is met. However, a small employer carrier may count eligible employees and dependents who have coverage under another health plan that is sponsored by that employer.

4. A small employer carrier shall not increase any requirement for minimum employee participation or any requirement for minimum employer contribution applicable to a small employer at any time after the small employer has been accepted for coverage, unless the employer size has changed, in which case the small employer carrier may apply the requirements that are applicable to the new group size.

5. If a small employer carrier offers coverage to a small employer, it must offer coverage to all the small employer's eligible employees and their dependents. A small employer carrier may not offer coverage limited to certain persons in a group or to part of a group, except with respect to late enrollees.

6. A small employer carrier may not modify any health benefit plan issued to a small employer with respect to a small employer or any eligible employee or dependent through riders, endorsements, or otherwise to restrict or exclude coverage for certain diseases or medical conditions otherwise covered by the health benefit plan.

7. An initial enrollment period of at least 30 days must be provided. An annual 30-day open enrollment period must be offered to each small employer's eligible employees and their dependents. A small employer carrier must provide special enrollment periods as required by s. 627.65615.

8. A small employer carrier shall comply with s. 627.42393 for any change to a prescription drug formulary.

Section 3. Subsection (36) of section 641.31, Florida Statutes, is amended to read:

641.31 Health maintenance contracts.—

(36) *Except as provided in paragraph (a), a health maintenance organization may increase the copayment for any benefit, or delete, amend, or limit any of the benefits to which a subscriber is entitled under the group contract only, upon written notice to the contract holder at least 45 days in advance of the time of coverage renewal. The health maintenance organization may amend the contract with the contract holder, with such amendment to be effective immediately at the time of coverage renewal. The written notice to the contract holder must ~~shall~~ specifically identify any deletions, amendments, or limitations to any of the benefits provided in the group contract during the current contract period which will be included in the group contract upon renewal. This subsection does not apply to any increases in benefits. The 45-day notice requirement ~~does shall~~ not apply if benefits are amended, deleted, or limited at the request of the contract holder.*

(a) *At least 60 days before the effective date of any change to a prescription drug formulary during a contract year, the health maintenance organization shall provide general notification of the change in the formulary to current and prospective subscribers in a readily accessible format on the health maintenance organization's website and notify, electronically or by first-class mail, any subscriber currently receiving coverage for a prescription drug for which the formulary change modifies coverage and the subscriber's treating physician, including information on the specific drugs involved.*

(b) *A health maintenance organization shall maintain a record of any change in its formulary during the policy year, and by March 1 annually, submit a report to the office delineating such changes. The annual report must include, at a minimum:*

1. *A list of all drugs that were removed from a formulary and the reasons for the removal;*
2. *A list of all drugs that were moved to a tier that resulted in additional out-of-pocket costs to subscribers;*
3. *The number of subscribers notified by the health maintenance organization of a change in formulary; and*
4. *The increased cost, by dollar amount, incurred by subscribers because of such change in the formulary.*

(c) *By May 1 annually, the office shall:*

1. *Compile the data in such annual reports submitted by health maintenance organizations and prepare a report summarizing the data submitted;*
2. *Make the report publicly accessible on its website; and*
3. *Submit the report to the Governor, the President of the Senate, and the Speaker of the House of Representatives.*

And the title is amended as follows:

Delete lines 6-53 and insert: *current and prospective insureds, and the insureds' treating physicians, within a certain timeframe before the effective date of any change to a prescription drug formulary during a policy year; requiring such insurers to maintain a record of formulary changes and submit a certain annual report to the Office of Insurance Regulation; specifying requirements for the annual report; requiring the office to annually compile data in such reports and prepare an annual report summarizing such data; requiring the office to annually post the report on its website and submit the report to the Governor and Legislature by a certain date; amending s. 627.6699, F.S.; requiring small employer carriers to comply with certain requirements for any change to a prescription drug formulary under the health benefit plan; amending s. 641.31, F.S.; requiring health maintenance organizations to provide certain notices to current and prospective subscribers, and the subscribers' treating physicians, within a certain timeframe before the effective date of any change to a prescription drug formulary during a contract year; requiring such health maintenance organizations to maintain a record of formulary changes and submit a certain annual report to the office; specifying requirements for the annual report; requiring the office to annually compile data in such reports and prepare an annual report summarizing such data; requiring the office to an-*

nually post the report on its website and submit the report to the Governor and Legislature; providing a declaration of important state

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 substitute **Amendment 2 (636826)** which was adopted:

Amendment 2A (675162)—Delete lines 14-126 and insert: *in its formulary during a calendar year. By March 1 annually, a health insurer shall submit a report to the office delineating such changes made in the previous calendar year. The annual report must include, at a minimum:*

- (a) *A list of all drugs that were removed from a formulary and the reasons for the removal;*
- (b) *A list of all drugs that were moved to a tier that resulted in additional out-of-pocket costs to insureds;*
- (c) *The number of insureds notified by the insurer of a change in formulary; and*
- (d) *The increased cost, by dollar amount, incurred by insureds because of such change in the formulary.*

(3) *By May 1 annually, the office shall:*

- (a) *Compile the data in such annual reports submitted by health insurers and prepare a report summarizing the data submitted;*
- (b) *Make the report publicly accessible on its website; and*
- (c) *Submit the report to the Governor, the President of the Senate, and the Speaker of the House of Representatives.*

Section 2. Paragraph (e) of subsection (5) of section 627.6699, Florida Statutes, is amended to read:

627.6699 Employee Health Care Access Act.—

(5) AVAILABILITY OF COVERAGE.—

(e) All health benefit plans issued under this section must comply with the following conditions:

1. For employers who have fewer than two employees, a late enrollee may be excluded from coverage for no longer than 24 months if he or she was not covered by creditable coverage continually to a date not more than 63 days before the effective date of his or her new coverage.

2. Any requirement used by a small employer carrier in determining whether to provide coverage to a small employer group, including requirements for minimum participation of eligible employees and minimum employer contributions, must be applied uniformly among all small employer groups having the same number of eligible employees applying for coverage or receiving coverage from the small employer carrier, except that a small employer carrier that participates in, administers, or issues health benefits pursuant to s. 381.0406 which do not include a preexisting condition exclusion may require as a condition of offering such benefits that the employer has had no health insurance coverage for its employees for a period of at least 6 months. A small employer carrier may vary application of minimum participation requirements and minimum employer contribution requirements only by the size of the small employer group.

3. In applying minimum participation requirements with respect to a small employer, a small employer carrier shall not consider as an eligible employee employees or dependents who have qualifying existing coverage in an employer-based group insurance plan or an ERISA qualified self-insurance plan in determining whether the applicable percentage of participation is met. However, a small employer carrier may count eligible employees and dependents who have coverage under another health plan that is sponsored by that employer.

4. A small employer carrier shall not increase any requirement for minimum employee participation or any requirement for minimum employer contribution applicable to a small employer at any time after

the small employer has been accepted for coverage, unless the employer size has changed, in which case the small employer carrier may apply the requirements that are applicable to the new group size.

5. If a small employer carrier offers coverage to a small employer, it must offer coverage to all the small employer's eligible employees and their dependents. A small employer carrier may not offer coverage limited to certain persons in a group or to part of a group, except with respect to late enrollees.

6. A small employer carrier may not modify any health benefit plan issued to a small employer with respect to a small employer or any eligible employee or dependent through riders, endorsements, or otherwise to restrict or exclude coverage for certain diseases or medical conditions otherwise covered by the health benefit plan.

7. An initial enrollment period of at least 30 days must be provided. An annual 30-day open enrollment period must be offered to each small employer's eligible employees and their dependents. A small employer carrier must provide special enrollment periods as required by s. 627.65615.

8. *A small employer carrier shall comply with s. 627.42393 for any change to a prescription drug formulary.*

Section 3. Subsection (36) of section 641.31, Florida Statutes, is amended to read:

641.31 Health maintenance contracts.—

(36) *Except as provided in paragraph (a), a health maintenance organization may increase the copayment for any benefit, or delete, amend, or limit any of the benefits to which a subscriber is entitled under the group contract only, upon written notice to the contract holder at least 45 days in advance of the time of coverage renewal. The health maintenance organization may amend the contract with the contract holder, with such amendment to be effective immediately at the time of coverage renewal. The written notice to the contract holder must ~~shall~~ specifically identify any deletions, amendments, or limitations to any of the benefits provided in the group contract during the current contract period which will be included in the group contract upon renewal. This subsection does not apply to any increases in benefits. The 45-day notice requirement ~~does shall~~ not apply if benefits are amended, deleted, or limited at the request of the contract holder.*

(a) *At least 60 days before the effective date of any change to a prescription drug formulary during a contract year, the health maintenance organization shall provide general notification of the change in the formulary to current and prospective subscribers in a readily accessible format on the health maintenance organization's website and notify, electronically or by first-class mail, any subscriber currently receiving coverage for a prescription drug for which the formulary change modifies coverage and the subscriber's treating physician, including information on the specific drugs involved.*

(b) *A health maintenance organization shall maintain a record of any change in its formulary during a calendar year. By March 1 annually, a health maintenance organization shall submit a report to the office delineating such changes made in the previous calendar year. The annual report must include, at a*

Amendment 2 (636826), as amended, was adopted.

Pursuant to Rule 4.19, **CS for CS for CS for SB 1180**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Mayfield—

CS for CS for SB 1278—A bill to be entitled An act relating to biosolids management; creating s. 403.0616, F.S.; requiring the Department of Environmental Protection, subject to appropriation, to establish a real-time water quality monitoring program; encouraging the formation of public-private partnerships; creating s. 403.08715, F.S.; providing legislative findings; defining the term “biosolids”; prohibiting the land application of biosolids on certain sites; prohibiting the department from issuing or renewing certain permits; directing the department to initiate rulemaking by a specified date, adopt specified

rules for biosolids management, and implement a specified water quality monitoring program; providing applicability; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1278** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 1306** was deferred.

By direction of the President, the Senate resumed consideration of—

CS for CS for CS for SB 168—A bill to be entitled An act relating to federal immigration enforcement; 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 use best efforts to support the enforcement of federal immigration law; prohibiting restrictions by the 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 alien unlawfully present in the United States 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 immigration detainers; requiring county correctional facilities to enter agreements for payments for complying with immigration detainers; providing for injunctive relief; 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.

—which was previously considered and amended this day.

Senator Rodriguez moved the following amendment which failed:

Amendment 6 (256712) (with title amendment)—Delete lines 180-194 and insert:

(5) *A state entity, a local governmental entity, or a law enforcement agency implementing this chapter has an affirmative duty to inquire whether a person is a victim of or a witness to a criminal offense and, if so, such victim or witness may not be subject to this chapter.*

And the title is amended as follows:

Delete lines 18-21 and insert: circumstances; providing that certain entities or agencies have an affirmative duty to inquire whether a person is a victim of or a witness to a criminal offense, and if so, prohibiting the person from being subject to the act; specifying

The vote was:

Yeas—16

Berman	Montford	Stewart
Bracy	Pizzo	Taddeo
Braynon	Powell	Thurston
Cruz	Rader	Torres
Farmer	Rodriguez	
Gibson	Rouson	

Nays—22

Mr. President	Diaz	Passidomo
Albritton	Gainer	Perry
Baxley	Gruters	Simmons
Bean	Harrell	Simpson
Benacquisto	Hooper	Stargel
Bradley	Hutson	Wright
Brandes	Lee	
Broxson	Mayfield	

Senator Gruters moved the following amendment which was adopted:

Amendment 7 (771258) (with title amendment)—Delete lines 229-244 and insert:

(1) Any executive or administrative state, county, or municipal officer who violates his or her duties under this chapter may be subject to action by the Governor in the exercise of his or her authority under the State Constitution and state law. Pursuant to s. 1(b), Art. IV of the State Constitution, the Governor may initiate judicial proceedings in the name of the state against such officers to enforce compliance with any duty under this chapter or restrain any unauthorized act contrary to this chapter.

(2) In addition, the Attorney General may file suit against a local governmental entity or local law enforcement agency in a court of competent jurisdiction for declaratory or injunctive relief for a violation of this chapter.

(3) If a local governmental entity or local law enforcement agency violates this chapter, the court must enjoin the unlawful sanctuary policy. The court has continuing jurisdiction over the parties and subject matter and may enforce its orders with the initiation of contempt proceedings as provided by law.

(4) An order approving a consent decree or granting an injunction must include written findings of fact that describe with specificity the existence and nature of the sanctuary policy that violates this chapter.

And the title is amended as follows:

Delete line 25 and insert: providing for enforcement; providing for declaratory or injunctive relief; requiring a court to enjoin unlawful sanctuary policies; requiring written findings of fact under certain circumstances; providing for

Senator Rodriguez moved the following amendment which failed:

Amendment 8 (934022) (with title amendment)—Delete lines 245-249 and insert:

908.108 *Education facilities or institutions.*—This chapter does not apply to law enforcement agencies or local governmental entities operating at any educational facility or institution.

And the title is amended as follows:

Delete line 26 and insert: nonapplicability of the act to certain educational facilities and institutions;

Senator Powell moved the following amendment which failed:

Amendment 9 (810340)—Delete lines 255-256 and insert: disability of a person.

MOTIONS

On motion by Senator Benacquisto, the rules were waived and time of adjournment was extended until 7:00 p.m.

Senator Rodriguez moved the following amendments which failed:

Amendment 10 (363492) (with title amendment)—Between lines 256 and 257 insert:

908.111 *Repeal.*—This chapter shall stand repealed on July 1, 2022, unless reviewed and saved from repeal through reenactment by the Legislature.

Section 2. *The Office of Economic and Demographic Research, in consultation with the Office of Program Policy Analysis and Government Accountability, shall conduct a study on the fiscal impact of this act on every affected agency and entity. The study must, at a minimum, include the fiscal impact on state entities as defined in this act, on law enforce-*

ment agencies as defined in this act, on local governmental entities as defined in this act, on tourism, on agriculture, and on the overall state economy. By January 1, 2021, the study must be completed and the Office of Economic and Demographic Research shall submit a report to the Governor, the President of the Senate, the Minority Leader of the Senate, the Speaker of the House of Representatives, and the Minority Leader of the House of Representatives.

And the title is amended as follows:

Delete line 28 and insert: providing for future legislative review and repeal; requiring a fiscal impact study; specifying minimum requirements for the study; providing a completion date for the study; requiring the submittal of a report to the Governor and the Legislature by a specified date; requiring repeal of

Amendment 11 (440066) (with title amendment)—Delete line 256 and insert:

United States Constitution or the State Constitution. A person aggrieved by a violation of this section may enforce any provision of this section by a civil action in any court of competent jurisdiction on behalf of herself or himself or on behalf of others similarly situated, and in addition to any judgment awarded, the appropriate court must allow reasonable attorney fees to be paid to the aggrieved person. The remedies in this section are cumulative of other remedies and this section may not be construed as a limitation.

And the title is amended as follows:

Between lines 27 and 28 insert: authorizing an aggrieved person to file a civil cause of action in a court of competent jurisdiction; providing for the payment of reasonable attorney fees;

Amendment 12 (916830) (with directory and title amendments)—Between lines 256 and 257 insert:

908.112 *Nonapplicability of chapter.*—This chapter does not apply to victims of sexual crimes.

And the directory clause is amended as follows:

Delete line 35 and insert: sections 908.101-908.112, is created to read:

And the title is amended as follows:

Between lines 27 and 28 insert: specifying nonapplicability of the act to victims of sexual crimes;

Amendment 13 (434128) (with directory and title amendments)—Between lines 256 and 257 insert:

908.111 *Nonapplicability of chapter.*—This chapter does not apply to victims of human trafficking, as described in s. 787.06.

And the directory clause is amended as follows:

Delete line 35 and insert: sections 908.101-908.111, is created to read:

And the title is amended as follows:

Between lines 27 and 28 insert: specifying nonapplicability of the act to victims of human trafficking;

Senator Torres moved the following amendment which failed:

Amendment 14 (589678) (with title amendment)—Between lines 260 and 261 insert:

Section 3. *This act does not apply to an undocumented person who has served in the Armed Forces of the United States or a family member of such servicemember.*

And the title is amended as follows:

Between lines 29 and 30 insert: providing applicability;

The vote was:

Yeas—17

Berman	Gibson	Rouson
Book	Montford	Stewart
Bracy	Pizzo	Taddeo
Braynon	Powell	Thurston
Cruz	Rader	Torres
Farmer	Rodriguez	

Nays—22

Mr. President	Diaz	Passidomo
Albritton	Gainer	Perry
Baxley	Gruters	Simmons
Bean	Harrell	Simpson
Benacquisto	Hooper	Stargel
Bradley	Hutson	Wright
Brandes	Lee	
Broxson	Mayfield	

Senator Torres moved the following amendment which failed:

Amendment 15 (943906) (with title amendment)—Between lines 260 and 261 insert:

Section 3. *This act does not apply to a person who has applied for refugee status under Title 8 of the United States Code before July 1, 2019, during the pendency of such application, and including any appeals.*

And the title is amended as follows:

Between lines 29 and 30 insert: providing applicability;

The vote was:

Yeas—17

Berman	Gibson	Rouson
Book	Montford	Stewart
Bracy	Pizzo	Taddeo
Braynon	Powell	Thurston
Cruz	Rader	Torres
Farmer	Rodriguez	

Nays—21

Mr. President	Broxson	Mayfield
Albritton	Gainer	Passidomo
Baxley	Gruters	Perry
Bean	Harrell	Simmons
Benacquisto	Hooper	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Wright

Senator Taddeo moved the following amendment which failed:

Amendment 16 (248466) (with title amendment)—Between lines 260 and 261 insert:

Section 3. *This act does not apply to a recipient of Temporary Protected Status under federal law or of Deferred Action for Childhood Arrivals under federal law.*

And the title is amended as follows:

Between lines 29 and 30 insert: providing applicability;

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Diaz moved the following amendment which was adopted:

Amendment 17 (794338)—Between lines 194 and 195 insert:

(7) *This section does not authorize a law enforcement agency to detain an alien unlawfully present in the United States pursuant to an immigration detainer solely because the alien witnessed or reported a crime or was a victim of a criminal offense.*

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Simmons moved the following amendment:

Amendment 18 (657064)—Delete lines 88-94 and insert: *procedure, or custom adopted or allowed by a state entity or local governmental entity which knowingly prohibits or impedes a law enforcement agency from complying with 8 U.S.C. s. 1373(a) or (b) and which knowingly prohibits or impedes a law enforcement agency from communicating or cooperating with a federal immigration agency with respect to federal immigration enforcement so as to limit a law enforcement agency in, or prohibit the agency*

SPECIAL GUESTS

The President recognized Chief Financial Officer Jimmy Patronis who was present in the chamber.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Simmons moved the following substitute amendment which was adopted:

Amendment 19 (169200)—Delete lines 88-94 and insert: *procedure, or custom adopted or allowed by a state entity or local governmental entity which prohibits or impedes a law enforcement agency from complying with 8 U.S.C. s. 1373 or which prohibits or impedes a law enforcement agency from communicating or cooperating with a federal immigration agency so as to limit such law enforcement agency in, or prohibit the agency*

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Pizzo moved the following amendment which was adopted:

Amendment 20 (532616) (with title amendment)—Between lines 194 and 195 insert:

(7) *This section does not apply to any alien unlawfully present in the United States if he or she is or has been a necessary witness or victim of a crime of domestic violence, rape, sexual exploitation, sexual assault, murder, manslaughter, assault, battery, human trafficking, kidnapping, false imprisonment, involuntary servitude, fraud in foreign labor contracting, blackmail, extortion, or witness tampering.*

And the title is amended as follows:

Delete line 21 and insert: cooperation in certain investigations; providing applicability; specifying

Pursuant to Rule 4.19, **CS for CS for CS for SB 168**, 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 time of adjournment was extended until 7:30 p.m.

On motion by Senator Rodriguez—

SB 1338—A bill to be entitled An act relating to guardianship; amending s. 744.1097, F.S.; applying provisions relating to the determination of venue in proceedings for the appointment of a guardian to minors; amending s. 744.331, F.S.; requiring that a court dismiss a petition for determination of incapacity if all members of the examining

committee conclude that the person is not incapacitated, unless a certain motion is filed within a specified period; providing requirements for such motion; requiring the court to rule on the motion as soon as practicable; authorizing the court to impose sanctions under certain circumstances; amending s. 744.3701, F.S.; making technical revisions; providing for retroactive application; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **SB 1338** was placed on the calendar of Bills on Third Reading.

On motion by Senator Book—

CS for SB 1306—A bill to be entitled An act relating to the Women’s Suffrage Centennial Commission; creating s. 267.0618, F.S.; creating the commission adjunct to the Department of State; providing for the purpose of the commission; specifying the composition of the commission and requirements of commission members; prescribing duties of the commission in order to ensure a suitable statewide observance of the centennial of women’s suffrage; authorizing establishment of a youth working group; requiring the Division of Historical Resources of the department to provide administrative and staff support; providing for expiration; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1306** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 1400** and **SB 1422** was deferred.

CS for CS for SB 1460—A bill to be entitled An act relating to stroke centers; amending s. 395.3038, F.S.; revising the criteria for hospitals to be included on the state list of stroke centers by the Agency for Health Care Administration; removing provisions requiring the agency to adopt rules establishing the criteria for such list; amending s. 395.30381, F.S.; revising provisions relating to the statewide stroke registry to conform to changes made by the act; amending s. 395.3039, F.S.; revising provisions prohibiting the advertisement of a hospital as a state-listed stroke center, unless certain conditions are met, to conform to changes made by the act; amending s. 395.3041, F.S.; requiring specified protocols to consider the capability of an emergency receiving facility to improve outcomes for certain patients; clarifying applicability; providing an effective date.

—was read the second time by title. On motion by Senator Book, by two-thirds vote, **CS for CS for SB 1460** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Diaz	Perry
Albritton	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Gibson	Rouson
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Cruz	Passidomo	Wright

Nays—None

Vote after roll call:

Yea—Pizzo

On motion by Senator Flores—

CS for SB 1476—A bill to be entitled An act relating to the Citizens Property Insurance Corporation; amending s. 627.351, F.S.; specifying a limit on annual rate increases, except for certain coverage, in policies issued by the corporation to insureds located in certain counties; providing for future expiration; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 1476** was placed on the calendar of Bills on Third Reading.

On motion by Senator Lee—

CS for SB 1656—A bill to be entitled An act relating to criminal statutes; creating s. 775.022, F.S.; providing legislative intent; defining the term “criminal statute”; specifying that the reenactment or amendment of a criminal statute operates prospectively and does not affect or abate specified circumstances; providing exceptions; providing that a reference to any other chapter, part, section, or subdivision of the Florida Statutes in a criminal statute or a reference within a criminal statute constitutes a general reference under the doctrine of incorporation by reference; 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 Lee moved the following amendment which was adopted:

Amendment 1 (225308)—Delete lines 34-51 and insert:
Legislature or as provided in subsections (4) and (5), the reenactment or amendment of a criminal statute operates prospectively and does not affect or abate any of the following:

- (a) *The prior operation of the statute or a prosecution or enforcement thereunder.*
- (b) *A violation of the statute based on any act or omission occurring before the effective date of the act.*
- (c) *A prior penalty, prior forfeiture, or prior punishment incurred or imposed under the statute.*
- (4) *If a penalty, forfeiture, or punishment for a violation of a criminal statute is reduced by a reenactment or an amendment of a criminal statute, the penalty, forfeiture, or punishment, if not already imposed, must be imposed according to the statute as amended.*
- (5) *This section may not be construed to limit the retroactive effect of any defense to a criminal statute enacted or amended by the Legislature in a criminal case that has not yet resulted in the imposition of a judgment or sentence by the trial court or an appellate decision affirming a judgment or sentence of the trial court.*

Pursuant to Rule 4.19, **CS for SB 1656**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 7066**, **SB 342**, and **CS for CS for SB 418** was deferred.

MOTIONS

On motion by Senator Benacquisto, 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 Friday, April 26, 2019.

On motion by Senator Benacquisto, the rules were waived and all bills remaining or temporarily postponed 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, April 25, 2019: CS for SB 116, SB 120, CS for SB 236, CS for SB 262, SJR 362, CS for SB 442, CS for CS for SB 642, SB 742, CS for SB 828, CS for CS for CS for SB 908, CS for CS for CS for SB 168, SB 1098, CS for CS for CS for SB 1180, CS for CS for SB 1278, CS for SB 1306, SB 1338, CS for CS for SB 1400, SB 1422, CS for CS for SB 1460, CS for SB 1476, CS for SB 1656, CS for SB 7066.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Kathleen Passidomo, Majority Leader
Audrey Gibson, Minority Leader

The Committee on Rules recommends committee substitutes for the following: CS for SB 1432; CS for SB 1638; CS for CS for SB 1730; CS for SB 7086

The bills with committee substitute attached were placed on the Calendar.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Rules; and Children, Families, and Elder Affairs; and Senator Baxley—

CS for CS for SB 1432—A bill to be entitled An act relating to foster parents; creating s. 39.4087, F.S.; providing a short title; providing legislative intent; creating a bill of rights for foster parents; providing for mediation; requiring the Department of Children and Families to adopt rules; providing an effective date.

By the Committees on Rules; and Infrastructure and Security; and Senator Lee—

CS for CS for SB 1638—A bill to be entitled An act relating to commercial motor vehicles; amending s. 316.302, F.S.; revising regulations applicable to owners and drivers of commercial motor vehicles; exempting persons who operate a commercial motor vehicle solely in intrastate commerce which does not transport hazardous materials in amounts that require placarding from certain requirements related to electronic logging devices and hours of service supporting documents until a specified date; 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; extending an exemption from specified commercial motor vehicle requirements for a commercial vehicle having a certain gross vehicle weight rating and gross combined weight rating, under certain circumstances; deleting such exemption for a person transporting petroleum products; deleting an exemption from specified regulations relating to diabetes for certain drivers of commercial motor vehicles; amending s. 316.515, F.S.; revising length and load extension limitations for stinger-steered automobile transporters; authorizing automobile transporters to backhaul certain cargo or freight under certain circumstances; authorizing an unladen power unit to tow a certain combination of trailers or semi-trailers under certain circumstances; amending s. 316.545, F.S.; providing for the calculation of specified fines for vehicles fueled by electric batteries; providing an effective date.

By the Committees on Rules; Infrastructure and Security; and Community Affairs; and Senator Lee—

CS for CS for CS for SB 1730—A bill to be entitled An act relating to community development and housing; amending s. 125.01055, F.S.; authorizing an inclusionary housing ordinance to require a developer to provide a specified number or percentage of affordable housing units to be included in a development or allow a developer to contribute to a housing fund or other alternatives; requiring a county to provide certain incentives to fully offset all costs to the developer of its affordable housing contribution; amending s. 125.022, F.S.; requiring that a county

review the application for completeness and issue a certain letter within a specified period after receiving an application for approval of a development permit or development order; providing procedures for addressing deficiencies in, and for approving or denying, the application; conforming provisions to changes made by the act; defining the term “development order”; amending s. 163.3167, F.S.; providing requirements for a comprehensive plan adopted after a specified date and all land development regulations adopted to implement the comprehensive plan; amending s. 163.3180, F.S.; revising compliance requirements for a mobility fee-based funding system; requiring a local government to credit certain contributions, constructions, expansions, or payments toward any other impact fee or exaction imposed by local ordinance for public educational facilities; providing requirements for the basis of the credit; amending s. 163.31801, F.S.; adding minimum conditions that certain impact fees must satisfy; requiring a local government to credit against the collection of an impact fee any contribution related to public education facilities, subject to certain requirements; requiring the holder of certain impact fee credits to be entitled to a proportionate increase in the credit balance if a local government increases its impact fee rates; providing that the government, in certain actions, has the burden of proving by a preponderance of the evidence that the imposition or amount of certain required dollar-for-dollar credits for the payment of impact fees meets certain requirements; prohibiting the court from using a deferential standard for the benefit of the government; authorizing a county, municipality, or special district to provide an exception or waiver for an impact fee for the development or construction of housing that is affordable; providing that if a county, municipality, or special district provides such an exception or waiver, it is not required to use any revenues to offset the impact; providing applicability; amending s. 163.3202, F.S.; requiring local land development regulations to incorporate certain preexisting development orders; amending s. 166.033, F.S.; requiring that a municipality review the application for completeness and issue a certain letter within a specified period after receiving an application for approval of a development permit or development order; providing procedures for addressing deficiencies in, and for approving or denying, the application; conforming provisions to changes made by the act; defining the term “development order”; amending s. 166.04151, F.S.; authorizing an inclusionary housing ordinance to require a developer to provide a specified number or percentage of affordable housing units to be included in a development or allow a developer to contribute to a housing fund or other alternatives; requiring a municipality to provide certain incentives to fully offset all costs to the developer of its affordable housing contribution; amending s. 494.001, F.S.; revising the definition of the term “mortgage loan”; providing an effective date.

By the Committees on Rules; Judiciary; and Criminal Justice—

CS for CS for SB 7086—A bill to be entitled An act relating to voting rights restoration; amending ss. 97.052, 97.053, and 98.045, F.S.; revising terminology regarding voting rights restoration to conform to the State Constitution; amending s. 98.075, F.S.; revising terminology regarding voting rights restoration to conform to the State Constitution; requiring the supervisor of elections of the county in which an ineligible voter is registered to notify the voter of instructions for seeking restoration of voting rights pursuant to s. 4, Art. VI of the State Constitution, in addition to restoration of civil rights pursuant to s. 8, Art. IV of the State Constitution; requiring a notice of a registered voter’s potential ineligibility to include specified information; creating s. 98.0751, F.S.; requiring the voting disqualification of certain felons to be removed and voting rights restored pursuant to s. 4, Art. VI of the State Constitution; providing that the voting disqualification arising from specified factors is not removed unless a person’s civil rights are restored through the clemency process pursuant to s. 8, Art. IV of the State Constitution; providing definitions; authorizing the supervisor of elections to verify whether a person who has been convicted of a felony offense is eligible to register to vote, including if he or she has completed all the terms of his or her sentence; authorizing the Department of State to assist the supervisor of elections with such verification; requiring specified provisions to be construed in favor of a voter registration applicant; amending s. 104.011, F.S.; prohibiting a person from being charged or convicted for certain violations; amending s. 940.061, F.S.; requiring the Department of Corrections to inform inmates and offenders of voting rights restoration pursuant to s. 4, Art. VI of the State Constitution, in addition to executive clemency and civil rights restoration; amending s. 944.292, F.S.; conforming a provision regarding

the suspension of civil rights; amending s. 944.705, F.S.; requiring the Department of Corrections to include notification of all outstanding terms of sentence in an inmate's release documents; providing an exception to the notification requirement for inmates who are released to any type of supervision monitored by the department; amending s. 947.24, F.S.; requiring the Florida Commission on Offender Review, upon the termination of an offender's term of parole, control release, or conditional release, to provide written notification to the offender of all outstanding terms of sentence; creating s. 948.041, F.S.; requiring the department, upon the termination of an offender's term of probation or community control, to provide written notification to the offender of all outstanding terms of sentence; amending s. 951.29, F.S.; requiring each county detention facility to provide information on the restoration of voting rights pursuant to s. 4, Art. VI of the State Constitution to certain prisoners; requiring each county detention facility to provide written notification to certain prisoners of all outstanding terms of sentence upon release; creating the Restoration of Voting Rights Work Group within the Department of State; specifying membership of the work group; establishing the manner of appointments and the terms of membership; prescribing the duties of the work group; requiring the work group to submit a report to the Legislature by a specified date; providing for staffing; authorizing reimbursement for per diem and travel expenses; providing for expiration of the work group; providing a directive to the Division of Law Revision; providing an effective date.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 25 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Health Market Reform Subcommittee and Representative(s) Stevenson, Smith, D.—

CS for CS for HB 25—A bill to be entitled An act relating to ambulatory care services; amending s. 395.001, F.S.; revising legislative intent; amending s. 395.002, F.S.; revising and providing definitions; creating s. 395.0062, F.S.; authorizing ambulatory surgical centers to provide advanced birth services if specified requirements are met; amending s. 395.003, F.S.; providing for licensure of recovery care centers by the Agency for Health Care Administration; creating s. 395.0171, F.S.; providing criteria for the admission of patients to recovery care centers; requiring recovery care centers to have emergency care, transfer, and discharge protocols; authorizing the agency to adopt rules; amending s. 395.1055, F.S.; requiring the agency to adopt rules establishing separate, minimum standards for the care and treatment of patients in recovery care centers; requiring the agency to adopt rules establishing minimum standards for pediatric patient care and food handling and food service in certain ambulatory surgical 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, and 409.975, 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 Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 49 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Criminal Justice Subcommittee and Representative(s) Jones, Mercado, Alexander, Aloupis, Brown, Bush, Cortes, J., Daniels, Davis, Driskell, DuBose, Duran, Eskamani, Geller, Goff-Marcil, Good, Gottlieb, Grieco, Hart, Hattersley, Hogan Johnson, Jacquet, Jenne, Joseph, Killebrew, Newton, Omphroy, Plakon, Polo, Polsky, Pritchett, Rodriguez, A. M., Smith, C., Stark, Thompson, Toledo, Valdes, Watson, B., Watson, C., Webb, Williams—

CS for HB 49—A bill to be entitled An act relating to incarcerated women; providing a short title; creating s. 944.242, F.S.; providing definitions; requiring state correctional facilities to provide incarcerated women with certain healthcare products; providing requirements for male correctional facility employees in certain circumstances; requiring documentation of certain incidents involving male correctional facility employees; amending s. 951.23, F.S.; requiring a working group on standards for county and municipal detention facilities to adopt certain model standards for female prisoners; providing an effective date.

—was referred to the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 131 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Mariano, Fischer, Hill, Sabatini, Stevenson—

HB 131—A bill to be entitled An act relating to voter registration maintenance; amending s. 98.065, F.S.; requiring supervisors of elections to enter into agreements with clerks of the circuit courts to receive specified information; requiring supervisors of elections to compare certain information with the statewide voter registration system; amending s. 98.093, F.S.; requiring the Department of Highway Safety and Motor Vehicles to furnish monthly to the Department of State a list of persons who identified themselves as aliens; requiring the Department of State to compare such list with the statewide voter registration system and provide the names of registered voters who are aliens to the supervisor of elections of the county in which the voter is registered; providing an effective date.

—was referred to the Committees on Ethics and Elections; Infrastructure and Security; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 201, as amended, by the required constitutional two-thirds vote of the membership and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee and Representative(s) Hogan Johnson, Davis, Jenne—

CS for HB 201—A bill to be entitled An act relating to transportation credential fees; amending s. 320.08056, F.S.; providing for collection of a uniform annual use fee for a specialty license plate unless otherwise specified; establishing annual use fees for certain specialty license plates; providing a contingent effective date.

—was referred to the Committees on Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 259, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By PreK-12 Quality Subcommittee and Representative(s) Williams, Plasencia, Latvala—

CS for HB 259—A bill to be entitled An act relating to comprehensive health in public schools; amending s. 1003.42, F.S.; revising the requirements for comprehensive health education in public schools to include information regarding child abuse and human trafficking; deleting a requirement that such health education include specified information relating to teen dating violence and abuse and information relating to healthy relationships; amending s. 1003.453, F.S.; requiring school districts to develop cardiac emergency response plans and, under certain circumstances, automated external defibrillator maintenance plans; providing requirements for such plans; amending s. 1002.20, F.S.; providing an exemption from portions of the comprehensive health education in public schools to certain students; providing requirements for such exemption; providing an effective date.

—was referred to the Committees on Education; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 281 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee and Representative(s) Stevenson—

CS for HB 281—A bill to be entitled An act relating to public records; amending s. 97.0585, F.S.; providing an exemption from public records requirements for the telephone numbers and email addresses of voter registration applicants and voters; 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 statements of public necessity; providing an effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 311, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee and Representative(s) Fischer—

CS for HB 311—A bill to be entitled An act relating to autonomous vehicles; amending s. 316.003, F.S.; revising and providing definitions; amending ss. 316.062, 316.063, 316.065, and 316.1975, F.S.; providing applicability; amending s. 316.303, F.S.; exempting a vehicle being operated with the automated driving system engaged from a prohibition on the active display of television or video; amending s. 316.305, F.S.; exempting a motor vehicle operator who is operating an autonomous vehicle from a prohibition on the use of wireless communications devices; 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 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 with the automated driving system engaged; providing construction; providing requirements for operation of on-demand autonomous vehicle networks; providing insurance requirements; authorizing an autonomous or fully autonomous vehicle equipped with a teleoperation system to operate without a human operator physically present in the vehicle when the system is engaged; providing application to certain statutory provisions; providing for uniformity of laws governing autonomous vehicles; providing construction with respect to certain fees charged and staging or pickup locations designated by an airport or seaport; amending s. 319.145, F.S.; revising requirements for autonomous vehicles registered in this state; creating s. 322.015, F.S.; providing applicability; amending s. 338.2216,

F.S.; authorizing the Florida Turnpike Enterprise to enter into agreements to fund, construct, and operate certain facilities; amending ss. 339.175, 339.64, 339.83, and 627.0653, F.S.; conforming provisions to changes made by the act; creating s. 627.749, F.S.; providing definitions; providing insurance requirements for autonomous vehicles; amending s. 655.960, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 315 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Appropriations Committee, Children, Families & Seniors Subcommittee and Representative(s) Latvala, Beltran, Cortes, J., Diamond, DiCeglie, Eskamani, Fitzenhagen, Hill, Roth, Thompson, Valdes, Webb—

CS for CS for CS for HB 315—A bill to be entitled An act relating to child welfare; providing a short title; amending s. 25.385, F.S.; requiring the Florida Court Educational Council to establish certain standards for instruction of circuit and county court judges for dependency cases; creating s. 39.0142, F.S.; requiring the Department of Law Enforcement to provide certain information to law enforcement officers relating to specified individuals; providing how such information shall be provided to law enforcement officers; providing requirements for law enforcement officers and the central abuse hotline relating to specified interactions with certain persons and how to relay details of such interactions; amending s. 39.8296, F.S.; requiring that the guardian ad litem training program include training on the recognition of and responses to head trauma and brain injury in specified children; amending s. 402.402, F.S.; requiring certain entities to provide training to certain parties on the recognition of and responses to head trauma and brain injury in specified children; removing obsolete language; amending s. 409.988, F.S.; requiring lead agencies to provide certain individuals with training on the recognition of and responses to head trauma and brain injury in specified children; authorizing lead agencies to provide intensive family reunification services that combine child welfare and mental health services to certain families; amending s. 409.996, F.S.; authorizing the department and certain lead agencies to create and implement a program to more effectively provide case management services to specified children; providing criteria for selecting judicial circuits for implementation of the program; specifying requirements of the program; requiring a report to the Legislature and Governor under specified conditions; creating s. 943.17297, F.S.; requiring the Criminal Justice Standards and Training Commission to incorporate training for specified purposes; requiring law enforcement officers to complete such training as part of either basic recruit training or continuing training or education by a specified date; 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 Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 337 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Civil Justice Subcommittee and Representative(s) Leek—

CS for CS for HB 337—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 when designating 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 specified facilities to allow a justice to establish an official headquarters; amending s. 26.012, F.S.; providing for appellate jurisdiction of circuit courts; amending s. 28.241, F.S.; requiring specified filing fees for appeals from certain county courts; amending s. 34.01, F.S.; increasing the jurisdictional limit for actions at law by county courts on specified dates; requiring the Office of State Courts Administrator to submit a report relating to county court jurisdiction; amending s. 34.041, F.S.; providing county court civil filing fees for claims of specified values; providing for distribution of the fees; amending s. 44.108, F.S.; revising the levy of certain fees for mediation and arbitration services in certain county court cases; creating s. 45.21, F.S.; authorizing certain defendants to demand that a court issue a ruling related to proper court venue; providing for an award of attorney fees and costs to the prevailing party; authorizing a court to transfer certain civil cases if specified criteria are met; providing applicability; providing effective dates.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 347 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Transportation & Infrastructure Subcommittee and Representative(s) Rodriguez, A. M.—

CS for CS for HB 347—A bill to be entitled An act relating to towing-storage operator liens; amending s. 713.78, F.S.; requiring certain lien notices be sent through a specified third-party mailing service; deleting authorization of certain attorney fees; revising requirements for the inspection and release of vehicles or vessels and personal property in such vehicles or vessels; providing a definition; requiring third-party mailing services to apply to the Department of Highway Safety and Motor Vehicles; authorizing the department to approve an application if certain conditions are met; requiring approved third-party notification services to maintain a performance bond and conduct an annual audit; authorizing the department to deny, suspend, or revoke its approval under certain circumstances; requiring a third-party mailing service to maintain certain records for a specified period and allow inspection and copying of such records by the department; authorizing towing-storage operators to send notices on their own behalf under certain circumstances; providing an effective date.

—was referred to the Committees on Judiciary; Infrastructure and Security; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 369 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Children, Families & Seniors Subcommittee and Representative(s) Caruso, Bell, Brown, Eskamani, Roth, Webb—

CS for CS for HB 369—A bill to be entitled An act relating to substance abuse services; amending s. 394.4572, F.S.; authorizing the Department of Children and Families and the Agency for Health Care Administration to grant exemptions from disqualification for certain service provider personnel; amending s. 397.311, F.S.; providing and revising definitions; amending s. 397.321, F.S.; providing for review by the department of certain decisions made by a department-recognized credentialing entity; authorizing certain persons to request an administrative hearing within a specified timeframe under certain conditions;

amending s. 397.4073, F.S.; requiring individuals screened on or after a specified date to undergo specified background screening; requiring the department to grant or deny a request for an exemption from qualification 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 exempt from disqualification from employment; authorizing the department to grant exemptions from disqualification for service provider personnel to work solely in certain treatment programs, facilities, or recovery residences; amending s. 397.4075, F.S.; increasing the criminal penalty for certain unlawful activities relating to personnel; providing a criminal penalty for inaccurately disclosing certain facts in an application for licensure; creating s. 397.417, F.S.; authorizing an individual to seek certification as a peer specialist if he or she meets certain requirements; requiring the department to approve one or more third-party credentialing entities for specified purposes; requiring the credentialing entity to demonstrate compliance with certain standards in order to be approved by the department; requiring an individual providing department-funded recovery support services as a peer specialist to be certified; authorizing an individual who is not certified to provide recovery support services as a peer specialist under certain circumstances; amending s. 397.487, F.S.; revising legislative findings relating to voluntary certification of recovery residences; revising background screening requirements for owners, directors, and chief financial officers of recovery residences; providing for review by the department of certain decisions made by a department-recognized credentialing entity; authorizing certain recovery residences to request an administrative hearing within a specified timeframe under certain conditions; authorizing certain recovery residences to immediately discharge or transfer residents under certain circumstances; amending s. 397.4873, F.S.; expanding the exceptions to limitations on referrals by recovery residences to licensed service providers; amending s. 397.55, F.S.; revising the requirements for a service provider, operator of a recovery residence, or certain third parties to enter into certain contracts with marketing providers; amending s. 435.07, F.S.; authorizing the exemption of certain persons from disqualification from employment; amending s. 817.505, F.S.; revising provisions relating to payment practices exempt from prohibitions on patient brokering; 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; Appropriations Subcommittee on Health and Human Services; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 375, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Pigman, Bell—

CS for CS for HB 375—A bill to be entitled An act relating to the prescription drug monitoring program; amending s. 893.055, F.S.; defining the term "electronic health recordkeeping system"; authorizing the Department of Health to enter into reciprocal agreements to share prescription drug monitoring information with the United States Department of Veterans Affairs, the United States Department of Defense, or the Indian Health Service; providing requirements for such agreements; providing an exemption from the requirement to check a patient's dispensing history before the prescribing of or dispensing of a controlled substance for prescribing for or dispensing to patients admitted to hospice for the alleviation of pain related to a terminal condition or to patients receiving palliative care for terminal illnesses; providing an effective date.

—was referred to the Committees on Health Policy; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 401, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By PreK-12 Innovation Subcommittee and Representative(s) Di-Ceglie, Fischer, Smith, D., Zika—

CS for HB 401—A bill to be entitled An act relating to mastery-based education; amending s. 1003.436, F.S.; authorizing a district school board or developmental research school participating in the Mastery-Based Education Program to award credit based on student mastery of certain content and skills; amending s. 1003.437, F.S.; authorizing a district school board or developmental research school participating in the Mastery-Based Education Program to use an alternative interpretation of letter grades for certain students; requiring participating district school boards and developmental research schools to use the current 4-point scale in determining student grade point averages; amending s. 1003.4996, F.S.; renaming the Competency-Based Education Pilot Program as the Mastery-Based Education Program; authorizing public school districts and developmental research schools to submit applications for the program; authorizing participating school districts and developmental research schools to amend their applications to include alternatives for the award credits and interpretation of letter grades; providing requirements for such alternatives; requiring participating school districts and developmental research schools to amend their progression plan for specified purposes; amending s. 1007.23, F.S.; requiring the statewide articulation agreement to include fair and equitable access for students who graduate with a standard high school diploma and have earned high school credit through mastery-based education; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Education; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 403, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Grall, Byrd, Clemons, Daniels, Drake, Gregory, Hill, Payne, Roach, Sabatini, Sirois, Yarborough, Zika—

HB 403—A bill to be entitled An act relating to safety of religious institutions; 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.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 409 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Civil Justice Subcommittee and Representative(s) Perez, Grant, J., McClain—

CS for CS for HB 409—A bill to be entitled An act relating to electronic legal documents; providing directives to the Division of Law Revision; 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 certificates; 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 an online notary public to keep electronic journals of online notarizations and certain audio-video communication recordings; specifying the information that must be included for each online notarization; requiring that an online notary public retain a copy of the recording of an audio-video communication; specifying requirements for such recording; requiring an online notary public to take certain steps regarding the maintenance and security of the electronic journal; specifying that the Department of State maintains jurisdiction for a specified period of time for purposes of investigating notarial misconduct; authorizing the use of specified information for evidentiary purposes; creating s. 117.255, F.S.; specifying requirements for the use of electronic journals, signatures, and seals; requiring an online 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; providing an exception; 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; 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; authorizing the use of specified information for evidentiary purposes; providing for 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; specifying the circumstances under which an instrument is voidable; specifying the duties of Remote Online Notarization service providers and online notaries public; providing applicability and jurisdiction; creating s. 117.295, F.S.; authorizing the department to adopt rules and standards for online notarizations; providing minimum standards for online notarizations until such rules are adopted; requiring certain entities to provide a course for online notaries public; 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.; revising requirements for oaths, affidavits, and acknowledgments; 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 s. 695.04, F.S.; conforming provisions to changes made by the act; amending s. 695.25, F.S.; revising the statutory short form of acknowledgments to include acknowledgment by online notarization; amending s. 695.28, F.S.; providing for validity of recorded documents; conforming provisions to changes made by the act; amending s. 709.2119, F.S.; authorizing the acceptance of a power of attorney based upon an electronic journal or electronic record made by a notary public; amending s. 709.2120, F.S.; prohibiting acceptance of a power of attorney if witnessed or notarized remotely; amending s. 709.2202, F.S.; prohibiting certain authority granted through a power of attorney if witnessed or notarized remotely; amending s. 731.201, F.S.; redefining the term "will" to conform to changes made by the act; amending s. 732.506, F.S.; exempting electronic wills from provisions governing the revocation of wills and codicils; prescribing the manner by which an electronic will or codicil may be revoked; creating s. 732.521, F.S.; providing definitions; creating s. 732.522, F.S.; prescribing the manner by which an electronic will must be executed; creating s. 732.523, F.S.; specifying requirements for the self-proof of an electronic will; creating s. 732.524, F.S.; specifying requirements necessary to serve as a qua-

lified custodian of an electronic will; providing the duties of such qualified custodian; creating s. 732.525, F.S.; requiring a qualified custodian to post and maintain a blanket surety bond of a specified amount and maintain liability insurance; authorizing the Attorney General to petition a court to appoint a receiver to manage electronic records of a qualified custodian; creating s. 732.526, F.S.; specifying conditions by which an electronic will is deemed to be an original will; amending s. 733.201, F.S.; requiring that self-proved electronic wills meet certain requirements for admission to probate; creating s. 740.11, F.S.; specifying that any act taken pursuant to ch. 740, F.S., does not affect the requirement that a will be deposited within a certain timeframe; providing effective dates.

—was referred to the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 441 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Energy & Utilities Subcommittee and Representative(s) DuBose, Toledo, Brown, Caruso, Joseph—

CS for CS for HB 441—A bill to be entitled An act relating to E911 systems; amending s. 365.172, F.S.; revising applicability of definitions; requiring counties to develop a plan for implementing a text-to-911 system and implement a system by a specified date; creating s. 365.177, F.S.; requiring the Technology Program within the Department of Management Services to develop a plan to upgrade 911 public safety answer points to allow the transfer of emergency calls from one E911 system to another one in the state; providing duties relating to the development of such plan; creating s. 365.179, F.S.; defining the terms "first responder agency" and "911 public safety answering point"; requiring each sheriff, in collaboration with certain first responder agencies, to enter into specified written agreements; requiring each agreement to require a PSAP to be able to directly communicate with first responder agencies; requiring each PSAP to be able to broadcast certain emergency communications and public safety information; requiring law enforcement agency heads to authorize the installation of its dispatch channels on certain other law enforcement agency radios, upon request; providing an exception; requiring each county sheriff to certify compliance in writing with the Department of Law Enforcement by a specified date; providing a declaration of important state interest; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Infrastructure and Security; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 447, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Business & Professions Subcommittee and Representative(s) Diamond, Bush, Eskamani, Grieco—

CS for CS for HB 447—A bill to be entitled An act relating to building permits; amending s. 125.56, F.S.; authorizing counties to provide notice to certain persons under certain circumstances; authorizing counties that issue building permits to charge a person a single search fee for a certain amount under certain circumstances; amending s. 166.222, F.S.; authorizing the governing bodies of municipalities to charge a person a single search fee for a certain amount under certain circumstances; amending ss. 489.103 and 489.503, F.S.; providing exemptions to certain contracting requirements; revising forms for disclosure statements; amending s. 553.79, F.S.; authorizing a local government to provide notice to certain persons under certain circumstances within a specified timeframe; authorizing a property owner to close a permit under certain circumstances; providing that a contractor is not liable for work performed in certain circumstances;

defining the term "close"; authorizing a local enforcement agency to close a permit under certain circumstances; prohibiting a local enforcement agency from taking certain actions relating to building permits that were applied for but not closed by a previous owner; providing that local enforcement agencies retain all rights and remedies against the property owner and contractor listed on such a permit; amending s. 553.80, F.S.; authorizing the governing body of a local government to charge a person a single search fee one search fee for a certain amount under certain circumstances; amending s. 440.103, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Community Affairs; Innovation, Industry, and Technology; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 453, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Toledo—

CS for CS for HB 453—A bill to be entitled An act relating to mobility devices and motorized scooters; amending s. 316.003, F.S.; defining the term "micromobility device"; revising the definition of the term "motorized scooter"; conforming a cross-reference; amending s. 316.1995, F.S.; conforming a provision to changes made by the act; amending s. 316.2128, F.S.; providing that the operator of a motorized scooter or micromobility device has all of the rights and duties applicable to the rider of a bicycle, except the duties imposed by specified provisions that by their nature do not apply; providing for construction; exempting a motorized scooter or micromobility device from certain registration, insurance, and licensing requirements; providing that a person is not required to have a driver license to operate a motorized scooter or micromobility device; requiring a person who offers motorized scooters or micromobility devices for hire to be responsible for securing all such devices located in any area of the state where a certain warning has been issued by the National Weather Service; deleting specified requirements for the sale of motorized scooters; amending s. 316.2225, F.S.; exempting electric personal assistive mobility devices and motorized scooters from certain emblem requirements; amending s. 320.01, F.S.; revising the definition of the term "motor vehicle"; amending s. 655.960, F.S.; conforming a cross-reference; providing an effective date.

—was referred to the Committees on Infrastructure and Security; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 505, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Transportation & Tourism Appropriations Subcommittee, Transportation & Infrastructure Subcommittee and Representative(s) Grant, J., Toledo, Clemons, Massullo—

CS for CS for CS for HB 505—A bill to be entitled An act relating to transportation credentials; amending s. 320.06, F.S.; providing an exception to the design of dealer license plates; amending s. 320.0657, F.S.; providing an exception to the design of fleet license plates; authorizing fleet companies to purchase specialty license plates in lieu of standard fleet license plates; requiring fleet companies to be responsible for certain costs; amending s. 320.08, F.S.; authorizing dealers to purchase specialty license plates in lieu of standard graphic dealer license plates; requiring dealers to be responsible for certain costs; amending s. 320.08053, F.S.; revising presale requirements for issuance of a 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; providing requirements for such plates; deleting provisions relating to annual use fees for certain specialty li-

license plates; revising provisions for discontinuing issuance of a specialty license plate; revising provisions relating to expenditure of annual use fees and interest earned therefrom; prohibiting annual use fees received by any entity from being used for certain purposes; requiring certain organizations to establish endowments based in this state for providing scholarships to Florida residents and to provide documentation of consent to use certain images; amending s. 320.08058, F.S.; revising the design of certain specialty license plates; deleting certain specialty license plates; revising the distribution of annual use fees for certain specialty license plates; directing the department to develop certain specialty license plates; providing for distribution and use of fees collected from the sale of the plates; amending s. 320.08062, F.S.; directing the department to audit certain organizations that receive funds from the sale of specialty license plates; amending s. 320.08068, F.S.; requiring distribution of a specified percentage of motorcycle specialty license plate annual use fees to Preserve Vision Florida; amending s. 320.0807, F.S.; deleting provisions relating to special license plates for certain federal and state legislators; creating s. 320.0875, F.S.; providing for a special motorcycle license plate to be issued to a recipient of the Purple Heart; providing requirements for the plate; amending s. 320.089, F.S.; providing for a special license plate to be issued to a recipient of the Bronze Star; amending s. 322.01, F.S.; providing definitions; amending s. 322.032, F.S.; directing the department to establish a pilot project for the implementation of a technology solution for issuing an optional electronic credential; establishing procurement requirements; providing transaction processes; requiring a report to the Governor and Legislature; providing that presenting an electronic device displaying an electronic credential does not constitute consent for a law enforcement officer to access any other information on such device; providing for the assumption of liability; conforming provisions to changes made by the act; amending ss. 322.059 and 322.15, F.S.; conforming provisions to changes made by the act; amending s. 322.61, F.S.; conforming a cross-reference; providing contingent effective dates.

—was referred to the Committees on Infrastructure and Security; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 527, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Civil Justice Subcommittee and Representative(s) Byrd, Grall, Altman, Beltran, Brannan, Buchanan, DiCeglie, Gregory, Hill, Roach, Sabatini, Sirois, Smith, D., Williamson—

CS for CS for HB 527—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 use best efforts to support the enforcement of federal immigration law; prohibiting restrictions by the entities and agencies on taking certain actions with respect to information regarding a person's immigration status; defining the terms "applicable criminal case" and "secure correctional facility"; 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 alien unlawfully present in the United States under certain circumstances; providing an exception to reporting requirements; requiring recordkeeping in certain investigations; specifying duties concerning immigration detainers; requiring county correctional facilities to enter into agreements for payments for complying with immigration detainers; 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 Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 551 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Civil Justice Subcommittee and Representative(s) McClain, Payne, Cortes, J., Stone—

CS for HB 551—A bill to be entitled An act relating to public nuisances; amending s. 60.05, F.S.; revising notice requirements for the filing of temporary injunctions relating to the enjoinder of certain nuisances; extending the period of notice before a lien may attach to certain real estate; 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 criminal or gang-related activity is a public nuisance; declaring 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 a nuisance and may be abated or enjoined pursuant to specified provisions; providing a property owner an opportunity to remedy a nuisance before specified legal actions may be taken against the property in certain circumstances; providing an effective date.

—was referred to the Committees on Criminal Justice; Community Affairs; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 639 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Criminal Justice Subcommittee and Representative(s) Perez, Bush—

CS for HB 639—A bill to be entitled An act relating to security in trial court facilities; amending s. 30.15, F.S.; requiring each sheriff to coordinate with the board of county commissioners and the chief judge to develop a comprehensive plan for security of trial court facilities; specifying that sheriffs and chief judges retain certain authorities; specifying that sheriffs and their deputies, employees, and contractors are officers of the court under specified circumstances; providing an effective date.

—was referred to the Committees on Judiciary; Infrastructure and Security; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 673 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Insurance & Banking Subcommittee and Representative(s) Fischer—

CS for CS for HB 673—A bill to be entitled An act relating to insurer guaranty associations; amending s. 631.713, F.S.; revising applicability of part III of ch. 631, F.S., as to health maintenance organizations, long-term care insurance benefits, certain health care benefits, and certain structured settlement annuity benefits; amending s. 631.716, F.S.; revising the number of members and composition of the Florida Life and Health Insurance Guaranty Association's board of directors; specifying requirements relating to the director of the Florida Health Maintenance Organization Consumer Assistance Plan to be confirmed to the association's board; specifying rights of the director or his or her alternate; deleting an obsolete provision; amending s. 631.717, F.S.; adding the

reissuance of covered policies to a list of duties of the association relating to insolvent insurers; providing construction; specifying duties of the association as to potential long-term care insurer impairments or insolvencies, sharing information, and providing assistance to the Florida Health Maintenance Organization Consumer Assistance Plan's board of directors; revising applicability of a specified limit on the association's liability for the contractual obligations of an insolvent insurer; conforming a provision to changes made by the act; requiring that the Department of Financial Services, rather than a receivership court, approve certain alternative policies or contracts; authorizing the board to file directly for actuarially justified rate or premium increases; amending s. 631.718, F.S.; specifying the calculation and allocation of Class B assessments for long-term care insurance; specifying a limit on certain assessments on a member insurer or member health maintenance organization; conforming provisions to changes made by the act; amending s. 631.721, F.S.; deleting an obsolete provision; revising the requirements of the association's plan of operation relating to long-term care insurer impairments and insolvencies; conforming a cross-reference; creating s. 631.738, F.S.; providing applicability of certain provisions to certain health maintenance organizations; amending s. 631.816, F.S.; adding duties of the board of directors of the Florida Health Maintenance Organization Consumer Assistance Plan to conform to changes made by the act; amending s. 631.818, F.S.; adding to the duties of the plan to conform to changes made by the act; amending s. 631.819, F.S.; specifying requirements for long-term care insurer impairment and insolvency assessments for member health maintenance organizations; requiring the plan to issue certificates of contribution to member health maintenance organizations paying certain assessments; specifying requirements of, and the use of, such certificates; amending s. 631.820, F.S.; conforming provisions to changes made by the act; amending s. 631.821, F.S.; making a technical change; providing applicability of specified provisions to certain long-term care insurer impairment and insolvency assessments; providing a directive to the Division of Law Revision; providing an effective date.

—was referred to the Committees on Banking and Insurance; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 687 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Willhite—

HB 687—A bill to be entitled An act relating to automated pharmacy systems; amending s. 465.0235, F.S.; authorizing a community pharmacy to use an automated pharmacy system under certain circumstances; providing that certain medicinal drugs stored in such system for outpatient dispensing are part of the inventory of the pharmacy providing services through such system; requiring the Board of Pharmacy to adopt rules; providing an effective date.

—was referred to the Committees on Health Policy; Innovation, Industry, and Technology; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 689 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Oversight, Transparency & Public Management Subcommittee and Representative(s) Fitzenhagen, Ponder, Davis, Stevenson—

CS for HB 689—A bill to be entitled An act relating to voting methods; amending s. 97.021, F.S.; revising the definition of the term "voter interface device"; amending s. 101.56075, F.S.; providing that voting must be conducted using a marking device or voter interface device that produces a voter-verifiable paper output; amending s. 102.166, F.S.; revising requirements for Department of State rules regarding manual recounts of certain ballots; providing an effective date.

—was referred to the Committees on Ethics and Elections; Community Affairs; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 763 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Watson, B., Bell, Stevenson—

HB 763—A bill to be entitled An act relating to registered contractor licensing; amending s. 489.514, F.S.; extending the date by which an applicant must make application for a license to be grandfathered; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Community Affairs; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 767 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Agriculture & Natural Resources Appropriations Subcommittee, Agriculture & Natural Resources Subcommittee and Representative(s) Robinson—

CS for CS for HB 767—A bill to be entitled An act relating to right of entry; amending s. 270.11, F.S.; releasing right of entry reserved by a local government, water management district, or other agency of the state for specified parcels of property; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Community Affairs; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 771, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Overdorf, Clemons—

CS for CS for HB 771—A bill to be entitled An act relating to environmental regulation; amending s. 403.706, F.S.; requiring counties and municipalities to address the 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; amending s. 403.813, F.S.; prohibiting a local government from requiring from the Department of Environmental Protection further 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. 403.7034, F.S.; prohibiting local government entities from adopting or enforcing local ordinances or regulations relating to single-use plastic straws

before a specified date; providing for expiration of the moratorium; requiring the Office of Program Policy Analysis and Government Accountability to conduct a study of local ordinances and regulations restricting or prohibiting the use of single-use plastic straws; providing for the scope of the study; requiring the Office of Program Policy Analysis and Government Accountability to submit a report to the President of the Senate and the Speaker of the House of Representatives by a specified date; providing an effective date.

—was referred to the Committees on Environment and Natural Resources; Community Affairs; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 807, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education Committee and Representative(s) Aloupis, Donalds, Fischer, Raschein, Toledo—

CS for HB 807—A bill to be entitled An act relating to civics education; amending s. 1003.4156, F.S.; requiring that instructional materials for certain civics education courses be reviewed and approved by the Commissioner of Education in consultation with certain entities and individuals; requiring the commissioner to identify errors and inaccuracies in state-adopted materials; requiring such errors and inaccuracies to be corrected; requiring the commissioner to review and provide recommendations for certain instructional materials and test specifications by a specified date; requiring the Department of Education to review statewide civics education course standards by a specified date; deleting obsolete provisions; amending s. 1003.44, F.S.; providing that hours devoted to certain programs satisfy the service work requirement for the Florida Bright Futures Scholarship Program; providing an effective date.

—was referred to the Committees on Education; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 827, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Business & Professions Subcommittee and Representative(s) Toledo—

CS for CS for HB 827—A bill to be entitled An act relating to engineering; amending s. 337.14, F.S.; prohibiting specified services to the department for a project that is wholly or partially funded by the department and administered by a local governmental entity from being performed by the same entity; amending s. 455.271, F.S.; conforming a provision to changes made by the act; requiring the board, or the department if there is no board, to establish by rule a reinstatement process for void licenses; amending s. 471.005, F.S.; revising definitions; amending s. 471.011, F.S.; conforming a provision to changes made by the act; amending s. 471.013, F.S.; revising the prerequisites for examination; deleting an obsolete provision; amending s. 471.015, F.S.; revising licensure certification requirements to include active engineering experience and a minimum age; providing that the time period in which a licensure application must be granted or denied is tolled if an applicant is required to make a personal appearance before the board; authorizing the board to deny a license if such an applicant fails to appear before the board within a specified timeframe; amending s. 471.019, F.S.; requiring the board to establish by rule a reinstatement process for void licenses; amending s. 471.021, F.S.; conforming provisions to changes made by the act; amending s. 471.023, F.S.; providing requirements for qualification of a business organization; providing requirements for a qualifying agent; deleting the administration of disciplinary action against a business organization; amending s. 471.025, F.S.; requiring a successor engineer to be able to independently re-create certain work when seeking to reuse certain documents; spec-

ifying that a successor engineer assumes full professional and legal responsibility by signing or affixing his or her seal to assumed documents; releasing the engineer who previously sealed the documents from any professional responsibility or civil liability for her or his work that is assumed by a successor engineer; defining the term "successor engineer"; amending s. 553.79, F.S.; requiring that structural inspections on a threshold building be performed during new construction or during certain repair or restoration projects; amending s. 553.791, F.S.; revising the timeframes in which a fee owner or the fee owner's contractor using a private provider to provide building code inspection services must notify the local building official; revising the timeframe in which the local building official shall issue the permit or provide notice to the permit applicant identifying noncompliant plan features; providing that a local building official may not prohibit a private provider from performing required inspections outside of normal operating hours; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 829, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Local, Federal & Veterans Affairs Subcommittee, Civil Justice Subcommittee and Representative(s) Sabatini, Hill—

CS for CS for CS for HB 829—A bill to be entitled An act relating to attorney fees and costs; creating s. 57.112, F.S.; defining the term "attorney fees and costs"; providing for award of attorney fees and costs and damages in successful civil actions challenging local ordinances as being preempted by the State Constitution or state law; prohibiting an award of attorney fees and costs under certain circumstances; providing construction; providing applicability; providing an effective date.

—was referred to the Committees on Judiciary; Community Affairs; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 899 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Children, Families & Seniors Subcommittee and Representative(s) Tomkow—

CS for CS for HB 899—A bill to be entitled An act relating to child welfare; amending s. 39.01, F.S.; providing a definition; conforming cross-references; amending s. 39.522, F.S.; providing factors a court must consider when determining whether a child should remain in his or her own home or be placed in out-of-home care; amending s. 39.6011, F.S.; requiring certain parties to a case plan to communicate effectively; requiring the court to be notified if ineffective communication takes place; amending s. 39.701, F.S.; requiring a foster parent or legal custodian to disclose to the court any communication not in compliance with the case plan; providing for agency and caregiver recommendations for a change in visitation; requiring a court and citizen review panel to determine whether certain parties communicate effectively; providing factors a court must consider when determining whether a child should be returned to the custody of his or her parents; amending s. 409.988, F.S.; authorizing a lead agency to provide more than 35 percent of all child welfare services under certain conditions; requiring a certain group to review a request for an exemption from the services threshold; providing membership requirements for the group; amending

ss. 39.302, 39.521, 39.6012, 322.09, 394.495, 627.746, 934.255, and 960.065, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; and Appropriations.

The Honorable Bill Galvano, 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.

Jeff Takacs, Clerk

By Oversight, Transparency & Public Management Subcommittee, 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 City of West Palm Beach, Palm Beach County; amending ch. 24981 (1947), Laws of Florida, as amended; increasing the amount of credited service a member is entitled to each year; revising the review procedures at a hearing for denial of request for pension benefits; revising the assumed investment rate of return percentage to conform to the increase in the amount of credited service a member is entitled to each year; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 925 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Insurance & Banking Subcommittee and Representative(s) Webb, Bell, Caruso, Cortes, J., Daniels—

CS for HB 925—A bill to be entitled An act relating to warranty associations; amending s. 634.3077, F.S.; revising the basis for calculating the required assets in a home warranty association's premium reserve account; requiring that such reserve account be a separate auditable account; requiring home warranty associations to comply with other states' laws; creating s. 634.346, F.S.; prohibiting home warranties from excluding coverage because of the presence of rust or corrosion, except under certain circumstances; specifying requirements for certain home warranties providing coverage for HVAC system components; amending s. 634.406, F.S.; revising the basis for calculating the required assets in a service warranty association's premium reserve account; requiring that such reserve account be a separate auditable account; revising the basis for calculating a certain reserve deposit with the Department of Financial Services; revising the requirements regarding the ratio of gross written premiums to net assets for service warranties; requiring service warranty associations to comply with other states' laws; providing effective dates.

—was referred to the Committees on Banking and Insurance; Commerce and Tourism; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 995 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Oversight, Transparency & Public Management Subcommittee and Representative(s) Geller—

CS for HB 995—A bill to be entitled An act relating to regional planning council meetings; amending s. 120.525, F.S.; providing requirements for establishing a quorum for meetings of certain 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 videoconferen-

cing, or similar real-time electronic or video communication by a specified time; providing an effective date.

—was referred to the Committees on Community Affairs; Infrastructure and Security; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1009, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Civil Justice Subcommittee and Representative(s) Byrd—

CS for CS for HB 1009—A bill to be entitled An act relating to business organizations; amending s. 607.0101, F.S.; providing applicability; amending s. 607.0102, F.S.; making technical changes; amending s. 607.0120, F.S.; making technical changes; providing requirements, authorizations, and prohibitions relating to when the terms of a plan or a filed document may be dependent on facts objectively ascertainable outside of the plan or filed document; defining the terms "filed document" and "plan"; amending s. 607.0121, F.S.; making technical changes; conforming provisions to changes made by the act; amending s. 607.0122, F.S.; conforming provisions to changes made by the act; amending s. 607.0123, F.S.; revising provisions, requirements, and authorizations relating to the effective time and date of a document; amending s. 607.0124, F.S.; revising the process authorizing a domestic or foreign corporation to correct a document filed by the Department of State; authorizing a filing to be withdrawn before it takes effect if certain requirements are met; amending s. 607.0125, F.S.; revising the filing duties of the department; amending s. 607.0126, F.S.; revising the appeals process relating to the department's refusal to file a document; amending s. 607.0127, F.S.; requiring certain certificates to be taken by certain entities as prima facie evidence of the facts stated; revising when a certificate and a copy of a document are conclusive evidence that the original document is on file with the department; amending s. 607.0128, F.S.; revising provisions relating to department-issued certificates of status; amending s. 607.0130, F.S.; deleting provisions relating to the powers of the department; amending s. 607.01401, F.S.; defining and redefining terms; amending s. 607.0141, F.S.; revising provisions relating to written and oral notice under ch. 607, F.S.; providing construction; creating s. 607.0143, F.S.; defining the terms "qualified director," "material relationship," and "material interest"; providing for circumstances under which a director is not automatically prevented from being a qualified director; amending s. 607.0201, F.S.; conforming provisions to changes made by the act; amending s. 607.0202, F.S.; revising requirements and authorizations for the contents of articles of incorporation; authorizing provisions of the articles of incorporation to be made dependent upon facts objectively ascertainable outside of the articles of incorporation; prohibiting the articles of incorporation from containing certain provisions; amending s. 607.0203, F.S.; conforming provisions to changes made by the act; amending s. 607.0204, F.S.; deleting an exemption from liability related to persons who have actual knowledge that there is no incorporation when purporting to act as or on behalf of a corporation; making a technical change; amending s. 607.0205, F.S.; making technical changes; requiring directors or incorporators calling an organizational meeting to give at least 2, rather than 3, days' notice; amending s. 607.0206, F.S.; revising provisions relating to the contents of the bylaws of a corporation; amending s. 607.0207, F.S.; making technical changes; creating s. 607.0208, F.S.; authorizing provisions of the articles of incorporation or the bylaws to create exclusive jurisdiction for certain claims; providing applicability for such provisions; prohibiting the articles or bylaws from prohibiting certain actions; defining the term "internal corporate claim"; amending s. 607.0301, F.S.; revising purposes and applicability; amending s. 607.0302, F.S.; making technical changes; amending s. 607.0303, F.S.; revising the requirements relating to the liability of certain persons acting in accordance with emergency bylaws; making technical changes; amending s. 607.0304, F.S.; revising when a corporation's power to act may be challenged; amending s. 607.0401, F.S.; authorizing a corporation to register under a name that is not otherwise distinguishable on the records of the department under certain circumstances; providing applicability; creating s. 607.04021, F.S.; authorizing a person to reserve the exclusive use of a corporate name and

to transfer the reservation; authorizing the department to revoke a reservation under certain circumstances; amending s. 607.0403, F.S.; making technical changes; conforming a cross-reference; amending s. 607.0501, F.S.; revising requirements for registered offices and registered agents; providing for the duties of a registered agent; authorizing a court to stay a proceeding until a corporation is compliant with requirements relating to registered agents and registered offices; making technical changes; amending s. 607.0502, F.S.; revising the procedures relating to a corporation changing its registered agent or its registered office; creating s. 607.0503, F.S.; revising procedures and requirements relating to the resignation of a registered agent; creating s. 607.05031, F.S.; revising procedures and requirements relating to the change of name or address by a registered agent; creating s. 607.05032, F.S.; providing for the delivery of notice or other communication; amending s. 607.0504, F.S.; revising the procedures for service of process, notice, or demand on a corporation; amending s. 607.0505, F.S.; conforming provisions to changes made by the act; amending s. 607.0601, F.S.; revising provisions relating to shares authorized by articles of incorporation; amending s. 607.0602, F.S.; revising provisions relating to the determination of the board of directors to classify or reclassify certain shares; amending s. 607.0604, F.S.; deleting a provision relating to the good faith judgment of the board of directors as to the fair value of fractions of a share; making technical changes; amending s. 607.0620, F.S.; revising provisions relating to subscriptions for shares; amending s. 607.0621, F.S.; expanding the circumstances in which shares that are escrowed or restricted and distributions that are credited may be canceled; amending s. 607.0622, F.S.; making a technical change; amending s. 607.0623, F.S.; authorizing the board to fix a record date for determining shareholders entitled to a share dividend; amending s. 607.0624, F.S.; revising provisions relating to rights, options, warrants, and awards for the purchase of shares of the corporation; defining the term "shares"; amending ss. 607.0625, 607.0626, and 607.0627, F.S.; making technical changes; amending s. 607.0630, F.S.; revising provisions relating to shareholders' preemptive rights; amending s. 607.0631, F.S.; revising provisions relating to a corporation's acquisition of its own shares; amending s. 607.06401, F.S.; revising provisions relating to distributions to shareholders; providing applicability; making technical changes; amending s. 607.0701, F.S.; revising provisions relating to a corporation's annual meeting; amending s. 607.0702, F.S.; revising provisions relating to a corporation's special meeting of the shareholders; amending s. 607.0703, F.S.; revising provisions relating to court-ordered meetings; amending s. 607.0704, F.S.; revising provisions relating to actions by shareholders without a meeting; making technical changes; amending s. 607.0705, F.S.; revising provisions relating to notices of meetings; amending s. 607.0706, F.S.; relocating and revising requirements for a shareholder to waive certain required notice; amending s. 607.0707, F.S.; revising provisions relating to record dates; creating s. 607.0709, F.S.; relocating and revising provisions relating to remote participation in the annual and special meetings of shareholders; amending s. 607.0720, F.S.; revising provisions relating to shareholders' lists for meetings; amending s. 607.0721, F.S.; revising provisions relating to when certain shares are entitled to vote; defining the term "voting power"; amending s. 607.0722, F.S.; revising provisions relating to the appointment of a proxy; amending s. 607.0723, F.S.; revising provisions relating to shares held by intermediaries and nominees being treated as the record shareholder; amending s. 607.0724, F.S.; revising provisions relating to the acceptance of votes and other instruments; requiring that ballots and shareholder demands be accepted under certain circumstances; amending s. 607.0725, F.S.; making technical changes; providing applicability for provisions that provide for voting of classes or series as separate voting groups; amending s. 607.0726, F.S.; making clarifying changes; amending s. 607.0728, F.S.; requiring that certain corporations have shares registered pursuant to s. 12 of the Securities Exchange Act of 1934 rather than pursuant to a list on a national securities exchange, for the purposes of certain voting requirements; creating s. 607.0729, F.S.; requiring certain corporations to appoint one or more inspectors to determine voting results; authorizing the inspectors to appoint or retain certain persons for specific reasons; providing requirements for inspectors; authorizing the inspectors to take certain actions; providing for review of determinations of law by the inspectors; providing for the closing of polls for elections; amending s. 607.0730, F.S.; making technical changes; amending s. 607.0731, F.S.; making clarifying changes; expanding the circumstances under which a transferee is deemed to have notice of a voting agreement; amending s. 607.0732, F.S.; revising provisions relating to shareholder agreements; providing construction; repealing s. 607.07401, F.S., relating to Shareholders' derivative actions; creating s.

607.0741, F.S.; providing standing requirements for a shareholder commencing a derivative proceeding; defining the term "shareholder"; creating s. 607.0742, F.S.; relocating and revising provisions relating to a complaint brought in a proceeding in the right of a corporation; creating s. 607.0743, F.S.; authorizing a court to stay a derivative proceeding under certain circumstances; creating s. 607.0744, F.S.; relocating and revising provisions relating to the dismissal of a derivative proceeding; creating s. 607.0745, F.S.; relocating a provision relating to the discontinuance or settlement of a derivative action; creating s. 607.0746, F.S.; relocating and revising provisions relating to proceeds and expenses after the termination of a derivative proceeding; creating s. 607.0747, F.S.; providing applicability relating to foreign corporations; creating s. 607.0748, F.S.; authorizing a circuit court to appoint one or more persons to be custodians or receivers of and for a corporation for certain proceedings; providing guidance to the court for appointing such custodians and receivers; creating s. 607.0749, F.S.; authorizing a provisional director to be appointed at the discretion of the court in a proceeding by a shareholder and under certain circumstances; providing requirements for the provisional director; requiring the court to allow reasonable compensation paid by the corporation to the provisional director for certain services; creating s. 607.0750, F.S.; providing for direct action by a shareholder; amending s. 607.0801, F.S.; making technical changes; amending s. 607.0802, F.S.; revising provisions relating to the qualifications of directors; amending s. 607.0803, F.S.; making clarifying changes; amending s. 607.0804, F.S.; providing applicability; amending s. 607.0805, F.S.; revising provisions relating to terms of directors; amending s. 607.0806, F.S.; revising provisions relating to staggered terms for directors; amending s. 607.0807, F.S.; revising provisions relating to the resignation of directors; amending s. 607.0808, F.S.; revising provisions relating to the removal of directors by shareholders; creating s. 607.08081, F.S.; authorizing circuit courts to remove a director from office and order certain relief under certain circumstances; amending s. 607.0809, F.S.; revising provisions relating to vacancies on a board of directors; amending s. 607.0820, F.S.; making technical changes; amending s. 607.0821, F.S.; revising provisions relating to action by directors without a meeting; amending s. 607.0823, F.S.; revising provisions relating to the waiver of notice of a meeting of a board of directors; amending s. 607.0824, F.S.; revising provisions relating to what constitutes a quorum of the board of directors; amending s. 607.0825, F.S.; revising provisions relating to the establishment and the powers of executive and board committees; creating s. 607.0826, F.S.; authorizing a corporation to agree to submit a matter that the board of directors determines it no longer recommends to a vote of the corporation's shareholders; amending s. 607.0830, F.S.; revising the general standards for directors; amending s. 607.0831, F.S.; revising provisions relating to the liability of directors; amending s. 607.0832, F.S.; defining terms; revising provisions relating to directors' conflicts of interest; amending s. 607.0833, F.S.; making a technical change; amending s. 607.0834, F.S.; revising provisions relating to liability for unlawful distributions; amending s. 607.08401, F.S.; authorizing the board of directors to appoint one or more individuals to act as officers of the corporation; specifying which records must be authenticated by an officer; creating s. 607.08411, F.S.; providing general standards for officers of the corporation; amending s. 607.0842, F.S.; revising provisions relating to the resignation and removal of officers; amending s. 607.0850, F.S.; defining terms; deleting provisions relating to the indemnification of officers, directors, employees, and agents; creating s. 607.0851, F.S.; relocating and revising provisions relating to the permissible indemnification of certain persons by a corporation; creating s. 607.0852, F.S.; relocating and revising provisions relating to the mandatory indemnification of certain persons by a corporation; creating s. 607.0853, F.S.; authorizing a corporation to advance funds to pay for or reimburse certain expenses; providing requirements for the authorization of advanced funds; creating s. 607.0854, F.S.; relocating and revising provisions related to court-ordered indemnification and advance for expenses; creating s. 607.0855, F.S.; relocating and revising provisions relating to the determination and authorization of indemnification; creating s. 607.0857, F.S.; relocating and revising provisions relating to a corporation purchasing and maintaining certain insurance; creating s. 607.0858, F.S.; relocating and revising provisions relating to indemnification by a corporation which is not specifically provided for by law; providing applicability; creating s. 607.0859, F.S.; relocating and revising provisions relating to overriding restrictions on indemnification; amending s. 607.0901, F.S.; revising defined terms; revising provisions related to affiliated transactions; revising applicability; amending s. 607.0902, F.S.; conforming a cross-reference; amending s. 607.1001, F.S.; making a technical change; amending s. 607.1002,

F.S.; expanding the list of types of amendments a corporation's board of directors may adopt without shareholder approval; making technical changes; amending s. 607.10025, F.S.; making technical changes; conforming a cross-reference; deleting a provision exempting corporations with less than a specified number of shareholders of record from applicability; amending s. 607.1003, F.S.; revising provisions relating to amendments to the articles of incorporation; amending s. 607.1004, F.S.; revising provisions relating to voting on amendments by voting groups; amending s. 607.1005, F.S.; requiring that a corporation have no board of directors for a majority of its incorporators to be authorized to adopt amendments to the corporation's articles of incorporation; amending s. 607.1006, F.S.; revising provisions relating to articles of amendment; amending s. 607.1007, F.S.; revising provisions relating to restated articles of incorporation; amending s. 607.1008, F.S.; revising provisions relating to an amendment pursuant to reorganization; amending s. 607.1009, F.S.; specifying when new interest holder liability as a result of an amendment takes effect; amending s. 607.1020, F.S.; revising provisions relating to amendments of the bylaws by boards of directors or shareholders; amending s. 607.1021, F.S.; making a technical change; amending s. 607.1022, F.S.; revising provisions relating to bylaws that increase a quorum or voting requirement for directors; creating s. 607.1023, F.S.; authorizing a corporation to elect in its bylaws to be governed in the election of directors under certain circumstances; providing applicability; authorizing certain bylaws to be repealed by the board of directors or shareholders under certain circumstances; amending s. 607.1101, F.S.; revising provisions relating to the merger of certain corporations and eligible entities; amending s. 607.1102, F.S.; revising provisions relating to plans of share exchange; amending s. 607.1103, F.S.; revising provisions relating to actions on a plan of merger or a plan of share exchange; creating s. 607.11035, F.S.; specifying when shareholder approval of a plan of merger or a plan of share exchange is not required; defining terms; amending s. 607.1104, F.S.; revising provisions relating to the mergers involving subsidiary corporations; amending s. 607.11045, F.S.; revising applicability; amending s. 607.1105, F.S.; revising provisions relating to articles of merger or share exchange; amending s. 607.1106, F.S.; revising provisions relating to the effectiveness of a merger or share exchange; amending s. 607.1107, F.S.; revising provisions relating to the abandonment of a merger or share exchange; deleting provisions relating to mergers or share exchanges with foreign corporations; repealing s. 607.1108, F.S., relating to merger of domestic corporation and other business entity; repealing s. 607.1109, F.S., relating to articles of merger; repealing s. 607.11101, F.S., relating to the effect of a merger of domestic corporation and other business entity; repealing s. 607.1112, F.S., relating to the conversion of a domestic corporation into another business entity; repealing s. 607.1113, F.S., relating to certificates of conversion; repealing s. 607.1114, F.S., relating to the effect of the conversion of a domestic corporation into another business entity; repealing s. 607.1115, F.S., relating to the conversion of another business entity into a domestic corporation; creating s. 607.11920, F.S.; authorizing a foreign corporation to become a domestic corporation under certain circumstances; authorizing a domestic corporation to become a foreign corporation under certain circumstances; requiring that a plan of domestication include certain information; authorizing a domestication to include certain provisions; authorizing a plan of domestication to be made dependent upon facts objectively ascertainable outside of the plan; providing applicability; creating s. 607.11921, F.S.; requiring a plan of domestication to be adopted in a certain manner; creating s. 607.11922, F.S.; requiring a domesticating corporation to sign articles of domestication under certain circumstances; requiring that the articles of domestication contain certain information; providing procedures and requirements relating to the filing of the articles of domestication and the effectiveness of the domestication; providing that certain domesticating corporations' certificates of authority are automatically canceled upon the domestication becoming effective; providing that a copy of the articles of domestication may be filed in certain official records; creating s. 607.11923, F.S.; providing for the amendment of a plan of domestication; providing for the abandonment of a plan of domestication; creating s. 607.11924, F.S.; specifying the effects of a domestication; specifying that a domestication does not constitute or cause the dissolution of the domesticating corporation; prohibiting certain property from being diverted as a result of a domestication unless certain requirements are met; providing applicability; creating ss. 607.11930 and 607.11931, F.S.; relocating and revising provisions relating to the conversion of corporations; creating s. 607.11932, F.S.; relocating and revising provisions relating to actions on plans of conversion; providing applicability; creating s. 607.11933, F.S.; relocating and revising pro-

visions relating to articles of conversion and the effectiveness of such articles; creating s. 607.11934, F.S.; relocating and revising provisions relating to amendments to plans of conversion; creating s. 607.11935, F.S.; relocating and revising provisions relating to the effectiveness of a conversion; amending s. 607.1201, F.S.; revising provisions relating to the disposition of assets not requiring shareholder approval; amending s. 607.1202, F.S.; revising provisions relating to shareholder approval of certain dispositions; amending s. 607.1301, F.S.; defining, deleting, and revising terms; amending s. 607.1302, F.S.; revising provisions relating to appraisal rights of shareholders; amending s. 607.1303, F.S.; making technical changes; amending s. 607.1320, F.S.; revising provisions relating to notice of appraisal rights; amending s. 607.1321, F.S.; revising provisions relating to notice of intent to demand payment; amending s. 607.1322, F.S.; revising provisions relating to appraisal notice and form; amending s. 607.1323, F.S.; making technical changes; amending s. 607.1324, F.S.; specifying that a shareholder ceases to have certain rights upon payment of an agreed value; amending s. 607.1326, F.S.; making technical changes; amending s. 607.1330, F.S.; revising provisions relating to court action to determine the fair value of shares and accrued interest; amending ss. 607.1331, 607.1332, and 607.1333, F.S.; making technical changes; creating s. 607.1340, F.S.; relocating provisions relating to certain shareholders challenging certain actions; making technical changes; amending s. 607.1401, F.S.; revising provisions relating to incorporators or directors dissolving a corporation; amending s. 607.1402, F.S.; revising provisions relating to the dissolution of a corporation by the board of directors and the shareholders; amending s. 607.1403, F.S.; revising provisions relating to articles of dissolution; defining the terms "dissolved corporation" and "successor entity"; amending s. 607.1404, F.S.; revising provisions relating to revocation of dissolution; amending s. 607.1405, F.S.; revising provisions relating to the effect of dissolution; amending s. 607.1406, F.S.; revising provisions relating to known claims against a dissolved corporation; defining the term "known claims"; deleting the term "successor entity"; amending s. 607.1407, F.S.; revising provisions relating to unknown claims against a dissolved corporation; creating s. 607.1408, F.S.; relocating provisions relating to claims against dissolved corporations; creating s. 607.1409, F.S.; authorizing certain dissolved corporations to file an application with the circuit court for a certain determination; providing guidelines for the proceedings; creating s. 607.1410, F.S.; providing duties for directors of dissolved corporations; amending s. 607.1420, F.S.; revising provisions relating to the administrative dissolution of a corporation; repealing s. 607.1421, F.S., relating to the procedure for and effect of administrative dissolution; amending s. 607.1422, F.S.; revising provisions relating to reinstatement following administrative dissolution; amending s. 607.1423, F.S.; revising provisions relating to judicial review of denials of reinstatement; amending s. 607.1430, F.S.; revising provisions relating to grounds for judicial dissolution; defining the term "shareholder"; amending s. 607.1431, F.S.; revising provisions relating to procedures for judicial dissolution; amending s. 607.1432, F.S.; revising provisions relating to receivership and custodianship; amending s. 607.1433, F.S.; revising provisions relating to judgment of dissolution; amending s. 607.1434, F.S.; revising provisions relating to alternative remedies to judicial dissolution; amending s. 607.1435, F.S.; revising provisions relating to court-appointed provisional directors; amending s. 607.1436, F.S.; revising provisions relating to elections to purchase instead of dissolution; amending s. 607.14401, F.S.; revising provisions relating to deposits associated with a dissolved corporation; amending s. 607.1501, F.S.; revising provisions relating to the authority of a foreign corporation to transact business in this state; creating s. 607.15015, F.S.; providing for applicability of certain laws for a foreign corporation; providing that a foreign corporation may not be denied a certificate of authority for certain reasons; specifying that a certificate of authority does not authorize a foreign corporation to take certain actions; amending s. 607.1502, F.S.; revising provisions relating to transacting business in this state without a certificate of authority; providing applicability; amending s. 607.1503, F.S.; revising provisions relating to applications for a certificate of authority; amending s. 607.1504, F.S.; revising provisions relating to amendments to certificates of authority; amending s. 607.1505, F.S.; revising provisions relating to the effect of a certificate of authority; amending s. 607.1506, F.S.; revising provisions relating to the corporate name of a foreign corporation; amending s. 607.1507, F.S.; revising provisions relating to the registered offices and registered agents of foreign corporations; providing a civil penalty; amending s. 607.1508, F.S.; revising provisions relating to changing the names of registered offices and registered agents of foreign corporations; amending s. 607.1509, F.S.; revising provisions relating to resignations

of registered agents of foreign corporations; creating s. 607.15091, F.S.; revising provisions relating to name and address changes for registered agents of foreign corporations; creating s. 607.15092, F.S.; providing requirements for delivery of notice or other communication; amending s. 607.15101, F.S.; revising provisions relating to service of process, notice, or demand on a foreign corporation; amending s. 607.1520, F.S.; revising provisions relating to the withdrawal of a certificate of authority for a foreign corporation; requiring a foreign corporation to take certain actions to cancel its certificate of authority; creating s. 607.1521, F.S.; specifying that certain foreign corporations are deemed to have withdrawn their certificate of authority under certain circumstances; creating s. 607.1522, F.S.; requiring a foreign corporation to deliver a notice of withdrawal of a certificate of authority under certain circumstances; providing for effective service of process on such foreign corporations; creating s. 607.1523, F.S.; authorizing the Department of Legal Affairs to maintain certain actions and to enjoin a foreign corporation under certain circumstances; amending s. 607.1530, F.S.; revising provisions relating to revocation of a foreign corporation's certificate of authority; repealing s. 607.1531, F.S., relating to the procedure for and effect of revocation; amending s. 607.15315, F.S.; revising provisions relating to reinstatement of a foreign corporation's certificate of authority; amending s. 607.1532, F.S.; revising provisions relating to judicial review of a denial of reinstatement; amending s. 607.1601, F.S.; revising provisions relating to the maintenance of corporate records; amending s. 607.1602, F.S.; revising provisions relating to inspection of records by shareholders; revising the definition of the term "shareholder"; amending s. 607.1603, F.S.; revising provisions relating to the scope of shareholders' inspection rights; amending s. 607.1604, F.S.; revising provisions relating to court-ordered inspections; amending s. 607.1605, F.S.; revising provisions relating to directors' inspection rights; amending s. 607.1620, F.S.; revising provisions relating to financial statements for shareholders; repealing s. 607.1621, F.S., relating to other reports to shareholders; amending s. 607.1622, F.S.; revising provisions relating to annual reports that are required to be filed with the Department of State; amending s. 607.1701, F.S.; making a technical change; revising applicability; amending s. 607.1702, F.S.; revising applicability; amending s. 607.1711, F.S.; making a technical change; repealing s. 607.1801, F.S., relating to domestication of foreign corporations; amending s. 607.1907, F.S.; revising provisions relating to savings provisions; creating s. 607.1908, F.S.; providing for severability; amending s. 607.504, F.S.; revising provisions relating to an election of social purpose corporation status; amending s. 607.604, F.S.; revising provisions relating to an election of benefit corporation status; conforming a cross-reference; amending s. 605.0102, F.S.; conforming a cross-reference; revising the definitions of the terms "private organic rules" and "public organic record"; amending s. 605.0105, F.S.; revising provisions relating to operating agreements; amending s. 605.0112, F.S.; revising provisions relating to names of limited liability companies; creating s. 605.01125, F.S.; authorizing a person to reserve the exclusive use of the name of a limited liability company; providing requirements for reserving the name; authorizing the department to revoke reservations under certain circumstances; amending s. 605.0113, F.S.; revising provisions relating to registered agents of limited liability companies; defining the term "authorized entity"; amending s. 605.0114, F.S.; revising provisions relating to changes of a registered agent or registered office; amending s. 605.0115, F.S.; requiring a registered agent to promptly mail a copy of a statement of resignation to a limited liability company's or foreign limited liability company's current mailing address; amending s. 605.0116, F.S.; making clarifying changes; amending s. 605.0117, F.S.; revising provisions relating to service of process, notice, and demand on limited liability companies and registered foreign limited liability companies; amending s. 605.0118, F.S.; conforming a provision to changes made by the act; amending s. 605.0207, F.S.; revising provisions relating to effective dates and times for records filed with the Department of State; amending s. 605.0209, F.S.; revising what a statement of correction must contain; amending s. 605.0210, F.S.; revising provisions relating to the department's refusal to file a record; amending s. 605.0211, F.S.; revising provisions relating to certificates of status for foreign limited liability companies; amending s. 605.0215, F.S.; specifying that a copy of a document filed by the department must bear the signature of the Secretary of State and the seal of this state in order to be conclusive evidence that the original document is on file with the department; amending s. 605.04092, F.S.; defining terms; revising provisions relating to conflict of interest transactions; amending s. 605.0410, F.S.; conforming a cross-reference; amending s. 605.0702, F.S.; revising provisions relating to grounds for judicial dissolution of a limited liability company; amending s.

605.0706, F.S.; revising provisions relating to an election to purchase the entire interest of a petitioner instead of dissolving the limited liability company; amending s. 605.0715, F.S.; conforming a provision to changes made by the act; requiring a dissolved limited liability company to amend its articles of incorporation to change its name under certain circumstances; amending s. 605.0716, F.S.; revising provisions relating to judicial review of denial of reinstatement; amending s. 605.0801, F.S.; providing for direct action by a member; amending ss. 605.0803 and 605.0903, F.S.; making clarifying changes; amending s. 605.0904, F.S.; revising provisions relating to a foreign limited liability company's failure to have a certificate of authority; amending s. 605.0906, F.S.; requiring, rather than authorizing, certain foreign limited liability companies to use an alternate name to transact business in this state; amending s. 605.0907, F.S.; revising provisions relating to foreign limited liability companies' amendments to certificates of authority; amending s. 605.0908, F.S.; making technical changes; creating s. 605.09091, F.S.; providing requirements relating to the judicial review of denial of reinstatement for foreign limited liability companies; amending ss. 605.0910 and 605.0911, F.S.; revising provisions relating to the withdrawal or cancellation of a foreign limited liability company's certificate of authority; amending s. 605.0912, F.S.; revising provisions relating to a foreign limited liability company's withdrawal on the dissolution, merger, or conversion to a nonfiling entity; amending ss. 605.1025 and 605.1035, F.S.; conforming cross-references; amending s. 605.1061, F.S.; making a technical change; amending s. 605.1063, F.S.; providing requirements for when an appraisal event is required to be approved by written consent of members; amending s. 605.1072, F.S.; revising provisions relating to other remedies for a member to challenge certain completed appraisal events; providing construction; amending s. 617.0302, F.S.; conforming provisions to changes made by the act; conforming a cross-reference; amending s. 617.0501, F.S.; revising provisions relating to registered offices and registered agents of corporations not for profit; defining the term "authorized entity"; creating s. 617.05015, F.S.; authorizing a person to reserve the exclusive use of the name of a corporation not for profit; providing requirements for such reservation; amending s. 617.0831, F.S.; conforming cross-references; amending ss. 617.1102 and 617.1108, F.S.; conforming provisions to changes made by the act; conforming cross-references; amending s. 617.1507, F.S.; revising provisions relating to registered offices and registered agents of foreign corporations not for profit; defining the term "authorized entity"; amending s. 620.1108, F.S.; revising provisions relating to the names of certain limited partnerships; creating s. 620.11085, F.S.; authorizing a person to reserve the exclusive use of the name of a limited partnership; providing requirements for such reservation; amending ss. 620.2104, 620.2108, and 620.8918, F.S.; conforming cross-references; amending s. 621.12, F.S.; revising provisions relating to the names of certain corporations and limited liability companies; amending s. 865.09, F.S.; prohibiting certain fictitious names from containing "PA"; amending s. 662.150, F.S.; conforming a provision to changes made by the act; conforming cross-references; amending ss. 331.355, 339.12, 628.530, 631.0515, 658.44, 663.03, 663.403, and 694.16, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Judiciary; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 1033, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Health & Human Services Committee, Insurance & Banking Subcommittee and Representative(s) Yarborough, Stevenson, Caruso, Donalds, Watson, C., Zika—

CS for CS for CS for HB 1033—A bill to be entitled An act relating to continuing care contracts; amending s. 651.011, F.S.; adding and revising definitions; amending s. 651.012, F.S.; conforming a cross-reference; deleting an obsolete date; amending s. 651.013, F.S.; adding certain Florida Insurance Code provisions 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 requirements for providers and facilities relating to financing and refinancing transactions; amending s. 651.021, F.S.; conforming provisions to changes made by the act; creating s. 651.0215, F.S.; specifying conditions, requirements, procedures, and prohibitions relating to consolidated applications for provisional certificates of authority and for certificates of authority and to the office's review of such applications; specifying conditions under which a provider is entitled to secure the release of certain escrowed funds; providing construction; amending s. 651.022, F.S.; revising and specifying requirements, procedures, and prohibitions relating to applications for provisional certificates of authority and to the office's review of such applications; amending s. 651.023, F.S.; revising and specifying requirements, procedures, and prohibitions relating to applications for certificates of authority and to the office's review of such applications; conforming provisions to changes made by the act; amending s. 651.024, F.S.; revising requirements for certain persons relating to provider acquisitions; providing standing to the office to petition a circuit court in certain proceedings; creating s. 651.0245, F.S.; specifying procedures, requirements, and a prohibition relating to an application for the simultaneous acquisition of a facility and issuance of a certificate of authority and to the office's review of such application; specifying rulemaking requirements and authority of the Financial Services Commission; providing standing to the office to petition a circuit court in certain proceedings; specifying procedures for rebutting a presumption of control; creating s. 651.0246, F.S.; specifying requirements, conditions, procedures, and prohibitions relating to provider applications to commence construction or marketing for expansions of certificated facilities and to the office's review of such applications; defining the term "existing units"; specifying escrow requirements for certain moneys; specifying conditions under which providers are entitled to secure release of such moneys; providing applicability and construction; amending s. 651.026, F.S.; revising requirements for annual reports filed by providers with the office; revising the commission's rulemaking authority; requiring the office to annually publish a specified industry report; amending s. 651.0261, F.S.; requiring providers to file quarterly unaudited financial statements; providing an exception for filing a certain quarterly statement; revising information that the office may require providers to file and the circumstances under which such information must be filed; revising the commission's rulemaking authority; amending s. 651.028, F.S.; specifying applicability of certain accreditations of providers or facilities; deleting the authority of the office to waive requirements for accredited facilities; providing that the commission, rather than the office, must make certain findings; amending s. 651.033, F.S.; revising applicability of escrow requirements; revising requirements for escrow accounts and agreements; revising the office's authority to allow a withdrawal of a specified percentage of the required minimum liquid reserve; revising applicability of requirements relating to the deposit of certain funds in escrow accounts; prohibiting an escrow agent, except under certain circumstances, from releasing or allowing the transfer of funds; creating s. 651.034, F.S.; specifying requirements for the office if a regulatory action level event occurs; specifying requirements for corrective action plans; authorizing the office to use members of the Continuing Care Advisory Council and to retain consultants for certain purposes; requiring affected providers to bear costs and expenses relating to such consultants; specifying requirements for, and authorized actions of, the office and the Department of Financial Services if an impairment occurs; providing construction; authorizing the office to exempt a provider from certain requirements for a certain timeframe; authorizing the commission to adopt rules; amending s. 651.035, F.S.; revising minimum liquid reserve requirements for providers; specifying requirements, limitations, and procedures for a provider's withdrawal of funds held in escrow and the office's review of certain requests for withdrawal; authorizing the office to order certain transfers under certain circumstances; requiring facilities to annually file with the office a minimum liquid reserve calculation; requiring increases in the minimum liquid reserve to be funded within a certain timeframe; requiring providers to fund shortfalls in minimum liquid reserves under certain circumstances within a certain timeframe; creating s. 651.043, F.S.; specifying requirements for certain management company contracts; specifying requirements, procedures, and authorized actions relating to changes in provider management and to the office's review of such changes; requiring that disapproved management be removed within a certain

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 provider records and assets; amending s. 651.055, F.S.; revising a required statement in continuing care contracts; amending s. 651.057, F.S.; conforming provisions to changes made by the act; amending s. 651.071, F.S.; specifying the priority of continuing care contracts and continuing care at-home contracts in receivership or liquidation proceedings against a provider; amending s. 651.091, F.S.; revising requirements for continuing care facilities relating to posting or providing notices; amending s. 651.095, F.S.; adding terms to a list of prohibited terms in certain advertisements; amending s. 651.105, F.S.; adding a certain Florida Insurance Code provision to the office's authority to examine certain providers and applicants; authorizing the office to examine records for specified purposes; requiring providers to respond to the office's written correspondence and to provide certain information; providing standing to the office to petition certain circuit courts for certain relief; revising, and specifying limitations on, the office's examination authority; amending s. 651.106, F.S.; authorizing the office to deny applications on specified grounds; adding and revising grounds for suspension or revocation of provisional certificates of authority and certificates of authority; creating s. 651.1065, F.S.; prohibiting certain actions by certain persons of an impaired or insolvent continuing care facility; providing that bankruptcy courts or trustees have jurisdiction over certain matters; requiring the office to approve or disapprove the continued marketing of new contracts within a certain timeframe; providing a criminal penalty; amending s. 651.111, F.S.; defining the term "inspection"; revising procedures and requirements relating to requests for inspections to the office; amending s. 651.114, F.S.; revising and specifying requirements, procedures, and authorized actions relating to providers' corrective action plans; providing construction; revising and specifying requirements and procedures relating to delinquency proceedings against a provider; revising circumstances under which the office must provide a certain notice to trustees or lenders; creating s. 651.1141, F.S.; providing legislative findings; authorizing the office to issue certain immediate final orders under certain circumstances; amending s. 651.121, F.S.; revising the composition of the Continuing Care Advisory Council; amending s. 651.125, F.S.; revising a prohibition to include certain actions performed without a valid provisional certificate of authority; providing effective dates.

—was referred to the Committees on Banking and Insurance; Children, Families, and Elder Affairs; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1061 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By PreK-12 Appropriations Subcommittee and Representative(s) Overdorf, Plasencia, Davis, Donalds, Webb—

CS for HB 1061—A bill to be entitled An act relating to funds for the operation of schools; amending s. 1011.62, F.S.; revising the annual allocation to school districts to include an additional calculation of full-time equivalent membership for students who earn a College Board Advanced Placement Capstone Diploma beginning in a specified fiscal year; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Education; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1115 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Willhite—

CS for CS for HB 1115—A bill to be entitled An act relating to dispensing medicinal drugs; amending s. 465.019, F.S.; authorizing certain individuals to prescribe and dispense a limited supply of medicinal drugs to any patient of an emergency department of a hospital or a patient discharged from a hospital under certain circumstances; amending s. 465.0235, F.S.; authorizing a community pharmacy to use an automated pharmacy system under certain circumstances; providing that certain medicinal drugs stored in such system for outpatient dispensing are part of the inventory of the pharmacy providing services through such system; requiring the Board of Pharmacy to adopt rules; providing an effective date.

—was referred to the Committees on Health Policy; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1121 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Agriculture & Natural Resources Appropriations Subcommittee and Representative(s) Altman—

CS for CS for HB 1121—A bill to be entitled An act relating to support organizations; amending s. 20.2551, F.S.; requiring the Department of Environmental Protection to submit a report to the Legislature by a specified date; providing requirements for the report; abrogating the scheduled repeal of provisions governing citizen support organizations established under the department; amending s. 257.43, F.S.; abrogating the scheduled repeal of provisions governing the citizen support organization established for the benefit of the Division of Library and Information Services of the Department of State; amending s. 258.015, F.S.; abrogating the scheduled repeal of provisions governing citizen support organizations established for the benefit of the Division of Recreation and Parks of the Department of Environmental Protection; amending s. 259.10521, F.S.; extending the scheduled repeal of the provisions governing the citizen support organizations established for the benefit of the Babcock Ranch Preserve; amending s. 265.703, F.S.; abrogating the scheduled repeal of provisions governing citizen support organizations established for the benefit of the Division of Cultural Affairs of the Department of State; amending s. 267.17, F.S.; abrogating the scheduled repeal of provisions governing citizen support organizations established for the benefit of the Division of Historical Resources of the Department of State; amending s. 288.772, F.S.; conforming provisions to changes made by the act; repealing s. 288.809, F.S., relating to the Florida Intergovernmental Relations Foundation; directing the Executive Office of the Governor and the foundation, by specified dates, to satisfy the liabilities of the foundation and transfer certain funds to the Florida International Trade and Promotion Trust Fund within the Department of Economic Opportunity; amending s. 379.223, F.S.; abrogating the scheduled repeal of provisions governing citizen support organizations established under the Fish and Wildlife Conservation Commission; creating s. 379.2231, F.S.; defining the terms "convicted" and "conviction"; authorizing a court to order persons convicted of certain violations to pay an additional assessment; authorizing a specified citizen support organization to pay certain rewards; amending s. 570.691, F.S.; abrogating the scheduled repeal of provisions relating to direct-support organizations established under the Department of Agriculture and Consumer Services; amending s. 570.83, F.S.; extending the scheduled repeal of the provisions governing the Florida Beef Council, Inc.; providing effective dates.

—was referred to the Committees on Governmental Oversight and Accountability; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1159 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee and Representative(s) La Rosa, Sabatini—

CS for HB 1159—A bill to be entitled An act relating to private property rights; creating s. 163.045, F.S.; prohibiting local governments from requiring notices, applications, approvals, permits, fees, or mitigation for the pruning, trimming, or removal of trees on residential property if a property owner obtains specified documentation; prohibiting local governments from requiring property owners to replant such trees; providing an exception for mangrove protection actions; amending s. 163.3209, F.S.; deleting a provision that authorizes electric utilities to perform certain right-of-way tree maintenance only if a property owner has received local government approval; creating s. 70.002, F.S.; creating a Property Owner Bill of Rights; requiring county property appraisers to provide specified information on their websites; providing an effective date.

—was referred to the Committees on Community Affairs; Judiciary; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1169 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) McClure, Sabatini—

CS for HB 1169—A bill to be entitled An act relating to displacement of private waste companies; amending s. 403.70605, F.S.; requiring a local government to pay a specified amount of compensation to a displaced private waste company at the end of a specified notice period; removing a provision relating to the authorization of a local government to pay a specified amount of compensation to a private waste company as an alternative to delaying displacement for a specified period; removing provisions authorizing a local government and private waste company to negotiate such compensation and notice; providing an effective date.

—was referred to the Committees on Community Affairs; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1197, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education Committee, Appropriations Committee and Representative(s) Fischer, Donalds—

CS for CS for HB 1197—A bill to be entitled An act relating to charter schools; amending s. 1002.33, F.S.; authorizing state universities and Florida College System institutions to solicit applications for and sponsor charter schools under certain circumstances; authorizing a state university or Florida College System institution to, at its discretion, deny an application for a charter school; revising the contents of an annual report charter school sponsors must provide to the Department of Education; revising the date by which the department must post a specified annual report; revising provisions relating to Florida College System institutions operating charter schools; requiring the board of trustees of a state university or Florida College System institution that is sponsoring a charter school to serve as the local educational agency for such school; prohibiting certain charter school students from being included in specified school district grade calculations; requiring the department to develop a sponsor evaluation framework; providing requirements for the framework; deleting obsolete language; providing a calculation for the operational funding for a charter school sponsored by a state university or Florida College System institution; requiring the department to develop a tool for state universities and Florida College System institutions for specified purposes;

providing that such funding must be appropriated to the charter school; providing for capital outlay funding for such schools; conforming provisions to changes made by the act; amending s. 1003.493, F.S.; authorizing a career and professional academy to be offered by a charter school; providing an effective date.

—was referred to the Committees on Education; Appropriations Subcommittee on Education; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1247, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Civil Justice Subcommittee, Business & Professions Subcommittee and Representative(s) Perez—

CS for CS for HB 1247—A bill to be entitled An act relating to construction bonds; amending s. 255.05, F.S.; requiring a notice of nonpayment to be under oath; specifying that a claimant who serves a fraudulent notice of nonpayment forfeits his or her rights under a bond; providing that the service of a fraudulent notice of nonpayment is a complete defense to the claimant's claim against the 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 in relation to bonds for construction contracts; amending s. 627.428, F.S.; revising terminology; amending s. 713.23, F.S.; requiring a notice of nonpayment to be under oath; specifying that a lienor who serves a fraudulent notice of nonpayment forfeits his or her rights under a bond; providing that the service of a fraudulent notice of nonpayment is a complete defense to the lienor's claim against the bond; requiring a notice of nonpayment to be in a prescribed form; providing applicability; providing an effective date.

—was referred to the Committees on Judiciary; Community Affairs; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1307 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee and Representative(s) Driskell—

CS for HB 1307—A bill to be entitled An act relating to decedents' property; creating s. 731.1065, F.S.; specifying that precious metals are tangible personal property for the purposes of the Florida Probate Code; providing for retroactive application; amending s. 731.301, F.S.; specifying that formal notice is not sufficient to invoke a court's personal jurisdiction over a person receiving such formal notice; providing applicability; amending s. 733.610, F.S.; expanding the list of sales or encumbrances that are voidable by interested persons under certain circumstances; amending s. 733.617, F.S.; specifying that certain attorneys and persons are not entitled to compensation for serving as a personal representative unless the attorney or person is related to the testator or unless certain disclosures are made before a will is executed; requiring the testator to execute a written statement that acknowledges certain disclosures were made; providing requirements for the written statement; specifying when an attorney is deemed to have prepared or supervised the execution of a will; specifying how a person may be related to an individual; specifying when an attorney or person related to the attorney is deemed to have been nominated in a will; providing construction; providing applicability; amending s. 736.0708, F.S.; specifying that certain attorneys and persons are not entitled to compensation for serving as a trustee unless the attorney or person is related to the settlor or unless certain disclosures are made before the trust instrument is executed; requiring a settlor to execute a written statement

that acknowledges certain disclosures were made; providing requirements for the written statement; specifying when an attorney is deemed to have prepared or supervised the execution of a trust instrument; specifying how a person may be related to an individual; specifying when an attorney or a person related to the attorney is deemed appointed in a trust instrument; providing construction; providing applicability; providing effective dates.

—was referred to the Committees on Judiciary; Children, Families, and Elder Affairs; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1353 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Children, Families & Seniors Subcommittee and Representative(s) Altman—

CS for HB 1353—A bill to be entitled An act relating to homelessness; amending s. 420.621, F.S.; revising and providing definitions; amending s. 420.622, F.S.; increasing the number of members on the Council on Homelessness to include a representative of the Florida Housing Coalition and the Secretary of the Department of Elder Affairs or his or her designee; providing that appointed council members are encouraged to have certain experience; revising the duties of the State Office on Homelessness; revising requirements for the state's system of homeless programs; requiring entities that receive state funding to provide summary aggregated data to assist the council in providing certain information; removing the requirement that the office have the concurrence of the council to accept and administer moneys appropriated to it to provide certain annual challenge grants to continuums of care lead agencies; clarifying the source of such appropriation; increasing the maximum amount of grant awards per continuum of care lead agency; conforming provisions to changes made by the act; revising requirements for use of grant funds by continuum of care lead agencies; revising preference criteria for certain grants; increasing the maximum percentage of its funding which a continuum of care lead agency may spend on administrative costs; requiring such agencies to submit a final report to the Department of Children and Families documenting certain outcomes achieved by grant-funded programs; removing the requirement that the office have the concurrence of the council to administer moneys given to it to provide homeless housing assistance grants annually to certain continuum of care lead agencies to acquire, construct, or rehabilitate permanent housing units for homeless persons; conforming a provision to changes made by the act; requiring grant applicants to be ranked competitively based on specified criteria; deleting preference requirements; increasing the minimum number of years for which projects must reserve certain units acquired, constructed, or rehabilitated; increasing the maximum percentage of funds the office and each applicant may spend on administrative costs; revising certain performance measure requirements; authorizing, instead of requiring, the Department of Children and Families, with input from the council, to adopt rules relating to certain grants and related issues; revising requirements for an annual report the council must submit to the Governor, Legislature, and Secretary of Children and Families; authorizing the office to administer moneys appropriated to it for distribution among certain designated continuum of care lead agencies and entities; creating s. 420.6225, F.S.; specifying the purpose of a continuum of care; requiring each continuum of care, pursuant to federal law, to designate a collaborative applicant that is responsible for submitting the continuum of care funding application for the designated catchment area to the United States Department of Housing and Urban Development; providing requirements for such designated collaborative applicants; authorizing the applicant to be referred to as the continuum of care lead agency; providing requirements for continuum of care catchment areas and lead agencies; requiring that each continuum of care create a continuum of care plan for specified purposes; specifying requirements for such plans; requiring continuums of care to promote participation by all interested individuals and organizations, subject to certain requirements; creating s. 420.6227, F.S.; providing legislative findings and program purpose; establishing a grant-in-aid program to help continuums of care prevent and end homelessness, which may include any aspect of the local continuum of care plan; requiring con-

tinuums of care to submit an application for grant-in-aid funds to the office for review; requiring the office to develop guidelines for the development, evaluation, and approval of spending plans; requiring grant-in-aid funds for continuums of care to be administered by the office and awarded on a competitive basis; requiring the office to distribute such funds to local agencies to fund programs that are required by the local continuum of care plan, based on certain recommendations; limiting the percentage of the total state funds awarded under a spending plan which may be used by the continuum of care lead agency for staffing and administrative expenditures; requiring entities contracting with local agencies to provide services through certain financial assistance programs to provide a specified minimum percentage of the funding necessary for the support of project operations; authorizing in-kind contributions to be evaluated and counted as part or all of the required local funding, at the discretion of the office; repealing s. 420.623, F.S., relating to local coalitions for the homeless; repealing s. 420.624, F.S., relating to local homeless assistance continuums of care; repealing s. 420.625, F.S., relating to a grant-in-aid program; amending s. 420.626, F.S.; revising procedures that certain facilities and institutions are encouraged to develop and implement to reduce the discharge of persons into homelessness when such persons are admitted or housed for a specified period at such facilities or institutions; amending s. 420.6265, F.S.; revising the Rapid ReHousing methodology; amending s. 420.6275, F.S.; revising the Housing First methodology; amending s. 420.507, 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.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 1393, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, Government Operations & Technology Appropriations Subcommittee, Insurance & Banking Subcommittee and Representative(s) Clemons, Bell, Latvala, Newton, Watson, C.—

CS for CS for CS for HB 1393—A bill to be entitled An act relating to the Department of Financial Services; amending s. 17.56, F.S.; requiring the Division of Treasury to maintain certain warrants rather than turning them over to the Division of Accounting and Auditing; amending s. 497.263, F.S.; revising the requirements for cemetery companies licenses; amending s. 497.266, F.S.; conforming provisions to changes made by the act; amending s. 497.376, F.S.; providing requirements for a combination license as funeral director and embalmer; amending s. 497.377, F.S.; revising the requirements for combination funeral director and embalmer internships; amending s. 497.380, F.S.; revising the requirements for a funeral establishment and the requirements and responsibilities of a funeral director in charge; amending s. 497.385, F.S.; revising the requirements for a licensed embalming facility; amending s. 497.452, F.S.; revising the applicability of specified provisions related to cemeteries; amending s. 497.453, F.S.; providing reporting requirements for certain preneed licensees; amending s. 497.458, F.S.; revising the requirements for the disposition of proceeds received on preneed contracts; amending s. 497.459, F.S.; requiring preneed licensees, under certain circumstances, to provide certain persons with a written notice of intent to distribute funds under the preneed contract; specifying how and where such notice must be sent; providing that funds held in trust must be distributed in accordance with the contract terms if certain persons fail to respond to the notice within a certain timeframe; providing construction; providing rulemaking authority; amending s. 497.464, F.S.; revising the requirements of certain preneed contracts; amending s. 497.604, F.S.; revising the requirements for a direct disposal establishment; amending s. 497.606, F.S.; revising the requirements for a cinerator facility; creating s. 553.7921, F.S.; requiring a contractor to file a fire alarm permit application and receive the permit under certain circumstances; providing requirements for the application; amending s. 626.175, F.S.; revising the requirements for a specified nonrenewable temporary license; revising the types of nonrenewable temporary licenses issued by the Department of Financial Services; amending s. 626.207, F.S.; authorizing disqualified persons meeting specified requirements to reapply for re-

licensure; amending s. 626.221, F.S.; revising the language relating to an exemption from examination for specified license applicants under certain circumstances; amending s. 626.2815, F.S.; deleting provisions requiring certain licensed customer representatives and insurance agents to complete continuation education courses; amending s. 626.321, F.S.; revising the requirements for certain lines insurance licenses; prohibiting issuance or reinstatement of certain lines insurance licenses beginning on a specified date; amending s. 626.471, F.S.; revising the method of delivery of certain notice; amending s. 626.536, F.S.; deleting provisions relating to reporting administrative actions taken against an insurance agency; amending s. 626.6215, F.S.; providing additional grounds for which the department may take specified action against the license of an insurance agency; amending s. 626.729, F.S.; redefining the term "industrial fire insurance"; amending ss. 626.8437 and 626.844, F.S.; specifying grounds for certain administrative actions against licenses or appointments of specified insurance agents or agencies; amending s. 626.8732, F.S.; revising the requirements for nonresident public adjuster's licenses; amending s. 627.7015, F.S.; requiring mediators to report mediation settlements and settlement amounts to all parties at the close of mediation; amending s. 627.715, F.S.; revising the date on which a surplus lines agent may export a contract or endorsement providing flood coverage to an eligible surplus lines insurer under certain circumstances; amending s. 627.748, F.S.; defining the term "luxury ground transportation network company" or "luxury ground TNC"; authorizing a luxury ground transportation network company to elect to be regulated as a transportation network company; requiring such luxury ground transportation network company to comply with certain requirements; providing that certain provisions apply to such luxury ground transportation network company to a specified extent; amending s. 633.218, F.S.; deleting a provision that requires the identification of specified buildings or space for firesafety purposes; amending s. 633.306, F.S.; providing standards for fire equipment installation; amending s. 633.312, F.S.; specifying the delivery methods of a firesafety inspection report; requiring the State Fire Marshal to adopt rules; amending s. 633.520, F.S.; requiring the Division of State Fire Marshal to adopt rules to establish cancer prevention best practices; amending s. 648.49, F.S.; requiring the department to meet certain requirements when suspending a person's eligibility to apply for a license or appointment; revising methods for reinstatement of a license, an appointment, or certain eligibility; amending s. 717.124, F.S.; providing disbursement processes for unclaimed property claims; providing rulemaking authority; repealing ss. 626.521 and 626.7355, F.S., relating to credit and character reports and to a temporary license as customer representative pending examination, respectively; amending ss. 626.022, 626.025, and 633.216, F.S.; conforming cross-references; providing legislative findings; establishing the Florida Blockchain Task Force within the department; requiring the task force to develop a specified master plan; specifying the composition of the task force; specifying duties and procedures of the task force; providing that task force members shall serve without compensation and are not entitled to certain reimbursement; requiring the task force to submit a specified report to the Governor and the Legislature and to make presentations; providing that the task force is entitled to assistance and services of state governmental entities; requiring the department to provide support staff and other assistance to the task force; providing for termination of the task force; providing effective dates.

—was referred to the Committees on Banking and Insurance; Innovation, Industry, and Technology; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 6047 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Roach—

HB 6047—A bill to be entitled An act relating to the Florida ABLE program; repealing s. 11, chapter 2018-10, Laws of Florida, relating to the scheduled reversion of provisions related to the distribution of funds in an ABLE account upon the death of a designated beneficiary; 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 Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7071, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education Committee, Higher Education & Career Readiness Subcommittee and Representative(s) Mariano, Massullo, Caruso, Fetherhoff, Overdorf, Robinson, Sirois, Toledo, Webb—

CS for HB 7071—A bill to be entitled An act relating to workforce education; amending s. 446.011, F.S.; revising terminology; amending s. 446.021, F.S.; revising definitions; amending s. 446.032, F.S.; requiring the Department of Education to annually publish a specified report; providing requirements for the report; requiring the department to provide assistance to certain entities in notifying specified persons of apprenticeship and preapprenticeship opportunities; amending s. 446.045, F.S.; revising the membership criteria for certain appointments to the State Apprenticeship Advisory Council; amending s. 446.052, F.S.; revising terminology; amending s. 446.081, F.S.; limiting the applicability of state apprenticeship and job-training program requirements to provisions for veterans, minority persons, and women; amending s. 446.091, F.S.; conforming a provision to changes made by the act; amending s. 446.092, F.S.; revising the criteria for apprenticeship occupations; amending s. 455.213, F.S.; requiring the Department of Business and Professional Regulation to consult with the Department of Education to evaluate certain apprenticeship programs to determine potential substitutions for certain licensure requirements; amending s. 1001.02, F.S.; conforming provisions to changes made by the act; amending s. 1001.43, F.S.; encouraging district school boards to declare an "Academic Scholarship Signing Day" and "College and Career Decision Day" for specified purposes; amending s. 1001.706, F.S.; conforming provisions to changes made by the act; amending s. 1003.41, F.S.; revising Next Generation Sunshine State Standards for financial literacy; removing financial literacy standards as a component of economics; amending s. 1003.4156, F.S.; requiring students to take a career education planning course for promotion to high school; providing requirements for such course; requiring each student that takes the course to receive an academic and career plan; providing requirements for such plan; amending s. 1003.4282, F.S.; authorizing a student to earn two mathematics credits under certain circumstances; authorizing a credit in computer science to meet specified graduation requirements under certain circumstances; requiring school districts to offer one-half credit in financial literacy as an elective; correcting a cross-reference relating to the federal Elementary and Secondary Education Act (ESEA), as amended by the Every Student Succeeds Act (ESSA); requiring a biennial review of certain courses; revising the requirements for the instructional methodology of certain courses; establishing a career and technical education pathway option to a standard high school diploma; providing requirements for the pathway option; requiring the option to be included in a school district's student progression plan; authorizing adjunct educators to teach courses in the pathway option; amending s. 1003.4285, F.S.; revising the requirements to earn the scholar designation on a standard high school diploma; amending s. 1003.491, F.S.; requiring school districts to provide opportunities for certain students to enroll in specified courses or academies; requiring school districts to provide academic advising to students under certain circumstances; providing requirements for such academic advising; requiring the Commissioner of Education to annually review career and technical offerings in consultation with certain entities for specified purposes; requiring the commissioner to phase out certain career and technical education offerings and encourage specified entities to offer certain programs; creating s. 1004.013, F.S.; establishing the SAIL to 60

Initiative for specified purposes; providing State Board of Education and the Board of Governors responsibilities relating to the initiative; providing Chancellor of the State University System and the Chancellor of the Florida College System responsibilities; amending s. 1004.015, F.S.; renaming the Higher Education Coordinating Council as the Florida Talent Development Council; revising the membership of the council; revising the duties and responsibilities of the council; requiring the council to submit a strategic plan to the Governor and Legislature by a specified date; providing requirements for the strategic plan; requiring the Department of Economic Opportunity to provide administrative support for the council; amending s. 1004.6495, F.S.; conforming provisions to changes made by the act; amending s. 1004.935, F.S.; conforming a cross-reference; amending s. 1006.22, F.S.; expanding the circumstances in which motor vehicles may be used for public school transportation; amending s. 1007.23, F.S.; requiring the statewide articulation agreement to provide for a reverse transfer agreement; providing for an associate degree to be awarded to certain students by Florida College System institutions; providing requirements for state universities; creating s. 1007.233, F.S.; requiring certain career centers and Florida College System institutions to submit a career pathways agreement to the Department of Education by a specified date; providing requirements for such agreements; amending s. 1007.25, F.S.; requiring state universities to notify students of the criteria and process for requesting an associate in arts certificate at specified times; amending s. 1007.2616, F.S.; conforming provisions to changes made by the act; amending s. 1007.271, F.S.; requiring a career center to enter into an agreement with specified high schools to offer certain courses to high school students; providing requirements for such agreement; amending s. 1008.34, F.S.; revising school grade components to specify that dual enrollment includes career dual enrollment clock-hour courses and to include the completion of certain preapprenticeship programs; amending s. 1008.37, F.S.; revising the date on a required report by the commissioner; amending s. 1008.44, F.S.; increasing the number of CAPE Digital Tool certificates relating to specified subjects that may be included on the CAPE Industry Certification Funding List; amending s. 1009.21, F.S.; conforming provisions to changes made by the act; amending s. 1011.80, F.S.; requiring certain school districts and Florida College System institutions to maintain certain records; requiring such records be submitted to the department; revising the calculation for fund and fees for certain workforce education programs; creating s. 1011.802, F.S.; creating the Florida Pathways to Career Opportunities Grant Program; providing for funding; providing purpose, requirements, and administration of the program; requiring certain career centers and institutions to provide quarterly reports; authorizing rule-making; amending s. 1012.57, F.S.; deleting a requirement that the adjunct teaching certificate be used only for part-time teaching positions; authorizing school districts to issue adjunct teaching certificates for part-time and full-time teaching positions; providing limitations on adjunct teaching certificates for full-time positions; providing school district requirements; providing effective dates.

—was referred to the Committees on Education; Innovation, Industry, and Technology; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7081, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Civil Justice Subcommittee and Representative(s) DiCeglie—

CS for HB 7081—A bill to be entitled An act relating to state court system administration; amending ss. 25.386 and 44.106, F.S.; requiring security background investigations for foreign language court interpreters and mediators; amending s. 61.125, F.S.; providing definitions; revising qualifications for parenting coordinators; providing disqualification factors for appointment as a parenting coordinator; authorizing disclosure of certain testimony or evidence in certain circumstances; providing immunity for certain persons; requiring the Office of the State Courts Administrator to establish standards and procedures for parenting coordinators; authorizing the office to appoint or employ certain persons to assist in specified duties; amending s. 121.052, F.S.; revising provisions relating to judicial retirement to

conform to revisions to the mandatory retirement age; amending s. 812.014, F.S.; authorizing electronic records of judgments; amending s. 921.241, F.S.; authorizing electronic records of judgments; providing definitions; providing forms; authorizing the collection of fingerprints; amending s. 921.242, F.S.; providing for electronic records of judgments; reenacting s. 775.084(3)(a), (b), and (c), F.S., relating to fingerprinting a defendant for the purpose of identification, to incorporate the amendments made by the act; providing an effective date.

—was referred to the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7083 by the required constitutional two-thirds vote of the membership and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health Market Reform Subcommittee and Representative(s) McClure, Stevenson—

HB 7083—A bill to be entitled An act relating to licensure fees; amending s. 395.003, F.S.; providing for licensure of recovery care centers by the Agency for Health Care Administration; amending s. 408.802, F.S.; adding recovery care centers to the entities licensed, registered, or certified by the agency; providing a contingent effective date.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7089, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Grant, J.—

CS for HB 7089—A bill to be entitled An act relating to voting rights restoration; amending s. 97.052, F.S.; requiring the uniform statewide voter registration application to be designed to elicit specified information from an applicant so that certain felons are not required to reveal certain information; amending s. 97.053, F.S.; requiring a complete voter registration application to include specified information; amending s. 98.045, F.S.; requiring the supervisor of elections to determine whether a voter registration applicant is ineligible based on specified circumstances; amending s. 98.075, F.S.; providing for the termination of voting disabilities arising from certain felony convictions; providing definitions; requiring specified provisions to be construed in favor of a voter registration applicant; authorizing the Department of State to adopt rules; requiring the department to identify certain registered voters and take specified actions; requiring a notice of a registered voter's potential ineligibility to include specified information; amending s. 104.011, F.S.; prohibiting a person from being charged or convicted for certain violations; amending s. 940.061, F.S.; requiring the Department of Corrections to inform and educate certain individuals about the termination of voting disqualification arising from a felony conviction pursuant to the State Constitution; requiring the department to electronically transmit certain information to the Florida Commission on Offender Review each month; amending s. 944.292, F.S.; providing for the termination of voting disqualification arising from certain felony convictions upon the completion of all terms of a sentence; amending s. 944.704, F.S.; requiring transition assistance specialists to provide certain information to inmates before their release; amending s. 951.29, F.S.; requiring county detention facility administrators to provide certain information to specified inmates before their release; providing a directive to the Division of Law Revision; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7099 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Children, Families & Seniors Subcommittee and Representative(s) Stevenson—

CS for HB 7099—A bill to be entitled An act relating to child welfare; amending ss. 39.01 and 39.4015, F.S.; revising definitions; amending s. 39.402, F.S.; requiring certain judicial orders to specify that the Department of Children and Families has placement and care responsibility for certain children; amending s. 39.407, F.S.; authorizing psychiatric nurses to prescribe psychotropic medications to certain children; revising the time period within which a court must review a child's residential treatment plan; amending s. 39.5085, F.S.; revising eligibility for the Relative Caregiver Program; amending s. 39.5086, F.S.; removing a definition; amending s. 39.6225, F.S.; providing a definition; providing for the termination of guardianship assistance benefits under certain circumstances; conforming provisions to changes made by the act; authorizing the department to adopt rules; amending s. 39.6251, F.S.; requiring a young adult in extended foster care to provide certain documentation or execute a consent for release of certain records; revising permanency goals for young adults in extended foster care; allowing return to care through the execution of a voluntary placement agreement; authorizing the department to adopt rules; amending s. 39.701, F.S.; revising the determinations a court must make to return a child to the custody of his or her parents; requiring the court to make certain orders when a young adult enters extended foster care; amending s. 402.56, F.S.; revising membership of the Children and Youth Cabinet; creating s. 402.57, F.S.; directing the department to establish a direct-support organization; providing responsibilities and requirements of the direct-support organization; providing for membership and term limits; providing for future repeal; amending s. 409.1451, F.S.; authorizing certain financial awards to be disregarded when applying for other federal assistance; amending s. 409.175, F.S.; revising definitions; revising provisions related to the licensure of family foster homes and certain child-caring and child-placing agencies; requiring the department to post certain information on its website; deleting required number of training hours for foster parents; amending s. 409.903, F.S.; revising eligibility for Medicaid coverage for children eligible for the Guardianship Assistance Program; amending s. 409.991, F.S.; revising a definition; amending s. 414.045, F.S.; revising eligibility for child-only funding; amending s. 1009.25, F.S.; revising eligibility for tuition and fee exemptions; providing an effective date.

—was referred to the Committees on Health Policy; Children, Families, and Elder Affairs; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 7103, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Judiciary Committee, Commerce Committee and Representative(s) Fischer, Roth—

CS for CS for HB 7103—A bill to be entitled An act relating to property development; amending s. 125.01055, F.S.; prohibiting a county from adopting or imposing a requirement in any form relating to affordable housing which has specified effects; providing an exception; providing construction; amending s. 125.022, F.S.; requiring that a county review certain applications for completeness and issue a certain letter within a specified time period after receiving an application for approval of a development permit or development order; providing procedures for addressing deficiencies in, and for approving or denying, the application; authorizing parties to request and extend the time periods; providing an exception to the required time periods; conforming provisions to changes made by the act; defining the term "development order"; amending s. 166.033, F.S.; requiring that a municipality review the application for completeness and issue a certain letter within a specified period after receiving an application for approval of a devel-

opment permit or development order; providing procedures for addressing deficiencies in, and for approving or denying, the application; authorizing parties to request and extend the time periods; providing an exception to the required time periods; conforming provisions to changes made by the act; defining the term "development order"; amending s. 166.04151, F.S.; prohibiting a municipality from adopting or imposing a requirement in any form relating to affordable housing which has specified effects; providing an exception; providing construction; amending s. 166.045, F.S.; prohibiting a municipality from purchasing specified real properties under certain circumstances; amending s. 171.042, F.S.; prohibiting a municipality from annexing specified areas under certain circumstances; amending s. 163.3167, F.S.; requiring certain comprehensive plans to incorporate and comply with the terms of existing development orders; amending s. 163.3202, F.S.; requiring local land development regulations to incorporate certain existing development orders; amending s. 163.3180, F.S.; revising the requirements for a valid mobility fee-based funding system; requiring a local government to credit certain contributions, constructions, expansions, or payments toward any other impact fee or exaction imposed by local ordinance for public educational facilities; providing requirements for the basis of the credit; amending s. 163.31801, F.S.; providing minimum requirements to be satisfied by certain entities before adopting an impact fee; requiring local government to credit against the collection of impact fees certain contributions related to public education facilities; specifying the calculation; requiring a local government to increase certain impact fee credits previously awarded if it increases its impact fee rates; authorizing a county, municipality, or special district to provide certain exemptions or waivers of impact fees in certain circumstances; exempting water and sewer connection fees from the Florida Impact Fee Act; amending s. 163.3215, F.S.; specifying use of summary procedure in certain development order cases; amending s. 252.363, F.S.; revising the circumstances under which a state of emergency declaration tolls and extends the remaining period for certain permits and authorizations; amending s. 420.502, F.S.; providing legislative intent; amending s. 420.503, F.S.; defining the term "essential services personnel"; amending s. 420.5095, F.S.; removing the definition of the term "essential services personnel"; amending s. 553.791, F.S.; providing and revising definitions; providing legislative intent regarding the payment of reduced fees for certain owners and contractors under certain circumstances; prohibiting a local jurisdiction from charging fees for certain building inspections; revising the timeframe an owner or contractor must notify the building official that he or she is using a private provider; revising the type of affidavit form to be used by private providers under certain circumstances; revising the timeframe within which a building official has to approve or deny a permit application; limiting a building official's review of a resubmitted permit application to previously identified deficiencies; authorizing a contractor to petition the circuit court to enforce the terms of certain building code inspection service laws; limiting the number of times a building official may audit a private provider, with exceptions; providing an effective date.

—was referred to the Committees on Community Affairs; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7107 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Sabatini—

CS for HB 7107—A bill to be entitled An act relating to controlled substances; amending s. 893.02, F.S.; amending the definition of "cannabis"; amending s. 893.03, F.S.; scheduling a certain drug product containing cannabidiol to Schedule V; reenacting ss. 817.563(2), 831.31, 893.07(5)(b), and 893.13(1)(a), (2)(a), (5)(c), and (6)(d), F.S., relating to controlled substances named or described in s. 893.03, F.S.; the sale, manufacture, delivery, or possession, with intent to sell, manufacture, or deliver, of counterfeit controlled substances; required reporting of certain theft or significant loss of controlled substances; and prohibited

acts and penalties relating to controlled substances, respectively, to incorporate amendments 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.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7109 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Judiciary Committee, Criminal Justice Subcommittee and Representative(s) Grant, J.—

CS for HB 7109—A bill to be entitled An act relating to criminal justice data transparency; amending s. 900.05, F.S.; revising and providing definitions; revising and providing data required to be collected and reported to the Department of Law Enforcement by specified entities; requiring the Department of Law Enforcement to publish data received from reporting agencies by a specified date; imposing penalties on reporting agencies for noncompliance with data reporting requirements; declaring information that is confidential and exempt upon collection by a reporting agency remains confidential and exempt when reported to the department; amending s. 943.6871, F.S.; declaring information received by the department from a reporting agency that is confidential and exempt upon collection remains confidential and exempt; requiring the Criminal and Juvenile Justice Information Systems Council to develop specifications for a uniform arrest affidavit; providing minimum features of the specifications; requiring the council to develop specifications for a uniform criminal charge and statute crosswalk table and a uniform criminal disposition and sentencing statute crosswalk table; requiring the Department of Law Enforcement to procure a uniform arrest affidavit, uniform criminal charge and statute crosswalk table, and a uniform criminal disposition and sentencing statute crosswalk table by a certain date; requiring law enforcement agencies to use the uniform arrest affidavit and other agencies to use the crosswalk tables by a certain date; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7111 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee, Judiciary Committee and Representative(s) Grant, J.—

CS for HB 7111—A bill to be entitled An act relating to constitutional amendments; amending s. 97.021, F.S.; providing definitions; amending s. 100.371, F.S.; requiring the sponsor of an initiative amendment to register with the Secretary of State and provide certain information; requiring petition forms to be made available to sponsors; requiring the secretary to maintain a specified database; requiring supervisors of elections to provide specified information to the division of elections; requiring the division of elections to keep specified information in a database; providing requirements for a sponsor that gathers petition forms; providing for the imposition of fines for failure to deliver petition forms within a specified time period; providing for defenses; allowing the Secretary of State to refer petition form violations to the Attorney General for enforcement; requiring the division to adopt rules; providing that the date the elector signs a petition form is presumed to be the date the sponsor collected the form; revising requirements that must be met for a supervisor to verify a signature on a petition form; providing a process for a qualified elector to cure a rejected signature on an initiative petition form in certain circumstances; requiring a the sponsor to make certain disclosures; requiring the secretary to allow interested persons to submit certain statements for publication on the Department of State website; revising the timeframe for and the information that must be included in a Financial Impact Estimating Conference analysis and financial impact statement; revising information that the Financial Impact Estimating Conference should include in

an initiative financial information statement; requiring the Office of Economic and Demographic Research to request a list of persons authorized to speak on behalf of a sponsor; expanding the word limit for a financial impact statement; requiring each supervisor to include certain summaries in certain publications or mailings; conforming a provision; amending s. 101.161, F.S.; revising information that must be included on the ballot for a proposed amendment; requiring the Attorney General to make specified requests of the Supreme Court relating to proposed constitutional amendments; amending s. 101.171, F.S.; requiring a copy of proposed constitutional amendments to be posted or available at each voting booth; creating s. 104.186, F.S.; prohibiting compensation for initiative petition circulators based on the number of petition forms gathered; prohibiting the submission of certain false information and the failure to disclose certain information; providing penalties; providing for severability; providing applicability; providing an effective date.

—was referred to the Committees on Judiciary; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7121 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Jeff Takacs, Clerk

By State Affairs Committee and Representative(s) Ingoglia—

HB 7121—A bill to be entitled An act relating to public records; transferring, renumbering, and amending ss. 24.105(12) and 24.118(4), F.S.; exempting from public records requirements certain security information held by the Department of the Lottery, information about lottery games, personal identifying information of retailers and vendors for purposes of background checks, and certain financial information held by the department; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a directive to the Division of Law Revision; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; and Rules.

RETURNING MESSAGES

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed SB 2502, with 1 amendment, and that the House agrees to the request of the Senate for a budget conference.

Jeff Takacs, Clerk

HOUSE CONFEREES APPOINTED

The Honorable Bill Galvano, 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 SB 2502 to serve with Rep. Cummings, Chair; Managers At-Large: Reps. Avila, Diamond, Eagle, Fitzenhagen, Geller, Jenne, La Rosa, McGhee, R. Rodrigues, Santiago, Sprowls, Stone, and Sullivan; House Agriculture & Natural Resources/Senate Agriculture, Environment, and General Government—Rep. Raschein, Chair; Reps. Altman, Brannan, Clemons, Jacobs, Jacquet, McClure, Omphroy, Perez, Polsky, Roth, Sirois, and C. Watson; House Government Operations and Technology/Senate Agriculture, Environment, and General Government—Rep. Williamson, Chair; Reps. Andrade, Antone, Bell, Brown, Cortes, Daniels, Duggan, Fischer, M. Grant, LaMarca, and Sabatini; House Health Care/Senate Health and Human Services—Rep. Magar, Chair; Reps. Ausley, Burton, Duran, Grall, Grieco, Jones, Pigman, Plasencia, Roach, Rommel, Stevenson, Toledo, and Webb; House Higher Education/Senate Education—Rep. Fine, Chair; Reps. Alexander, J. Grant, Gregory, Joseph, Newton, Overdorf, Ponder, Robinson, A. M. Rodriguez, and C. Smith; House Justice/Senate Criminal and Civil Justice—Rep. Yarborough, Chair; Reps. Beltran, Byrd, DiCeglie, Driskell, Fernandez-Barquin, Gottlieb, Payne, Plakon, Pritchett, Renner, Slosberg, and Stark; House Pre K-12/Senate Education—Rep. Latvala, Chair; Reps. Bush, Davis, Donalds, Hage, Killebrew, Massullo, McClain, Tomkow, Valdes, Williams, and Zika; House Transportation & Tourism/Senate Transportation, Tourism and Economic Development—Rep. Trumbull, Chair; Reps. Drake, DuBose, Eskamani, Fetterhoff, Ingoglia, Leek, Mariano, A. Rodriguez, D. Smith, B. Watson, and Willhite.

Jeff Takacs, Clerk

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 24 was corrected and approved.

CO-INTRODUCERS

Senators Albritton—CS for CS for CS for SB 168; Gainer—SB 880; Gruters—CS for CS for CS for SB 1640

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 7:07 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Friday, April 26 or upon call of the President.



Journal of the Senate

Number 19—Regular Session

Friday, April 26, 2019

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CALL TO ORDER

The Senate was called to order by President Galvano at 10:00 a.m. A quorum present—32:

Mr. President	Gainer	Rader
Albritton	Gibson	Rodriguez
Benacquisto	Gruters	Rouson
Berman	Harrell	Simmons
Bracy	Hooper	Simpson
Bradley	Hutson	Stewart
Brandes	Mayfield	Taddeo
Braynon	Passidomo	Thurston
Broxson	Perry	Torres
Farmer	Pizzo	Wright
Flores	Powell	

PRAYER

The following prayer was offered by Father Timothy Holeda, Co-Cathedral of St. Thomas More, Tallahassee:

Father, we ask you to bless us, and thank you for all the blessings that you bestow upon us, especially in this Easter season and spring-time, Lord. We ask you to bless these men and women as they conduct the business of the state. We ask you to bless them and give them wisdom, Lord, to make decisions that will promote the common good of everybody in our state. Lord, I thank you for their decision to serve and to give their time and their energy to represent us. Lord, we thank you for that, and we ask you to bless these men and women who serve us. God bless our state and bless this session this day. We ask this in your most holy name. Amen.

PLEDGE

Senate Pages, Titus Eppers of Tallahassee; Brandon Griggs of Jacksonville; Colby Millis of Ponte Vedra; and Cecilia Bailey of Jacksonville, 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. Tra'Chella Johnson Foy of Jacksonville, sponsored by Senator Gibson, as the doctor of the day. Dr. Johnson Foy specializes in family medicine.

By direction of the President, the rules were waived and the Senate proceeded to—

SPECIAL ORDER CALENDAR

CS for SB 332—A bill to be entitled An act relating to incarcerated women; providing a short title; creating s. 944.242, F.S.; providing definitions; requiring correctional facilities to provide incarcerated women with certain health care products, subject to certain requirements; requiring a correctional facility to make health care products available in common housing areas and in medical care facilities; providing requirements for male correctional facility employees in certain circumstances; requiring documentation of certain incidents involving male correctional facility employees; requiring the correctional facility to review and retain such documentation; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 332**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 49** was withdrawn from the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

On motion by Senator Pizzo—

CS for HB 49—A bill to be entitled An act relating to incarcerated women; providing a short title; creating s. 944.242, F.S.; providing definitions; requiring state correctional facilities to provide incarcerated women with certain healthcare products; providing requirements for male correctional facility employees in certain circumstances; requiring documentation of certain incidents involving male correctional facility employees; amending s. 951.23, F.S.; requiring a working group on standards for county and municipal detention facilities to adopt certain model standards for female prisoners; providing an effective date.

—a companion measure, was substituted for **CS for SB 332** and read the second time by title.

Senator Pizzo moved the following amendment which was adopted:

Amendment 1 (795286) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. *This act may be cited as the “Dignity for Incarcerated Women Act.”*

Section 2. Section 944.242, Florida Statutes, is created to read:

944.242 *Dignity for women in correctional facilities.*—

(1) **DEFINITIONS.**—As used in this section, the term:

(a) “Correctional facility” means any part of the correctional system, any county detention facility, juvenile detention center or residential facility, temporary holding center, or other criminal detention facility operated by or on behalf of the state or any political subdivision.

(b) “Correctional facility employee” means a correctional officer employed by a correctional facility.

(c) “Health care products” includes the following:

1. *Feminine hygiene products, including tampons.*
2. *Moisturizing soap that is not lye-based.*

- 3. *Toothbrushes.*
- 4. *Toothpaste.*
- 5. *Any other health care product the correctional facility deems appropriate.*

Rouson	Stewart	Wright
Simmons	Thurston	
Simpson	Torres	

Nays—None

Vote after roll call:

Yea—Baxley, Stargel, Taddeo

(d) *“State of undress” means not dressed or not fully dressed.*

(2) **HEALTH CARE PRODUCTS.**—*A correctional facility shall make available health care products to each woman incarcerated in the facility at no cost to the woman in a quantity that is appropriate to the needs of the woman without a medical referral. A correctional facility may not require that a woman be diagnosed with an illness in order to access health care products. A correctional facility shall make health care products available in common housing areas and in medical care facilities.*

CS for SB 532—A bill to be entitled An act relating to wetland mitigation; amending s. 373.4135, F.S.; authorizing a local government to allow permittee-responsible mitigation on lands purchased and owned by a local government for conservation purposes under certain circumstances; requiring such mitigation to meet specified requirements; providing an effective date.

—was read the second time by title.

(3) **MALE CORRECTIONAL FACILITY EMPLOYEES.**—

(a) *A male correctional facility employee may not conduct a pat-down search or body cavity search on an incarcerated woman unless the woman presents an immediate risk of harm to herself or others and a female correctional facility employee is not available to do the search.*

Pending further consideration of **CS for SB 532**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 521** was withdrawn from the Committee on Community Affairs; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

On motion by Senator Lee—

(b) *A male correctional facility employee shall announce his presence upon entering a housing unit for incarcerated women.*

(c) *A male correctional facility employee may not enter an area of the correctional facility in which an incarcerated woman may be in a state of undress or an area where an incarcerated woman in a state of undress may be viewed, including, but not limited to, restrooms, shower areas, and medical treatment areas. If a female correctional facility employee is not available or if a female correctional facility employee requires assistance, a male correctional facility employee may enter such area only in the event of a medical emergency or if an incarcerated woman presents an immediate risk of harm to herself or others.*

CS for HB 521—A bill to be entitled An act relating to wetland mitigation; amending s. 373.4135, F.S.; providing legislative intent; authorizing a local government to allow permittee-responsible mitigation on lands purchased and owned by a local government for conservation purposes under certain circumstances; requiring such mitigation to meet specified requirements; providing an exception to provisions prohibiting a governmental entity from creating or providing mitigation for a project other than its own unless certain conditions are met; providing an effective date.

—a companion measure, was substituted for **CS for SB 532** and read the second time by title.

(d) *If a male correctional facility employee conducts a pat-down search or body cavity search or enters a prohibited area in an emergency situation as provided in paragraph (a) or paragraph (c), the male correctional facility employee shall document the incident, including the circumstances necessitating the male correctional facility employee’s actions, no later than 3 days after the incident. The correctional facility shall review and retain all documentation.*

On motion by Senator Lee, by two-thirds vote, **CS for HB 521** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Section 3. This act shall take effect July 1, 2019.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to incarcerated women; providing a short title; creating s. 944.242, F.S.; providing definitions; requiring correctional facilities to provide incarcerated women with certain health care products, subject to certain requirements; requiring a correctional facility to make health care products available in common housing areas and in medical care facilities; providing requirements for male correctional facility employees in certain circumstances; requiring documentation of certain incidents involving male correctional facility employees; requiring the correctional facility to review and retain such documentation; providing an effective date.

Mr. President	Diaz	Perry
Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rouson
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Cruz	Passidomo	Wright

Nays—1

Rodriguez

Yeas—37

Mr. President	Broxson	Hutson
Albritton	Cruz	Lee
Bean	Diaz	Mayfield
Benacquisto	Farmer	Montford
Berman	Flores	Passidomo
Book	Gainer	Perry
Bracy	Gibson	Pizzo
Bradley	Gruters	Powell
Brandes	Harrell	Rader
Braynon	Hooper	Rodriguez

CS for CS for SB 620—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. 163.3175, F.S.; revising applicability with respect to certain military installations; 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.; revising the definition of the term “activities”; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Blue Angels license plate; providing for the distribution and use of fees collected from the sale of such plate; 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; amending s. 1003.05, F.S.; requiring public schools to accept a permanent change of station order as proof of residency for certain programs; amending s. 1009.21, F.S.; revising when active duty members of the Armed Services of the United States are classified as residents for tuition purposes; providing an effective date.

—was read the second time by title.

Senator Broxson moved the following amendment which was adopted:

Amendment 1 (507250) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Present paragraphs (i) through (n) of subsection (2) of section 163.3175, Florida Statutes, are redesignated as paragraphs (j) through (o), respectively, and a new paragraph (i) and paragraph (p) are added to that subsection, to read:

163.3175 Legislative findings on compatibility of development with military installations; exchange of information between local governments and military installations.—

(2) Certain major military installations, due to their mission and activities, have a greater potential for experiencing compatibility and coordination issues than others. Consequently, this section and the provisions in s. 163.3177(6)(a), relating to compatibility of land development with military installations, apply to specific affected local governments in proximity to and in association with specific military installations, as follows:

(i) *Naval Support Activity Orlando, including Bugg Spring and Naval Ordnance Test Unit, associated with Orange County and Orlando.*

(p) *United States Southern Command, associated with Miami-Dade County and Doral.*

Section 2. Section 197.572, Florida Statutes, is amended to read:

197.572 ~~Certain easements for conservation purposes, public service purposes, support of certain improvements, or drainage or ingress and egress survive tax sales and deeds.—~~

(1) When any lands are sold for the nonpayment of taxes, or any tax certificate is issued thereon by a governmental unit or agency or pursuant to any tax lien foreclosure proceeding, the title to the lands shall continue to be subject to any easement:

(a) For conservation purposes as provided in s. 704.06 or for telephone, telegraph, pipeline, power transmission, or other public service purpose;

(b) ~~and shall continue to be subject to any easement~~ That supports improvements that may be constructed above the lands;

(c) ~~and any easement~~ For the purposes of drainage or of ingress and egress to and from other land.

(d) *For base buffering encroachment lands acquired through a fee simple or less-than-fee simple acquisition under s. 288.980(2)(b).*

(2) ~~An~~ ~~The~~ ~~easement~~ ~~described~~ ~~in~~ ~~subsection~~ ~~(1)~~ ~~and~~ ~~the~~ ~~rights~~ ~~of~~ ~~the~~ ~~owner~~ ~~of~~ ~~the~~ ~~easement~~ ~~is~~ ~~shall~~ ~~survive~~ ~~and~~ ~~be~~ ~~enforceable~~ ~~after~~ ~~the~~ ~~execution~~, ~~and~~ ~~recording~~ ~~of~~ ~~a~~ ~~tax~~ ~~deed~~, ~~a~~ ~~master's~~ ~~deed~~, ~~or~~ ~~a~~ ~~clerk's~~ ~~certificate~~ ~~of~~ ~~title~~ ~~pursuant~~ ~~to~~ ~~foreclosure~~ ~~of~~ ~~a~~ ~~tax~~ ~~deed~~, ~~tax~~ ~~certificate~~, ~~or~~ ~~tax~~ ~~lien~~, ~~to~~ ~~the~~ ~~same~~ ~~extent~~ ~~as~~ ~~though~~ ~~the~~ ~~land~~ ~~had~~ ~~been~~ ~~conveyed~~ ~~by~~ ~~voluntary~~ ~~deed~~. ~~The~~ ~~easement~~ ~~must~~ ~~be~~ ~~evidenced~~ ~~by~~ ~~written~~ ~~instrument~~ ~~recorded~~ ~~in~~ ~~the~~ ~~office~~ ~~of~~ ~~the~~ ~~clerk~~ ~~of~~ ~~the~~ ~~circuit~~ ~~court~~ ~~in~~ ~~the~~ ~~county~~ ~~where~~ ~~such~~ ~~land~~ ~~is~~ ~~located~~ ~~before~~ ~~the~~ ~~recording~~ ~~of~~ ~~such~~ ~~tax~~ ~~deed~~ ~~or~~ ~~master's~~ ~~deed~~, ~~or~~, ~~if~~ ~~not~~ ~~recorded~~, ~~an~~ ~~easement~~ ~~for~~ ~~a~~ ~~public~~ ~~service~~ ~~purpose~~ ~~must~~ ~~be~~ ~~evidenced~~ ~~by~~ ~~wires~~, ~~poles~~, ~~or~~ ~~other~~ ~~visible~~ ~~occupation~~, ~~an~~ ~~easement~~ ~~for~~ ~~drainage~~ ~~must~~ ~~be~~ ~~evidenced~~ ~~by~~ ~~a~~ ~~waterway~~,

water bed, or other visible occupation, and an easement for the purpose of ingress and egress must be evidenced by a road or other visible occupation to be entitled to the benefit of this section; however, this shall apply only to tax deeds issued after the effective date of this act.

Section 3. Subsection (84) is added to section 320.08058, Florida Statutes, to read:

320.08058 Specialty license plates.—

(84) *BLUE ANGELS LICENSE PLATES.—*

(a) *The department shall develop a Blue Angels 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 “Home of the Blue Angels” must appear at the bottom of the plate; however, the development of the plate is contingent upon the enactment of legislation creating an annual use fee under s. 320.08056 for the Blue Angels license plate.*

(b) *The annual use fees from the sale of the plate shall be distributed to the Naval Aviation Museum Foundation, a nonprofit Florida corporation under s. 501(c)(3) of the Internal Revenue Code, to fund the maintenance, programs, marketing, and projects of the foundation, including the National Naval Aviation Museum and the National Flight Academy in Pensacola. Up to 10 percent of the funds received by the Naval Aviation Museum Foundation may be used for marketing of the plate and costs directly associated with the administration of the foundation. The Naval Aviation Museum Foundation shall distribute 50 percent of the funds to eligible programs and projects associated with the National Flight Academy and the remainder of the funds to eligible programs and projects associated with the National Naval Aviation Museum.*

Section 4. Subsection (4) is added to section 1003.05, Florida Statutes, to read:

1003.05 Assistance to transitioning students from military families.—

(4) *A student whose parent is transferred or is pending transfer to a military installation within a school district while on active military duty pursuant to an official military order shall be considered a resident of the school district for purposes of enrollment when the order is submitted to the school district and shall be provided preferential treatment in the controlled open enrollment process of the school district pursuant to s. 1002.31.*

Section 5. Paragraphs (a) and (b) of subsection (10) of section 1009.21, Florida Statutes, are amended to read:

1009.21 Determination of resident status for tuition purposes.— Students shall be classified as residents or nonresidents for the purpose of assessing tuition in postsecondary educational programs offered by charter technical career centers or career centers operated by school districts, in Florida College System institutions, and in state universities.

(10) The following persons shall be classified as residents for tuition purposes:

(a) ~~Active duty members of the Armed Services of the United States residing or stationed in this state~~, their spouses, and ~~their~~ dependent children ~~residing or stationed in this state at the time of acceptance to a Florida College System institution or state university~~, and active drilling members of the Florida National Guard.

(b) Active duty members of the Armed Services of the United States and their spouses and dependents attending a Florida College System institution or state university within 50 miles of the military establishment where they are stationed ~~at the time of acceptance to the Florida College System institution or state university~~, if such military establishment is within a county contiguous to Florida.

Section 6. This act shall take effect July 1, 2019.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to military-friendly initiatives; amending s. 163.3175, F.S.; specifying additional military installations that may exchange certain information with local governments regarding compatibility of land development; amending s. 197.572, F.S.; providing that an easement for certain military lands continues after a tax sale or deed execution; amending s. 320.08058, F.S.; directing the Department of Highway Safety and Motor Vehicles to develop a Blue Angels license plate; providing for the distribution and use of fees collected from the sale of such plate; amending s. 1003.05, F.S.; requiring a student whose parent is transferred or pending transfer to a military installation within a school district to be considered a resident of the district and provided preferential treatment in the controlled open enrollment process under certain circumstances; amending s. 1009.21, F.S.; revising requirements for active duty servicemembers and their families to be classified as residents for tuition purposes; providing an effective date.

On motion by Senator Broxson, by two-thirds vote, **CS for CS for SB 620**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—39

Mr. President	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simmons
Bracy	Hooper	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Cruz	Passidomo	Torres
Diaz	Perry	Wright

Nays—None

Vote after roll call:

Yea—Albritton

On motion by Senator Baxley—

CS for SB 7066—A bill to be entitled An act relating to election administration; amending s. 97.012, F.S.; requiring the Secretary of State to provide signature matching training to certain persons; amending s. 97.021, F.S.; revising the definition of the term “voter interface device”; amending s. 98.077, F.S.; revising deadlines for voter signature updates for purposes of vote-by-mail and provisional ballots; providing an exception; amending s. 98.0981, F.S.; revising the voter threshold necessary to require the reporting of certain precinct-level results by ballot; amending s. 99.063, F.S.; removing a provision requiring certain language to follow the name of gubernatorial candidates in specified circumstances; amending s. 100.061, F.S.; revising the date of the primary election; amending s. 101.015, F.S.; requiring the Department of State to establish minimum security standards to address chain of custody of ballots, transport of ballots, and ballot security; amending s. 101.048, F.S.; requiring a county canvassing board to review certain information; providing requirements for the canvassing and counting of provisional ballots; requiring the supervisor of elections to process a valid provisional ballot cure affidavit as a voter signature update; revising the Provisional Ballot Voter’s Certificate and Affirmation form; providing a process to cure a provisional ballot with a signature deficiency; requiring a supervisor to mail a voter registration application to an elector in certain circumstances; amending s. 101.151, F.S.; revising requirements for department rules governing ballot design; amending s. 101.20, F.S.; authorizing the distribution of sample ballots by e-mail or mail in lieu of newspaper publication; amending s. 101.56075, F.S.; authorizing voting to be conducted using a voter interface device that produces a voter-verifiable paper output; amending s. 101.5614, F.S.; authorizing certain individuals to serve as witnesses

during the ballot duplication process; amending s. 101.62, F.S.; revising the deadlines by which requests for vote-by-mail ballots must be received and by which vote-by-mail ballots shall be mailed by the supervisor; expanding the period during which a designee may physically collect a vote-by-mail ballot; amending s. 101.64, F.S.; requiring the secrecy envelope included with a vote-by-mail ballot to include a specified statement; amending s. 101.65, F.S.; revising requirements for vote-by-mail ballot instructions; amending s. 101.657, F.S.; requiring a supervisor to report the total number of vote-by-mail ballots received at each early voting location; amending s. 101.68, F.S.; revising the date that canvassing of vote-by-mail ballots may begin; revising requirements related to the canvassing and counting of vote-by-mail ballots; revising the deadline by which vote-by-mail ballot cure affidavits must be submitted; requiring the supervisor to process a valid vote-by-mail ballot cure affidavit as a voter signature update; amending s. 101.69, F.S.; requiring a supervisor to provide secure drop boxes in specified locations for an elector to place his or her vote-by-mail ballot; amending s. 101.6923, F.S.; revising vote-by-mail ballot instructions for certain first-time voters; amending s. 102.031, F.S.; expanding the area in which voter solicitation is prohibited; authorizing an elector to photograph his or her own ballot; amending s. 102.141, F.S.; providing notice requirements for meetings of a county canvassing board; requiring certain individuals to wear identification badges during certain periods; amending s. 102.166, F.S.; modifying certification requirements for voting systems to require the functionality to simultaneously sort and count ballot overvotes and undervotes; revising requirements for department rules regarding manual recounts of certain ballots; amending s. 102.168, F.S.; modifying provisions governing election contests to authorize judicial review of additional information related to determining validity of provisional and vote-by-mail ballot signatures to conform to changes made by the act; amending s. 104.051, F.S.; providing a penalty for certain supervisors who willfully violate the Florida Election Code; providing effective dates.

—was read the second time by title.

Senator Baxley moved the following amendment which was adopted:

Amendment 1 (842530) (with title amendment)—Delete lines 439-456 and insert:

(9)(a) The Department of State shall adopt rules prescribing a uniform primary and general election ballot for each certified voting system. The rules shall incorporate the requirements set forth in this section and shall prescribe additional matters and forms that include, without limitation:

1. *The ballot title followed by clear and unambiguous ballot instructions and directions limited to a single location on the ballot, either:*

a. Centered across the top of the ballot; or

b. In the leftmost column, with no individual races in that column unless it is the only column on the ballot;

2. Individual race layout; ~~and~~

3. Overall ballot layout; ~~and~~

4. *Oval vote targets as the only permissible type of vote target, except as provided in s. 101.56075.*

(b) The ~~department~~ rules ~~must shall~~ graphically depict a sample uniform primary and general election ballot form for each certified voting system.

Section 10. Paragraph (a) of subsection (1) of section 101.657, Florida Statutes, is amended to read:

101.657 Early voting.—

(1)(a) As a convenience to the voter, the supervisor of elections shall allow an elector to vote early in the main or branch office of the supervisor. The supervisor shall mark, code, indicate on, or otherwise track the voter’s precinct for each early voted ballot. In order for a branch office to be used for early voting, it shall be a permanent facility of the supervisor and shall have been designated and used as such for at least 1 year prior to the election. The supervisor may also designate any city hall, permanent public library facility, fairground, civic center,

courthouse, county commission building, stadium, convention center, government-owned senior center, or government-owned community center as early voting sites; however, if so designated, the sites must be geographically located so as to provide all voters in the county an equal opportunity to cast a ballot, insofar as is practicable, and must provide sufficient nonpermitted parking to accommodate the anticipated amount of voters. In addition, a supervisor may designate one early voting site per election in an area of the county that does not have any of the eligible early voting locations. Such additional early voting site must be geographically located so as to provide all voters in that area with an equal opportunity to cast a ballot, insofar as is practicable, and must provide sufficient nonpermitted parking to accommodate the anticipated amount of voters. Each county shall, at a minimum, operate the same total number of early voting sites for a general election which the county operated for the 2012 general election. The results or tabulation of votes cast during early voting may not be made before the close of the polls on election day. Results shall be reported by precinct.

Section 11. Paragraph (c) of subsection (4) of section 102.031, Florida Statutes, is amended, and paragraph (e) is added to that subsection, to read:

102.031 Maintenance of good order at polls; authorities; persons allowed in polling rooms and early voting areas; unlawful solicitation of voters.—

(4)

(c) Each supervisor of elections shall inform the clerk of the area within which soliciting is unlawful, based on the particular characteristics of that polling place. The supervisor or the clerk may take any reasonable action necessary to ensure order at the polling places, including, but not limited to, having disruptive and unruly persons removed by law enforcement officers from the polling room or place or from the 150-foot ~~100-foot~~ zone surrounding the polling place.

(e) The owner, operator, or lessee of the property on which a polling place or an early voting site is located, or an agent or employee thereof, may not prohibit the solicitation of voters outside of the no-solicitation zone during polling hours.

And the title is amended as follows:

Between lines 32 and 33 insert: 101.657, F.S.; requiring sufficient nonpermitting parking for voters at certain early voting locations; amending s. 102.031, F.S.; conforming a provision to changes made by the act; prohibiting the owners or operators of a location on which a polling place or early voting site is located from restricting solicitation in certain areas; amending s.

The vote was:

Yeas—23

Mr. President	Diaz	Mayfield
Albritton	Flores	Passidomo
Baxley	Gainer	Perry
Bean	Gruters	Simmons
Benacquisto	Harrell	Simpson
Bradley	Hooper	Stargel
Brandes	Hutson	Wright
Broxson	Lee	

Nays—17

Berman	Gibson	Rouson
Book	Montford	Stewart
Bracy	Pizzo	Taddeo
Braynon	Powell	Thurston
Cruz	Rader	Torres
Farmer	Rodriguez	

Pursuant to Rule 4.19, CS for SB 7066, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

SB 342—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 read the second time by title.

Pending further consideration of SB 342, pursuant to Rule 3.11(3), there being no objection, CS for HB 281 was withdrawn from the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

On motion by Senator Lee—

CS for HB 281—A bill to be entitled An act relating to public records; amending s. 97.0585, F.S.; providing an exemption from public records requirements for the telephone numbers and email addresses of voter registration applicants and voters; 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 statements of public necessity; providing an effective date.

—a companion measure, was substituted for SB 342 and read the second time by title.

On motion by Senator Lee, by two-thirds vote, CS for HB 281 was read the third time by title and failed to receive the required constitutional two-thirds vote of the members present and voting. The action of the Senate was certified to the House. The vote was:

Yeas—24

Mr. President	Gainer	Perry
Albritton	Gruters	Pizzo
Baxley	Harrell	Simmons
Benacquisto	Hooper	Simpson
Brandes	Hutson	Stargel
Broxson	Lee	Taddeo
Diaz	Mayfield	Torres
Flores	Passidomo	Wright

Nays—16

Bean	Cruz	Rodriguez
Berman	Farmer	Rouson
Book	Gibson	Stewart
Bracy	Montford	Thurston
Bradley	Powell	
Braynon	Rader	

SJR 690—A joint resolution proposing an amendment to Section 6 of Article XI of the State Constitution to require that any proposals to revise the State Constitution, or any part thereof, filed by the Taxation and Budget Reform Commission be limited to a single subject.

Be It Resolved by the Legislature of the State of Florida:

That the following amendment to Section 6 of Article XI of the State Constitution is agreed to and shall be submitted to the electors of this state for approval or rejection at the next general election or at an earlier special election specifically authorized by law for that purpose:

ARTICLE XI
AMENDMENTS

SECTION 6. Taxation and budget reform commission.—

(a) Beginning in 2007 and each twentieth year thereafter, there shall be established a taxation and budget reform commission composed of the following members:

(1) eleven members selected by the governor, none of whom shall be a member of the legislature at the time of appointment.

(2) seven members selected by the speaker of the house of representatives and seven members selected by the president of the senate, none of whom shall be a member of the legislature at the time of appointment.

(3) four non-voting ex officio members, all of whom shall be members of the legislature at the time of appointment. Two of these members, one of whom shall be a member of the minority party in the house of representatives, shall be selected by the speaker of the house of representatives, and two of these members, one of whom shall be a member of the minority party in the senate, shall be selected by the president of the senate.

(b) Vacancies in the membership of the commission shall be filled in the same manner as the original appointments.

(c) At its initial meeting, the members of the commission shall elect a member who is not a member of the legislature to serve as chair and the commission shall adopt its rules of procedure. Thereafter, the commission shall convene at the call of the chair. An affirmative vote of two thirds of the full commission shall be necessary for any revision of this constitution or any part of it to be proposed by the commission.

(d) The commission shall examine the state budgetary process, the revenue needs and expenditure processes of the state, the appropriateness of the tax structure of the state, and governmental productivity and efficiency; review policy as it relates to the ability of state and local government to tax and adequately fund governmental operations and capital facilities required to meet the state's needs during the next twenty year period; determine methods favored by the citizens of the state to fund the needs of the state, including alternative methods for raising sufficient revenues for the needs of the state; determine measures that could be instituted to effectively gather funds from existing tax sources; examine constitutional limitations on taxation and expenditures at the state and local level; and review the state's comprehensive planning, budgeting and needs assessment processes to determine whether the resulting information adequately supports a strategic decisionmaking process.

(e) The commission shall hold public hearings as it deems necessary to carry out its responsibilities under this section. The commission shall issue a report of the results of the review carried out, and propose to the legislature any recommended statutory changes related to the taxation or budgetary laws of the state. Not later than one hundred eighty days prior to the general election in the second year following the year in which the commission is established, the commission shall file with the custodian of state records its proposal, if any, of a revision of this constitution or any part of it dealing with taxation or the state budgetary process. *Any proposal of a revision of this constitution, or any part thereof, filed by the commission with the custodian of state records must embrace but one subject and matter directly connected therewith.*

BE IT FURTHER RESOLVED that the following statement be placed on the ballot:

CONSTITUTIONAL AMENDMENT

ARTICLE XI, SECTION 6

ESTABLISHING SINGLE-SUBJECT LIMITATION FOR TAXATION AND BUDGET REFORM COMMISSION PROPOSALS.—Proposing an amendment to the State Constitution to require that any proposal of a revision to the State Constitution, or any part thereof, filed by the Taxation and Budget Reform Commission with the custodian of state records for placement on the ballot be limited to a single subject and matter directly connected to such subject.

—was read the second time by title. On motion by Senator Rodriguez, by two-thirds vote, **SJR 690** 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—38

Mr. President	Farmer	Powell
Albritton	Gainer	Rader
Baxley	Gibson	Rodriguez
Bean	Gruters	Rouson
Benacquisto	Harrell	Simmons
Book	Hooper	Simpson
Bracy	Hutson	Stargel
Bradley	Lee	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright
Diaz	Pizzo	

Nays—None

Vote after roll call:

Yea—Berman, Flores

Consideration of **SB 702** was deferred.

SB 746—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 and former judicial assistants and their spouses and children; 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. On motion by Senator Wright, by two-thirds vote, **SB 746** 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—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

CS for SB 1526—A bill to be entitled An act relating to telehealth; creating s. 456.47, F.S.; defining terms; establishing standards of practice for telehealth providers; authorizing telehealth providers to use telehealth to perform patient evaluations; authorizing certain telehealth providers to use telehealth to prescribe certain controlled substances under specified circumstances; 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; providing recordkeeping requirements for telehealth providers; providing registration requirements for out-of-state telehealth providers; requiring the Department of Health to publish certain information on its website; authorizing a board, or the department if there is no board, to take disciplinary action against a telehealth provider under certain circumstances; providing venue; providing exemptions from telehealth registration requirements; authorizing the applicable board, or the department if there is no board, to adopt rules; creating s. 627.42396, F.S.; prohibiting a contract between a certain health insurer

and a telehealth provider from requiring the telehealth provider to be reimbursed at lesser amount than if the service were provided in person; amending s. 641.31, F.S.; prohibiting a contract between a certain health maintenance organization and a telehealth provider from requiring the telehealth provider to be reimbursed at lesser amount than if the service were provided in-person; requiring the department to annually review the amount of certain collected fees and make a determination relating to the sufficiency of funding to implement specified telehealth provisions; upon making a certain determination, requiring the department to indicate insufficient funding and recommend fee adjustments in its annual legislative budget request; providing an appropriation; authorizing positions; providing effective dates.

—was read the second time by title.

Pending further consideration of **CS for SB 1526**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 23** was withdrawn from the Committees on Health Policy; and Rules.

On motion by Senator Harrell, the rules were waived and—

CS for CS for HB 23—A bill to be entitled An act relating to telehealth; creating s. 220.197, F.S.; providing a tax credit for eligible taxpayers; authorizing an unused tax credit amount to be carried forward for a certain period of time; authorizing the Department of Revenue to perform audits and investigations under certain circumstances; authorizing the department to pursue recovery of tax credits if the taxpayer received such credit for which the taxpayer was not entitled; authorizing the transfer of a tax credit under certain circumstances; authorizing the department and the Office of Insurance Regulation to adopt rules; creating s. 456.47, F.S.; providing definitions; establishing a 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; authorizing certain telehealth providers to use telehealth to prescribe specified controlled substances under certain circumstances; 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; providing recordkeeping requirements for telehealth providers; providing registration requirements for out-of-state telehealth providers; requiring the Department of Health to publish certain information on its website; authorizing a board or the department if there is no board to revoke a telehealth provider's registration under certain circumstances; providing venue; providing exemptions to the registration requirement; providing rulemaking authority; providing an appropriation; authorizing positions; amending s. 624.509, F.S.; providing that a health insurer or health maintenance organization is allowed a tax credit against a specified tax imposed if it covers services provided by telehealth; authorizing an unused tax credit amount to be carried forward for a certain period of time; authorizing the Department of Revenue to perform audits and investigations under certain circumstances; authorizing the department to pursue recovery of tax credits if the taxpayer received such credit for which the taxpayer was not entitled; authorizing the transfer of a tax credit under certain circumstances; authorizing the department and the Office of Insurance Regulation to adopt rules; providing that an insurer claiming the tax credit is not required to pay any additional retaliatory tax; providing definitions; providing effective dates.

—a companion measure, was substituted for **CS for SB 1526** and 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 Harrell moved the following amendment:

Amendment 1 (852378) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 456.47, Florida Statutes, is created to read:

456.47 *Use of telehealth to provide services.*—

(1) **DEFINITIONS.**—As used in this section, the term:

(a) *“Telehealth” means the use of synchronous or asynchronous telecommunications technology by a telehealth provider to provide health care services, including, but not limited to, assessment, diagnosis, consultation, treatment, and monitoring of a patient; transfer of medical data; patient and professional health-related education; public health services; and health administration. The term does not include audio-only telephone calls, e-mail messages, or facsimile transmissions.*

(b) *“Telehealth provider” means any individual who provides health care and related services using telehealth and who is licensed or certified under s. 393.17; part III of chapter 401; chapter 457; chapter 458; chapter 459; chapter 460; chapter 461; chapter 463; chapter 464; chapter 465; chapter 466; chapter 467; part I, part III, part IV, part V, part X, part XIII, or part XIV of chapter 468; chapter 478; chapter 480; part II or part III of chapter 483; chapter 484; chapter 486; chapter 490; or chapter 491; who is licensed under a multi-state health care licensure compact of which Florida is a member state; or who is registered under and complies with subsection (4).*

(2) **PRACTICE STANDARDS.**—

(a) *A telehealth provider has the duty to practice in a manner consistent with his or her scope of practice and the prevailing professional standard of practice for a health care professional who provides in-person health care services to patients in this state.*

(b) *A telehealth provider may use telehealth to perform a patient evaluation. If a telehealth provider conducts a patient evaluation sufficient to diagnose and treat the patient, the telehealth provider is not required to research a patient's medical history or conduct a physical examination of the patient before using telehealth to provide health care services to the patient.*

(c) *A telehealth provider may not use telehealth to prescribe a controlled substance unless the controlled substance is prescribed for the following:*

1. *The treatment of a psychiatric disorder;*
2. *Inpatient treatment at a hospital licensed under chapter 395;*
3. *The treatment of a patient receiving hospice services as defined in s. 400.601; or*
4. *The treatment of a resident of a nursing home facility as defined in s. 400.021.*

(d) *A telehealth provider and a patient may be in separate locations when telehealth is used to provide health care services to a patient.*

(e) *A nonphysician telehealth provider using telehealth and acting within his or her relevant scope of practice, as established by Florida law or rule, is not in violation of s. 458.327(1)(a) or s. 459.013(1)(a).*

(3) **RECORDS.**—*A telehealth provider shall document in the patient's medical record the health care services rendered using telehealth according to the same standard as used for in-person services. Medical records, including video, audio, electronic, or other records generated as a result of providing such services, are confidential pursuant to ss. 395.3025(4) and 456.057.*

(4) **REGISTRATION OF OUT-OF-STATE TELEHEALTH PROVIDERS.**—

(a) *A health care professional not licensed in this state may provide health care services to a patient located in this state using telehealth if the health care professional registers with the applicable board, or the department if there is no board, and provides health care services within the applicable scope of practice established by Florida law or rule.*

(b) *The board, or the department if there is no board, shall register a health care professional not licensed in this state as a telehealth provider if the health care professional:*

1. *Completes an application in the format prescribed by the department;*
2. *Is licensed with an active, unencumbered license that is issued by another state, the District of Columbia, or a possession or territory of the*

United States and that is substantially similar to a license issued to a Florida-licensed provider specified in paragraph (1)(b);

3. Has not been the subject of disciplinary action relating to his or her license during the 5-year period immediately prior to the submission of the application;

4. Designates a duly appointed registered agent for service of process in this state on a form prescribed by the department; and

5. Demonstrates to the board, or the department if there is no board, that he or she is in compliance with paragraph (e).

The department shall use the National Practitioner Data Bank to verify the information submitted under this paragraph, as applicable.

(c) The website of a telehealth provider registered under paragraph (b) must prominently display a hyperlink to the department's website containing information required under paragraph (h).

(d) A health care professional may not register under this subsection if his or her license to provide health care services is subject to a pending disciplinary investigation or action, or has been revoked in any state or jurisdiction. A health care professional registered under this subsection must notify the appropriate board, or the department if there is no board, of restrictions placed on his or her license to practice, or any disciplinary action taken or pending against him or her, in any state or jurisdiction. The notification must be provided within 5 business days after the restriction is placed or disciplinary action is initiated or taken.

(e) A provider registered under this subsection shall maintain professional liability coverage or financial responsibility, that includes coverage or financial responsibility for telehealth services provided to patients not located in the provider's home state, in an amount equal to or greater than the requirements for a licensed practitioner under s. 456.048, s. 458.320, or s. 459.0085, as applicable.

(f) A health care professional registered under this subsection may not open an office in this state and may not provide in-person health care services to patients located in this state.

(g) A pharmacist registered under this subsection may only use a pharmacy permitted under chapter 465, a nonresident pharmacy registered under s. 465.0156, or a nonresident pharmacy or outsourcing facility holding an active permit pursuant to s. 465.0158 to dispense medicinal drugs to patients located in this state.

(h) The department shall publish on its website a list of all registrants and include, to the extent applicable, each registrant's:

1. Name.
2. Health care occupation.
3. Completed health care training and education, including completion dates and any certificates or degrees obtained.
4. Out-of-state health care license with the license number.
5. Florida telehealth provider registration number.
6. Specialty.
7. Board certification.
8. Five-year disciplinary history, including sanctions and board actions.
9. Medical malpractice insurance provider and policy limits, including whether the policy covers claims that arise in this state.
10. The name and address of the registered agent designated for service of process in this state.

(i) The board, or the department if there is no board, may take disciplinary action against an out-of-state telehealth provider registered under this subsection if the registrant:

1. Fails to notify the applicable board, or the department if there is no board, of any adverse actions taken against his or her license as required under paragraph (d).

2. Has restrictions placed on or disciplinary action taken against his or her license in any state or jurisdiction.

3. Violates any of the requirements of this section.

4. Commits any act that constitutes grounds for disciplinary action under s. 456.072(1) or the applicable practice act for Florida-licensed providers.

Disciplinary action taken by a board, or the department if there is no board, under this paragraph may include suspension or revocation of the provider's registration or the issuance of a reprimand or letter of concern. A suspension may be accompanied by a corrective action plan as determined by the board, or the department if there is no board, the completion of which may lead to the suspended registration being reinstated according to rules adopted by the board, or the department if there is no board.

(5) **VENUE.**—For the purposes of this section, any act that constitutes the delivery of health care services is deemed to occur at the place where the patient is located at the time the act is performed or in the patient's county of residence. Venue for a civil or administrative action initiated by the department, the appropriate board, or a patient who receives telehealth services from an out-of-state telehealth provider may be located in the patient's county of residence or in Leon County.

(6) **EXEMPTIONS.**—A health care professional who is not licensed to provide health care services in this state but who holds an active license to provide health care services in another state or jurisdiction, and who provides health care services using telehealth to a patient located in this state, is not subject to the registration requirement under this section if the services are provided:

(a) In response to an emergency medical condition as defined in s. 395.002; or

(b) In consultation with a health care professional licensed in this state who has ultimate authority over the diagnosis and care of the patient.

(7) **RULEMAKING.**—The applicable board, or the department if there is no board, may adopt rules to administer this section.

Section 2. Effective January 1, 2020, section 627.42396, Florida Statutes, is created to read:

627.42396 **Reimbursement for telehealth services.**—A contract between a health insurer issuing major medical comprehensive coverage through an individual or group policy and a telehealth provider, as defined in s. 456.47, must be a voluntary contract between the insurer and the provider, must establish mutually acceptable payment rates or payment methodologies for services provided through telehealth, and must give the provider the option to accept a reimbursement for a covered service provided through telehealth in an amount less than the reimbursement the insurer would pay if the service were delivered through an in-person encounter.

Section 3. Effective January 1, 2020, subsection (45) is added to section 641.31, Florida Statutes, to read:

641.31 **Health maintenance contracts.**—

(45) A contract between a health maintenance organization issuing major medical individual or group coverage and a telehealth provider, as defined in s. 456.47, must be a voluntary contract between the health maintenance organization and the provider, must establish mutually acceptable payment rates or payment methodologies for services provided through telehealth, and must give the provider the option to accept a reimbursement for a covered service provided through telehealth in an amount less than the reimbursement the health maintenance organization would pay if the service were delivered through an in-person encounter.

Section 4. Effective July 1, 2020, the Department of Health shall annually review the amount of any fees collected under section 456.47,

Florida Statutes, in the prior fiscal year and shall determine whether such fees are sufficient to enable the department and the boards, as defined in section 456.001, Florida Statutes, to fully implement section 456.47, Florida Statutes. If the department determines that the fees collected are insufficient, the department shall so indicate to the Legislature in its annual legislative budget request and shall recommend appropriate adjustments to the applicable fees.

Section 5. For fiscal year 2019-2020, the sums of \$261,389 in recurring funds and \$15,020 in nonrecurring funds from the Medical Quality Assurance Trust Fund are appropriated to the Department of Health, and four full-time equivalent positions with associated salary rate of 145,870 are authorized for the purpose of implementing s. 456.47, Florida Statutes, as created by this act.

Section 6. Except as otherwise provided, this act shall take effect July 1, 2019.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to telehealth; creating s. 456.47, F.S.; defining terms; establishing standards of practice for telehealth providers; authorizing telehealth providers to use telehealth to perform patient evaluations; authorizing certain telehealth providers to use telehealth to prescribe certain controlled substances under specified circumstances; 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; providing recordkeeping requirements for telehealth providers; providing registration requirements for out-of-state telehealth providers; requiring the Department of Health to publish certain information on its website; authorizing a board, or the department if there is no board, to take disciplinary action against a telehealth provider under certain circumstances; providing venue; providing exemptions from telehealth registration requirements; authorizing the applicable board, or the department if there is no board, to adopt rules; creating s. 627.42396, F.S.; providing requirements for a contract between a certain health insurer and a telehealth provider; amending s. 641.31, F.S.; providing requirements for a contract between a certain health maintenance organization and a telehealth provider; requiring the department to annually review the amount of certain collected fees and make a determination relating to the sufficiency of funding to implement specified telehealth provisions; upon making a certain determination, requiring the department to indicate insufficient funding and recommend fee adjustments in its annual legislative budget request; providing an appropriation; authorizing positions; providing effective dates.

Senator Harrell moved the following amendment to **Amendment 1 (852378)** which was adopted:

Amendment 1A (636418)—Delete lines 195-216 and insert: *provider, as defined in s. 456.47, must be voluntary between the insurer and the provider and must establish mutually acceptable payment rates or payment methodologies for services provided through telehealth. Any contract provision that distinguishes between payment rates or payment methodologies for services provided through telehealth and the same services provided without the use of telehealth must be initialed by the telehealth provider.*

Section 3. Effective January 1, 2020, subsection (45) is added to section 641.31, Florida Statutes, to read:

641.31 Health maintenance contracts.—

(45) *A contract between a health maintenance organization issuing major medical individual or group coverage and a telehealth provider, as defined in s. 456.47, must be voluntary between the health maintenance organization and the provider must establish mutually acceptable payment rates or payment methodologies for services provided through telehealth. Any contract provision that distinguishes between payment rates or payment methodologies for services provided through telehealth and the same services provided without the use of telehealth must be initialed by the telehealth provider.*

Amendment 1 (852378), as amended, was adopted.

Pursuant to Rule 4.19, **CS for CS for HB 23**, as amended, was placed on the calendar of Bills on Third Reading.

CS for CS for CS for SB 796—A bill to be entitled An act relating to public utility storm protection plans; creating s. 366.96, F.S.; providing legislative findings; defining terms; requiring public utilities to individually submit to the Public Service Commission, for review and approval, a transmission and distribution storm protection plan; requiring utilities to update their respective plans on a specified basis; requiring the commission to approve or modify submitted plans within a specified timeframe, taking into consideration specified factors; requiring the commission to conduct an annual proceeding to allow utilities to justify and recover certain costs through a storm protection cost recovery clause; providing that utilities may not include certain costs in their base rates; providing for the allocation of such costs; authorizing utilities to recover depreciation on certain capital costs through the recovery clause; requiring the commission to adopt rules; requiring the commission to propose a rule for adoption within a specified timeframe; providing a directive to the Division of Law Revision; providing appropriations and authorizing positions; providing an effective date.

—was read the second time by title. On motion by Senator Gruters, by two-thirds vote, **CS for CS for CS for SB 796** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Farmer	Pizzo
Albritton	Flores	Powell
Baxley	Gainer	Rader
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Wright
Cruz	Passidomo	
Diaz	Perry	

Nays—2

Rodriguez	Torres
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Vote after roll call:

Yea—Berman

CS for SM 804—A memorial to the Congress of the United States, requesting Congress to take appropriate actions to assist in the delivery of humanitarian assistance, to continue and intensify financial sanctions against the regime of Nicolás Maduro and the Government of Venezuela, and to instruct appropriate federal agencies to hold Nicolás Maduro and officials of the Government of Venezuela accountable for violations of law and abuses of internationally recognized human rights.

—was read the second time by title.

Pending further consideration of **CS for SM 804**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HM 205** was withdrawn from the Committees on Judiciary; and Rules.

On motion by Senator Torres—

CS for CS for HM 205—A memorial to the Congress of the United States, requesting Congress to urge the government of the Bolivarian Republic of Venezuela to allow the delivery of humanitarian assistance, to continue and intensify financial sanctions against the regime of Nicolás Maduro, and to instruct appropriate Federal agencies to hold the regime of Nicolás Maduro accountable for violations of law and abuses of internationally recognized human rights.

—a companion measure, was substituted for **CS for SM 804** and read the second time by title.

RECONSIDERATION OF MOTION

On motion by Senator Torres, the Senate reconsidered the motion by which CS for CS for HM 205 was substituted for CS for SM 804. The motion was adopted.

On motion by Senator Torres, the Senate returned to consideration of CS for SM 804. On motion by Senator Torres, CS for SM 804 was adopted and certified to the House.

CS for CS for SB 838—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 an effective date.

—was read the second time by title. On motion by Senator Powell, by two-thirds vote, CS for CS for SB 838 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—40

Table with 3 columns: Name, Farmer, Powell. Lists names of senators who voted 'Yeas'.

Nays—None

CS for SB 860—A bill to be entitled An act relating to Alzheimer’s disease; amending s. 430.501, F.S.; increasing membership of the Alzheimer’s Disease Advisory Committee; revising representation requirements of the committee; requiring the committee to submit an annual report to specified parties which includes certain information and recommendations; requiring the Department of Elderly Affairs to review and update the Alzheimer’s disease state plan every 3 years in collaboration with certain parties; providing requirements for the plan; amending s. 430.502, F.S.; establishing a specified memory disorder clinic; providing that certain clinics shall not receive decreased funding for a specified reason; providing an effective date.

—was read the second time by title.

Pending further consideration of CS for SB 860, pursuant to Rule 3.11(3), there being no objection, CS for CS for HB 449 was withdrawn from the Committees on Children, Families, and Elder Affairs; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Stargel—

CS for CS for HB 449—A bill to be entitled An act relating to Alzheimer’s disease; amending s. 430.501, F.S.; increasing membership of the Alzheimer’s Disease Advisory Committee; revising representative requirements of the committee; requiring the committee to submit an annual report to specified parties that includes certain information and

recommendations; requiring the Department of Elderly Affairs to review and update the Alzheimer’s disease state plan every 3 years in collaboration with certain parties; providing requirements for the plan; amending s. 430.502, F.S.; establishing a specified memory disorder clinic; providing that certain clinics shall not receive decreased funding for a specified reason; providing an effective date.

—a companion measure, was substituted for CS for SB 860 and read the second time by title.

On motion by Senator Stargel, by two-thirds vote, CS for CS for HB 449 was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Table with 3 columns: Name, Farmer, Powell. Lists names of senators who voted 'Yeas'.

Nays—None

SPECIAL GUESTS

Senator Benacquisto recognized her brother, Brian Kelly, who was present in the gallery.

SB 702—A bill to be entitled An act relating to qualified blind trusts; repealing s. 112.31425, F.S., relating to qualified blind trusts; providing an effective date.

—was read the second time by title. On motion by Senator Lee, by two-thirds vote, SB 702 was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Table with 3 columns: Name, Farmer, Powell. Lists names of senators who voted 'Yeas'.

Nays—None

CS for CS for SB 1528—A bill to be entitled An act relating to prescription drug importation programs; creating s. 381.02035, F.S.; requiring the Agency for Health Care Administration to establish the Canadian Prescription Drug Importation Program; defining terms; requiring the agency to contract with a vendor to facilitate wholesale prescription drug importation under the program; providing responsi-

bilities for the vendor; providing eligibility criteria for prescription drugs, Canadian suppliers, and importers under the program; authorizing a Canadian supplier to export drugs into this state under the program under certain circumstances; providing eligibility criteria and requirements for drug importers; requiring participating Canadian suppliers and importers to comply with specified federal requirements for distributing prescription drugs imported under the program; prohibiting Canadian suppliers and importers from distributing, dispensing, or selling prescription drugs imported under the program outside of this state; requiring the agency to request federal approval of the program; requiring the request to include certain information; requiring the agency to begin operating the program within a specified timeframe after receiving federal approval; providing certain documentation requirements; requiring the agency to suspend the importation of drugs in violation of this section or any federal or state law or regulation; authorizing the agency to revoke the suspension under certain circumstances; requiring the agency to submit an annual report to the Governor and the Legislature by a specified date; providing requirements for such report; requiring the agency to notify the Legislature upon federal approval of the program and to submit a proposal to the Legislature for program implementation and funding before a certain date; requiring the agency to adopt necessary rules; creating s. 465.0157, F.S.; establishing an international export pharmacy permit for participation in the International Prescription Drug Importation Program; providing requirements for permit application and renewal; amending s. 465.017, F.S.; authorizing the Department of Health to inspect international export pharmacy permittees; amending s. 499.005, F.S.; providing that the importation of a prescription drug under the International Prescription Drug Importation Program is not a prohibited act under that chapter; amending s. 499.0051, F.S.; providing an exemption from prosecution as a criminal offense for the importation of a prescription drug for wholesale distribution under the International Prescription Drug Importation Program; amending s. 499.01, F.S.; requiring an international prescription drug wholesale distributor to be permitted before operating; requiring nonresident prescription drug manufacturers to register with the Department of Business and Professional Regulation to participate in the program; providing an exception; establishing an international prescription drug wholesale distributor drug permit; providing permit requirements; amending s. 499.012, F.S.; providing application requirements for international prescription drug wholesale distributors and nonresident prescription drug manufacturers to participate in the program; amending s. 499.015, F.S.; establishing that prescription drugs imported under the International Prescription Drug Importation Program are not required to be registered under a specified provision; amending s. 499.065, F.S.; requiring the department to inspect international prescription drug wholesale distributor establishments; authorizing the department to determine that an international prescription drug wholesale distributor establishment is an imminent danger to the public and require its immediate closure under certain conditions; creating s. 499.0285, F.S.; requiring the Department of Business and Professional Regulation to establish the International Prescription Drug Importation Program for a specified purpose; providing definitions; providing eligibility criteria for prescription drugs, exporters, and importers under the program; requiring participating importers to submit certain documentation to the department for prescription drugs imported under the program; requiring the department to immediately suspend the importation of specific prescription drug or the importation of prescription drugs by a specific importer if a violation has occurred under the program; authorizing the department to revoke such suspension under certain circumstances; requiring the department to adopt necessary rules; requiring the agency, in collaboration with the Department of Business and Professional Regulation and the Department of Health, to negotiate a federal arrangement to operate a pilot program for importing prescription drugs into this state; providing that implementation of the act is contingent upon the federal authorization; requiring the department to notify the Legislature before implementation of the pilot program and to submit a proposal for pilot program implementation and funding; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1528**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 19** 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 19—A bill to be entitled An act relating to prescription drug importation programs; creating s. 381.02035, F.S.; establishing the Canadian Prescription Drug Importation Program within the Agency for Health Care Administration for a specified purpose; providing definitions; requiring the agency to contract with a vendor to facilitate wholesale prescription drug importation under the program; providing responsibilities for the vendor; providing eligibility criteria for prescription drugs, Canadian suppliers, and importers under the program; requiring participating Canadian suppliers and importers to comply with specified federal requirements for distributing prescription drugs imported under the program; prohibiting Canadian suppliers and importers from distributing, dispensing, or selling prescription drugs imported under the program outside of the state; requiring the agency to request federal approval of the program; providing requirements for such request; requiring the agency to begin operating the program within a specified timeframe after receiving federal approval; requiring the agency, in consultation with the vendor, to submit an annual report to the Governor and Legislature by a specified date; providing requirements for such report; requiring the agency to adopt rules; creating s. 499.0285, F.S.; requiring the Department of Business and Professional Regulation to establish the International Prescription Drug Importation Program for a specified purpose; providing definitions; providing eligibility criteria for prescription drugs, exporters, and importers under the program; requiring participating importers to submit certain documentation to the department for prescription drugs imported under the program; requiring the department to immediately suspend the importation of a specific prescription drug or importation by a specific importer if a violation has occurred under the program; authorizing the department to revoke such suspension under certain circumstances; requiring the department to adopt rules; creating s. 465.0157, F.S.; establishing an international export pharmacy permit for participation in the International Prescription Drug Importation Program; providing requirements for permit application and renewal; amending s. 465.017, F.S.; authorizing the department to inspect international export pharmacy permittees; amending s. 499.01, F.S.; requiring nonresident prescription drug manufacturers to register with the department to participate in the program; providing an exception; establishing an international prescription drug wholesale distributor permit; providing requirements for such permit; amending s. 499.012, F.S.; providing permit application requirements for international prescription drug wholesale distributors and nonresident prescription drug manufacturers to participate in the program; amending ss. 499.005, 499.0051, and 499.015, F.S.; conforming provisions to changes made by the act; amending s. 499.065, F.S.; requiring the department to inspect international prescription drug wholesale distributor establishments and require their immediate closure under certain circumstances; requiring the Department of Business and Professional Regulation, in collaboration with the Department of Health, to negotiate a federal arrangement to operate a pilot program for importing prescription drugs into the state; providing that implementation of the act is contingent upon such federal arrangement or obtaining federal guidance; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1528** and read the second time by title.

Senator Bean moved the following amendment:

Amendment 1 (368506) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 381.02035, Florida Statutes, is created to read:

381.02035 Canadian Prescription Drug Importation Program.—

(1) **PROGRAM ESTABLISHED.**—*The Agency for Health Care Administration shall establish the Canadian Prescription Drug Importation Program for the importation of safe and effective prescription drugs from Canada which have the highest potential for cost savings to the state.*

(2) **DEFINITIONS.**—*As used in this section, the term:*

(a) *“Agency” means the Agency for Health Care Administration.*

(b) *“Canadian supplier” means a manufacturer, wholesale distributor, or pharmacy appropriately licensed or permitted under Canadian law to manufacture, distribute, or dispense prescription drugs.*

(c) “County health department” means a health care facility established under part I of chapter 154.

(d) “Department” means the Department of Health.

(e) “Drug” or “prescription drug” has the same meaning as “prescription drug” in s. 499.003, but is limited to drugs intended for human use.

(f) “Federal act” means the Federal Food, Drug, and Cosmetic Act, 21 U.S.C. ss. 301 et seq.; 52 Stat. 1040 et seq. as amended by the Drug Quality and Security Act, 21 U.S.C. 351 et seq.

(g) “Free clinic” means a clinic that delivers only medical diagnostic services or nonsurgical medical treatment free of charge to low-income recipients.

(h) “Medicaid pharmacy” means a pharmacy licensed under chapter 465 that has a Medicaid provider agreement in effect with the agency and is in good standing with the agency.

(i) “Pharmacist” means a person who holds an active and unencumbered license to practice pharmacy pursuant to chapter 465.

(j) “Program” means the Canadian Prescription Drug Importation Program.

(k) “Track-and-trace” means the product-tracing process for the components of the pharmaceutical distribution supply chain as described in Title II of the Drug Quality and Security Act, Drug Supply Chain Security Act, 21 U.S.C. 351 et seq.

(l) “Vendor” means the entity contracted by the agency to manage specified functions of the program.

(3) **IMPORTATION PROCESS.**—

(a) The agency shall contract with a vendor to provide services under the program.

(b) By December 1, 2019, and each year thereafter, the vendor shall develop a Wholesale Prescription Drug Importation List identifying the prescription drugs that have the highest potential for cost savings to the state. In developing the list, the vendor shall consider, at a minimum, which prescription drugs will provide the greatest cost savings to state programs, including prescriptions drugs for which there are shortages, specialty prescription drugs, and high volume prescription drugs. The agency, in consultation with the department, shall review the Wholesale Prescription Drug Importation List every 3 months to ensure that it continues to meet the requirements of the programs and may direct the vendor to revise the list, as necessary.

(c) The vendor shall identify Canadian suppliers that are in full compliance with relevant Canadian federal and provincial laws and regulations and the federal act and who have agreed to export drugs identified on the list at prices that will provide cost savings to the state. The vendor must verify that such Canadian suppliers meet all of the requirements of the program, while meeting or exceeding the federal and state track-and-trace laws and regulations.

(d) The vendor shall contract with such eligible Canadian suppliers, or facilitate contracts between eligible importers and Canadian suppliers, to import drugs under the program.

(e) The vendor shall maintain a list of all registered importers that participate in the program.

(f) The vendor shall ensure compliance with Title II of the federal Drug Quality and Security Act, Pub. L. No. 113-54, by all suppliers, importers and other distributors, and participants in the program.

(g) The vendor shall assist the agency in the preparation of the annual report required by subsection (12), including the timely provision of any information requested by the agency.

(h) The vendor shall provide an annual financial audit of its operations to the agency as required by the agency. The vendor shall also provide quarterly financial reports specific to the program and shall

include information on the performance of its subcontractors and vendors. The agency shall determine the format and contents of the reports.

(4) **BOND REQUIREMENT.**—The agency shall require a bond from the vendor to mitigate the financial consequences of potential acts of malfeasance or misfeasance or fraudulent or dishonest acts committed by the vendor, any employees of the vendor, or its subcontractors.

(5) **ELIGIBLE PRESCRIPTION DRUGS.**—Eligible importers, as described in subsection (7), may import a drug from an eligible Canadian supplier, as described in subsection (6), if:

(a) The drug meets the United States Food and Drug Administration’s standards related to safety, effectiveness, misbranding, and adulteration;

(b) Importing the drug would not violate federal patent laws;

(c) Importing the drug is expected to generate cost savings; and

(d) The drug is not:

1. A controlled substance as defined in 21 U.S.C. s. 802;

2. A biological product as defined in 42 U.S.C. s. 262;

3. An infused drug;

4. An intravenously injected drug;

5. A drug that is inhaled during surgery; or

6. A drug that is a parenteral drug, the importation of which is determined by the United States Secretary of Health and Human Services to pose a threat to the public health.

(6) **ELIGIBLE CANADIAN SUPPLIERS.**—A Canadian supplier may export prescription drugs into this state under the program if the supplier:

(a) Is in full compliance with relevant Canadian federal and provincial laws and regulations;

(b) Is identified by the vendor as eligible to participate in the program; and

(c) Submits an attestation that the supplier has a registered agent in the United States, including the name and United States address of the registered agent.

(7) **ELIGIBLE IMPORTERS.**—The following entities may import prescription drugs from an eligible Canadian supplier under the program:

(a) A pharmacist or wholesaler employed by or under contract with the department’s central pharmacy, for distribution to a county health department or free clinic for dispensing to clients treated in such department or clinic.

(b) A pharmacist or wholesaler employed by or under contract with a Medicaid pharmacy, for dispensing to the pharmacy’s Medicaid recipients.

(c) A pharmacist or wholesaler employed by or under contract with the Department of Corrections, for dispensing to inmates in the custody of the Department of Corrections.

(d) A pharmacist or wholesaler employed by or under contract with a developmental disabilities center, as defined in s. 393.063, for dispensing to clients treated in such center.

(e) A pharmacist or wholesaler employed by or under contract with a treatment facility, as defined in s. 394.455, for dispensing to patients treated in such facility.

(8) **DISTRIBUTION REQUIREMENTS.**—Eligible Canadian suppliers and eligible importers participating under the program:

(a) Must comply with the tracking and tracing requirements of 21 U.S.C. ss. 360eee et seq.

(b) *May not distribute, dispense, or sell prescription drugs imported under the program outside of the state.*

(9) **FEDERAL APPROVAL.**—*By July 1, 2020, the agency shall submit a request to the United States Secretary of Health and Human Services for approval of the program under 21 U.S.C. s. 384(l). The agency shall begin operating the program within 6 months after receiving such approval. The request must, at a minimum:*

- (a) *Describe the agency's plan for operating the program.*
- (b) *Demonstrate how the prescription drugs imported into this state under the program will meet the applicable federal and state standards for safety and effectiveness.*
- (c) *Demonstrate how the drugs imported into this state under the program will comply with federal tracing procedures.*
- (d) *Include a list of proposed prescription drugs that have the highest potential for cost savings to the state through importation at the time that the request is submitted.*
- (e) *Estimate the total cost savings attributable to the program.*
- (f) *Provide the costs of program implementation to the state.*
- (g) *Include a list of potential Canadian suppliers from which the state would import drugs and demonstrate that the suppliers are in full compliance with relevant Canadian federal and provincial laws and regulations as well as all applicable federal and state laws and regulations.*

(10) **PRESCRIPTION DRUG SUPPLY CHAIN DOCUMENTATION.**—

(a) *The vendor shall ensure the safety and quality of drugs imported under the program. The vendor shall:*

1. *For an initial imported shipment of a specific drug by an importer, ensure that each batch of the drug in the shipment is statistically sampled and tested for authenticity and degradation in a manner consistent with the federal act.*
2. *For every subsequent imported shipment of that drug by that importer, ensure that a statistically valid sample of the shipment is tested for authenticity and degradation in a manner consistent with the federal act.*
3. *Certify that the drug:*
 - a. *Is approved for marketing in the United States and is not adulterated or misbranded; and*
 - b. *Meets all of the labeling requirements under 21 U.S.C. s. 352.*
4. *Maintain qualified laboratory records, including complete data derived from all tests necessary to ensure that the drug is in compliance with the requirements of this section.*
5. *Maintain documentation demonstrating that the testing required by this section was conducted at a qualified laboratory in accordance with the federal act and any other applicable federal and state laws and regulations governing laboratory qualifications.*

(b) *All testing required by this section must be conducted in a qualified laboratory that meets the standards under the federal act and any other applicable federal and state laws and regulations governing laboratory qualifications for drug testing.*

(c) *The vendor shall maintain information and documentation submitted under this section for a period of at least 7 years.*

(d) *A participating importer must submit the all of following information to the vendor:*

1. *The name and quantity of the active ingredient of the drug.*
2. *A description of the dosage form of the drug.*
3. *The date on which the drug is received.*

4. *The quantity of the drug that is received.*
5. *The point of origin and destination of the drug.*
6. *The price paid by the importer for the drug.*

(e) *A participating Canadian supplier must submit the following information and documentation to the vendor specifying all of the following:*

1. *The original source of the drug, including:*
 - a. *The name of the manufacturer of the drug.*
 - b. *The date on which the drug was manufactured.*
 - c. *The location (country, state or province, and city) where the drug was manufactured.*
2. *The date on which the drug is shipped.*
3. *The quantity of the drug that is shipped.*
4. *The quantity of each lot of the drug originally received and the source of the lot.*
5. *The lot or control number and the batch number assigned to the drug by the manufacturer.*

(f) *The agency may require that the vendor collect any other information necessary to ensure the protection of the public health.*

(11) **IMMEDIATE SUSPENSION.**—*The agency shall immediately suspend the importation of a specific drug or the importation of drugs by a specific importer if it discovers that any drug or activity is in violation of this section or any federal or state law or regulation. The agency may revoke the suspension if, after conducting an investigation, it determines that the public is adequately protected from counterfeit or unsafe drugs being imported into this state.*

(12) **ANNUAL REPORT.**—*By December 1 of each year, the agency shall submit a report to the Governor, the President of the Senate, and the Speaker of the House of Representatives on the operation of the program during the previous fiscal year. The report must include, at a minimum:*

- (a) *A list of the prescription drugs that were imported under the program;*
- (b) *The number of participating entities;*
- (c) *The number of prescriptions dispensed through the program;*
- (d) *The estimated cost savings during the previous fiscal year and to date attributable the program;*
- (e) *A description of the methodology used to determine which drugs should be included on the Wholesale Prescription Drug Importation List; and*
- (f) *Documentation as to how the program ensures the following:*

1. *That Canadian suppliers participating in the program are of high quality, high performance, and in full compliance with relevant Canadian federal and provincial laws and regulations as well as all federal laws and regulations and state laws and rules;*
2. *That prescription drugs imported under the program are not shipped, sold, or dispensed outside of this state once in the possession of the importer;*
3. *That prescription drugs imported under the program are pure, unadulterated, potent, and safe;*
4. *That the program does not put consumers at a higher health and safety risk than if the consumer did not participate; and*
5. *That the program provides cost savings to the state on imported prescription drugs.*

(13) **NOTIFICATION OF FEDERAL APPROVAL.**—Upon receipt of federal approval of the program, the agency shall notify the President of the Senate, the Speaker of the House of Representatives, and the relevant committees of the Senate and the House of Representatives. After approval is received and before the start of the next regular session of the Legislature in which the proposal could be funded, the agency shall submit to all parties a proposal for program implementation and program funding.

(14) **RULEMAKING.**—The agency shall adopt rules necessary to implement this section.

Section 2. Section 465.0157, Florida Statutes, is created to read:

465.0157 *International export pharmacy permit.*—

(1) To participate as an exporter of prescription drugs into this state under the International Prescription Drug Importation Program established in s. 499.0285, a pharmacy located outside of the United States must hold an international export pharmacy permit.

(2) An international export pharmacy shall maintain at all times an active and unencumbered license or permit to operate the pharmacy in compliance with the laws of the jurisdiction in which the dispensing facility is located and from which the prescription drugs will be exported. Such jurisdiction must be in a country with which the United States has a current mutual recognition agreement, cooperation agreement, memorandum of understanding, or other federal mechanism recognizing the country's adherence to current good manufacturing practices for pharmaceutical products.

(3) An application for an international export pharmacy permit must be submitted on a form developed and provided by the board. The board may require an applicant to provide any information it deems reasonably necessary to carry out the purposes of this section.

(4) An applicant shall submit the following to the board to obtain an initial permit, or to the department to renew a permit:

(a) Proof of an active and unencumbered license or permit to operate the pharmacy in compliance with the laws of the jurisdiction in which the dispensing facility is located and from which the prescription drugs will be exported.

(b) Documentation demonstrating that the country in which the pharmacy operates has a current mutual recognition agreement, cooperation agreement, memorandum of understanding, or other federal mechanism recognizing the country's adherence to current good manufacturing practices for pharmaceutical products.

(c) The department shall adopt rules governing the financial responsibility of the pharmacy permittee. The rules must establish, at a minimum, financial reporting requirements, standards for financial capability to perform the functions governed by the permit, and requirements for ensuring permittees and their contractors can be held accountable for the financial consequences of any act of malfeasance or misfeasance or fraudulent or dishonest act or acts committed by the permittee or its contractors.

(d) The location, names, and titles of all principal corporate officers and the pharmacist who serves as the prescription department manager for prescription drugs exported into this state under the International Prescription Drug Importation Program.

(e) Written attestation by an owner or officer of the applicant, and by the applicant's prescription department manager, that:

1. The attester has read and understands the laws and rules governing the manufacture, distribution, and dispensing of prescription drugs in this state.

2. A prescription drug shipped, mailed, or delivered into this state meets or exceeds this state's standards for safety and efficacy.

3. A prescription drug product shipped, mailed, or delivered into this state must not have been, and may not be, manufactured or distributed in violation of the laws and rules of the jurisdiction in which the applicant is located and from which the prescription drugs shall be exported.

(f) A current inspection report from an inspection conducted by the regulatory or licensing agency of the jurisdiction in which the applicant is located. The inspection report must reflect compliance with this section. An inspection report is current if the inspection was conducted within 6 months before the date of submitting the application for the initial permit or within 1 year before the date of submitting an application for permit renewal. If the applicant is unable to submit a current inspection report conducted by the regulatory or licensing agency of the jurisdiction in which the applicant is located and from which the prescription drugs will be exported, due to acceptable circumstances, as established by rule, or if an inspection has not been performed, the department must:

1. Conduct, or contract with an entity to conduct, an onsite inspection, with all related costs borne by the applicant;

2. Accept a current and satisfactory inspection report, as determined by rule, from an entity approved by the board; or

3. Accept a current inspection report from the United States Food and Drug Administration conducted pursuant to the federal Drug Quality and Security Act, Pub. L. No. 113-54.

Section 3. Subsection (2) of section 465.017, Florida Statutes, is amended to read:

465.017 Authority to inspect; disposal.—

(2) Duly authorized agents and employees of the department may inspect a nonresident pharmacy registered under s. 465.0156, an international export pharmacy permittee under s. 465.0157, or a nonresident sterile compounding permittee under s. 465.0158 pursuant to this section. The costs of such inspections shall be borne by such pharmacy or permittee.

Section 4. Subsection (20) of section 499.005, Florida Statutes, is amended to read:

499.005 Prohibited acts.—It is unlawful for a person to perform or cause the performance of any of the following acts in this state:

(20) The importation of a prescription drug except as provided by s. 801(d) of the Federal Food, Drug, and Cosmetic Act or s. 499.0285.

Section 5. Paragraph (e) of subsection (12) of section 499.0051, Florida Statutes, is amended to read:

499.0051 Criminal acts.—

(12) **REFUSAL TO ALLOW INSPECTION; SELLING, PURCHASING, OR TRADING DRUG SAMPLES; FAILURE TO MAINTAIN RECORDS RELATING TO PRESCRIPTION DRUGS.**—Any person who violates any of the following provisions commits a felony of the third degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, or as otherwise provided in this part:

(e) The importation of a prescription drug for wholesale distribution, except as provided by s. 801(d) of the Federal Food, Drug, and Cosmetic Act or s. 499.0285.

Section 6. Subsection (1) and paragraph (c) of subsection (2) of section 499.01, Florida Statutes, are amended, and paragraph (s) is added to subsection (2) of that section, to read:

499.01 Permits.—

(1) Before operating, a permit is required for each person and establishment that intends to operate as:

(a) A prescription drug manufacturer;

(b) A prescription drug repackager;

(c) A nonresident prescription drug manufacturer;

(d) A nonresident prescription drug repackager;

(e) A prescription drug wholesale distributor;

(f) An out-of-state prescription drug wholesale distributor;

- (g) A retail pharmacy drug wholesale distributor;
 - (h) A restricted prescription drug distributor;
 - (i) A complimentary drug distributor;
 - (j) A freight forwarder;
 - (k) A veterinary prescription drug retail establishment;
 - (l) A veterinary prescription drug wholesale distributor;
 - (m) A limited prescription drug veterinary wholesale distributor;
 - (n) An over-the-counter drug manufacturer;
 - (o) A device manufacturer;
 - (p) A cosmetic manufacturer;
 - (q) A third party logistics provider; ~~or~~
 - (r) A health care clinic establishment; *or*
 - (s) *An international prescription drug wholesale distributor.*
- (2) The following permits are established:

(c) *Nonresident prescription drug manufacturer permit.*—A nonresident prescription drug manufacturer permit is required for any person that is a manufacturer of prescription drugs, unless permitted as a third party logistics provider, located outside of this state or outside the United States and that engages in the distribution in this state of such prescription drugs. Each such manufacturer must be permitted by the department and comply with all of the provisions required of a prescription drug manufacturer under this part. The department shall adopt rules for issuing a virtual nonresident prescription drug manufacturer permit to a person who engages in the manufacture of prescription drugs but does not make or take physical possession of any prescription drugs. The rules adopted by the department under this section may exempt virtual nonresident manufacturers from certain establishment, security, and storage requirements set forth in s. 499.0121.

1. A person that distributes prescription drugs for which the person is not the manufacturer must also obtain an out-of-state prescription drug wholesale distributor permit, *an international prescription drug wholesale distributor permit*, or third party logistics provider permit pursuant to this section to engage in the distribution of such prescription drugs when required by this part. This subparagraph does not apply to a manufacturer that distributes prescription drugs only for the manufacturer of the prescription drugs where both manufacturers are affiliates.

2. Any such person must comply with the licensing or permitting requirements of the jurisdiction in which the establishment is located and the federal act, and any prescription drug distributed into this state must comply with this part. If a person intends to import prescription drugs from a foreign country into this state, the nonresident prescription drug manufacturer must provide to the department a list identifying each prescription drug it intends to import and document approval by the United States Food and Drug Administration for such importation.

3.a. *A nonresident prescription drug manufacturer that has registered to participate in the International Prescription Drug Importation Program pursuant to this section is not required to provide the list and approval required by subparagraph 2. for prescription drugs imported under that program.*

b. *To participate as an exporter of prescription drugs into this state under the International Prescription Drug Importation Program established under s. 499.0285, a nonresident prescription drug manufacturer located outside of the United States must register with the Department of Business and Professional Regulation before engaging in any activities under that section. Such manufacturer must be licensed or permitted in a country with which the United States has a current mutual recognition agreement, cooperation agreement, memorandum of understanding, or*

other federal mechanism recognizing the country's adherence to current good manufacturing practices for pharmaceutical products.

c. *The department shall adopt rules governing the financial responsibility of a nonresident prescription drug manufacturer licensee or permittee. The rules will establish, at a minimum, financial reporting requirements, standards for financial capability to perform the functions governed by the permit, and requirements for ensuring permittees and their contractors can be held accountable for the financial consequences of any act of malfeasance or misfeasance or fraudulent or dishonest act or acts committed by the permittee or its contractors.*

(s) *International prescription drug wholesale distributor.*—

1. *A wholesale distributor located outside of the United States must obtain an international prescription drug wholesale distributor permit to engage in the wholesale exportation and distribution of prescription drugs in the state under the International Prescription Drug Importation Program established in s. 499.0285. The wholesale distributor must be licensed or permitted to operate in a country with which the United States has a mutual recognition agreement, cooperation agreement, memorandum of understanding, or other federal mechanism recognizing the country's adherence to current good manufacturing practices for pharmaceutical products. The wholesale distributor must maintain at all times a license or permit to engage in the wholesale distribution of prescription drugs in compliance with the laws of the jurisdiction in which it operates. An international prescription drug wholesale distributor permit may not be issued to a wholesale distributor if the jurisdiction in which the wholesale distributor operates does not require a license to engage in the wholesale distribution of prescription drugs.*

2. *The department shall adopt rules governing the financial responsibility of an international prescription drug wholesale distributor permittee. The rules will establish, at a minimum, financial reporting requirements, standards for financial capability to perform the functions governed by the permit, and requirements for ensuring permittees and their contractors can be held accountable for the financial consequences of any act of malfeasance or misfeasance or fraudulent or dishonest act or acts committed by the permittee or its contractors.*

Section 7. Subsection (2), paragraph (a) of subsection (4), subsections (8), (10), (11), and (14), and paragraphs (a), (b), and (f) of subsection (15) of section 499.012, Florida Statutes, are amended to read:

499.012 Permit application requirements.—

(2) Notwithstanding subsection (6), a permitted person in good standing may change the type of permit issued to that person by completing a new application for the requested permit, paying the amount of the difference in the permit fees if the fee for the new permit is more than the fee for the original permit, and meeting the applicable permitting conditions for the new permit type. The new permit expires on the expiration date of the original permit being changed; however, a new permit for a prescription drug wholesale distributor, an out-of-state prescription drug wholesale distributor, *an international prescription drug wholesale distributor*, or a retail pharmacy drug wholesale distributor shall expire on the expiration date of the original permit or 1 year after the date of issuance of the new permit, whichever is earlier. A refund may not be issued if the fee for the new permit is less than the fee that was paid for the original permit.

(4)(a) Except for a permit for a prescription drug wholesale distributor, *an international prescription drug wholesale distributor*, or an out-of-state prescription drug wholesale distributor, an application for a permit must include:

1. The name, full business address, and telephone number of the applicant;
2. All trade or business names used by the applicant;
3. The address, telephone numbers, and the names of contact persons for each facility used by the applicant for the storage, handling, and distribution of prescription drugs;
4. The type of ownership or operation, such as a partnership, corporation, or sole proprietorship; and

5. The names of the owner and the operator of the establishment, including:

- a. If an individual, the name of the individual;
- b. If a partnership, the name of each partner and the name of the partnership;
- c. If a corporation, the name and title of each corporate officer and director, the corporate names, and the name of the state of incorporation;
- d. If a sole proprietorship, the full name of the sole proprietor and the name of the business entity;
- e. If a limited liability company, the name of each member, the name of each manager, the name of the limited liability company, and the name of the state in which the limited liability company was organized; and
- f. Any other relevant information that the department requires.

(8) An application for a permit or to renew a permit for a prescription drug wholesale distributor, *an international prescription drug wholesale distributor*, or an out-of-state prescription drug wholesale distributor submitted to the department must include:

- (a) The name, full business address, and telephone number of the applicant.
- (b) All trade or business names used by the applicant.
- (c) The address, telephone numbers, and the names of contact persons for each facility used by the applicant for the storage, handling, and distribution of prescription drugs.
- (d) The type of ownership or operation, such as a partnership, corporation, or sole proprietorship.
- (e) The names of the owner and the operator of the establishment, including:
 1. If an individual, the name of the individual.
 2. If a partnership, the name of each partner and the name of the partnership.
 3. If a corporation:
 - a. The name, address, and title of each corporate officer and director.
 - b. The name and address of the corporation, resident agent of the corporation, the resident agent's address, and the corporation's state of incorporation.
 - c. The name and address of each shareholder of the corporation that owns 5 percent or more of the outstanding stock of the corporation.
 4. If a sole proprietorship, the full name of the sole proprietor and the name of the business entity.
 5. If a limited liability company:
 - a. The name and address of each member.
 - b. The name and address of each manager.
 - c. The name and address of the limited liability company, the resident agent of the limited liability company, and the name of the state in which the limited liability company was organized.
 - (f) If applicable, the name and address of each affiliate of the applicant.
 - (g) The applicant's gross annual receipts attributable to prescription drug wholesale distribution activities for the previous tax year.
 - (h) The tax year of the applicant.

(i) A copy of the deed for the property on which applicant's establishment is located, if the establishment is owned by the applicant, or a copy of the applicant's lease for the property on which applicant's establishment is located that has an original term of not less than 1 calendar year, if the establishment is not owned by the applicant.

(j) A list of all licenses and permits issued to the applicant by any other state *or jurisdiction* which authorize the applicant to purchase or possess prescription drugs.

(k) The name of the manager of the establishment that is applying for the permit or to renew the permit, the next four highest ranking employees responsible for prescription drug wholesale operations for the establishment, and the name of all affiliated parties for the establishment, together with the personal information statement and fingerprints required pursuant to subsection (9) for each of such persons.

(l) The name of each of the applicant's designated representatives as required by subsection (15), together with the personal information statement and fingerprints required pursuant to subsection (9) for each such person.

(m) Evidence of a surety bond in this state or any other state in the United States in the amount of \$100,000. If the annual gross receipts of the applicant's previous tax year are \$10 million or less, evidence of a surety bond in the amount of \$25,000. The specific language of the surety bond must include the State of Florida as a beneficiary, payable to the Professional Regulation Trust Fund. In lieu of the surety bond, the applicant may provide other equivalent security such as an irrevocable letter of credit, or a deposit in a trust account or financial institution, which includes the State of Florida as a beneficiary, payable to the Professional Regulation Trust Fund. The purpose of the bond or other security is to secure payment of any administrative penalties imposed by the department and any fees and costs incurred by the department regarding that permit which are authorized under state law and which the permittee fails to pay 30 days after the fine or costs become final. The department may make a claim against such bond or security until 1 year after the permittee's license ceases to be valid or until 60 days after any administrative or legal proceeding authorized in this part which involves the permittee is concluded, including any appeal, whichever occurs later.

(n) For establishments used in wholesale distribution, proof of an inspection conducted by the department, the United States Food and Drug Administration, or another governmental entity charged with the regulation of good manufacturing practices related to wholesale distribution of prescription drugs, within timeframes set forth by the department in departmental rules, which demonstrates substantial compliance with current good manufacturing practices applicable to wholesale distribution of prescription drugs. The department may recognize another state's *or jurisdiction's* inspection of a wholesale distributor located in that state *or jurisdiction* if such state's *or jurisdiction's* laws are deemed to be substantially equivalent to the law of this state by the department. The department may accept an inspection by a third-party accreditation or inspection service which meets the criteria set forth in department rule.

(o) Any other relevant information that the department requires.

(p) Documentation of the credentialing policies and procedures required by s. 499.0121(15).

(q) *For international prescription drug wholesale distributors and nonresident prescription drug manufacturers to participate in the International Prescription Drug Importation Program established under s. 499.0285, documentation demonstrating that the applicant is appropriately licensed or permitted by a country with which the United States has a mutual recognition agreement, cooperation agreement, memorandum of understanding, or other mechanism recognizing the country's adherence to current good manufacturing practices for pharmaceutical products.*

(10) The department may deny an application for a permit or refuse to renew a permit for a prescription drug wholesale distributor, *an international prescription drug wholesale distributor*, or an out-of-state prescription drug wholesale distributor if:

- (a) The applicant has not met the requirements for the permit.

(b) The management, officers, or directors of the applicant or any affiliated party are found by the department to be incompetent or untrustworthy.

(c) The applicant is so lacking in experience in managing a wholesale distributor as to make the issuance of the proposed permit hazardous to the public health.

(d) The applicant is so lacking in experience in managing a wholesale distributor as to jeopardize the reasonable promise of successful operation of the wholesale distributor.

(e) The applicant is lacking in experience in the distribution of prescription drugs.

(f) The applicant's past experience in manufacturing or distributing prescription drugs indicates that the applicant poses a public health risk.

(g) The applicant is affiliated directly or indirectly through ownership, control, or other business relations, with any person or persons whose business operations are or have been detrimental to the public health.

(h) The applicant, or any affiliated party, has been found guilty of or has pleaded guilty or nolo contendere to any felony or crime punishable by imprisonment for 1 year or more under the laws of the United States, any state, or any other country, regardless of whether adjudication of guilt was withheld.

(i) The applicant or any affiliated party has been charged with a felony in a state or federal court and the disposition of that charge is pending during the application review or renewal review period.

(j) The applicant has furnished false or fraudulent information or material in any application made in this state or any other state in connection with obtaining a permit or license to manufacture or distribute drugs, devices, or cosmetics.

(k) That a federal, state, or local government permit currently or previously held by the applicant, or any affiliated party, for the manufacture or distribution of any drugs, devices, or cosmetics has been disciplined, suspended, or revoked and has not been reinstated.

(l) The applicant does not possess the financial or physical resources to operate in compliance with the permit being sought, this chapter, and the rules adopted under this chapter.

(m) The applicant or any affiliated party receives, directly or indirectly, financial support and assistance from a person who was an affiliated party of a permittee whose permit was subject to discipline or was suspended or revoked, other than through the ownership of stock in a publicly traded company or a mutual fund.

(n) The applicant or any affiliated party receives, directly or indirectly, financial support and assistance from a person who has been found guilty of any violation of this part or chapter 465, chapter 501, or chapter 893, any rules adopted under this part or those chapters, any federal or state drug law, or any felony where the underlying facts related to drugs, regardless of whether the person has been pardoned, had her or his civil rights restored, or had adjudication withheld, other than through the ownership of stock in a publicly traded company or a mutual fund.

(o) The applicant for renewal of a permit under s. 499.01(2)(e) or (f) has not actively engaged in the wholesale distribution of prescription drugs, as demonstrated by the regular and systematic distribution of prescription drugs throughout the year as evidenced by not fewer than 12 wholesale distributions in the previous year and not fewer than three wholesale distributions in the previous 6 months.

(p) Information obtained in response to s. 499.01(2)(e) or (f) demonstrates it would not be in the best interest of the public health, safety, and welfare to issue a permit.

(q) The applicant does not possess the financial standing and business experience for the successful operation of the applicant.

(r) The applicant or any affiliated party has failed to comply with the requirements for manufacturing or distributing prescription drugs under this part, similar federal laws, similar laws in other states, or the rules adopted under such laws.

(11) Upon approval of the application by the department and payment of the required fee, the department shall issue or renew a prescription drug wholesale distributor, *an international prescription drug wholesale distributor*, or an out-of-state prescription drug wholesale distributor permit to the applicant.

(14) The name of a permittee or establishment on a prescription drug wholesale distributor permit, *an international prescription drug wholesale distributor permit*, or an out-of-state prescription drug wholesale distributor permit may not include any indicia of attainment of any educational degree, any indicia that the permittee or establishment possesses a professional license, or any name or abbreviation that the department determines is likely to cause confusion or mistake or that the department determines is deceptive, including that of any other entity authorized to purchase prescription drugs.

(15)(a) Each establishment that is issued an initial or renewal permit as a prescription drug wholesale distributor, *an international prescription drug wholesale distributor*, or an out-of-state prescription drug wholesale distributor must designate in writing to the department at least one natural person to serve as the designated representative of the wholesale distributor. Such person must have an active certification as a designated representative from the department.

(b) To be certified as a designated representative, a natural person must:

1. Submit an application on a form furnished by the department and pay the appropriate fees.

2. Be at least 18 years of age.

3. Have at least 2 years of verifiable full-time:
 - a. Work experience in a pharmacy licensed in this state or another state or jurisdiction, where the person's responsibilities included, but were not limited to, recordkeeping for prescription drugs;
 - b. Managerial experience with a prescription drug wholesale distributor licensed in this state or in another state or jurisdiction; or
 - c. Managerial experience with the United States Armed Forces, where the person's responsibilities included, but were not limited to, recordkeeping, warehousing, distributing, or other logistics services pertaining to prescription drugs.

4. Receive a passing score of at least 75 percent on an examination given by the department regarding federal laws governing distribution of prescription drugs and this part and the rules adopted by the department governing the wholesale distribution of prescription drugs. This requirement shall be effective 1 year after the results of the initial examination are mailed to the persons that took the examination. The department shall offer such examinations at least four times each calendar year.

5. Provide the department with a personal information statement and fingerprints pursuant to subsection (9).

6. Provide the department with a personal information statement and fingerprints pursuant to subsection (9).

7. Receive a passing score of at least 75 percent on an examination given by the department regarding federal laws governing distribution of prescription drugs and this part and the rules adopted by the department governing the wholesale distribution of prescription drugs. This requirement shall be effective 1 year after the results of the initial examination are mailed to the persons that took the examination. The department shall offer such examinations at least four times each calendar year.

8. Provide the department with a personal information statement and fingerprints pursuant to subsection (9).

(f) A wholesale distributor may not operate under a prescription drug wholesale distributor permit, *an international prescription drug wholesale distributor permit*, or an out-of-state prescription drug wholesale distributor permit for more than 10 business days after the designated representative leaves the employ of the wholesale distributor, unless the wholesale distributor employs another designated representative and notifies the department within 10 business days of the identity of the new designated representative.

Section 8. Subsection (1) of section 499.015, Florida Statutes, is amended to read:

499.015 Registration of drugs and devices; issuance of certificates of free sale.—

(1)(a) Except for those persons exempted from the definition of manufacturer in s. 499.003, any person who manufactures, packages, repackages, labels, or relabels a drug or device in this state must register such drug or device biennially with the department; pay a fee in accordance with the fee schedule provided by s. 499.041; and comply with this section. The registrant must list each separate and distinct drug or device at the time of registration.

(b) The department may not register any product that does not comply with the Federal Food, Drug, and Cosmetic Act, as amended, or Title 21 C.F.R. Registration of a product by the department does not mean that the product does in fact comply with all provisions of the Federal Food, Drug, and Cosmetic Act, as amended.

(c) *Registration under this section is not required for prescription drugs imported under the International Prescription Drug Importation Program established in s. 499.0285.*

Section 9. Subsections (1) and (3) of section 499.065, Florida Statutes, are amended to read:

499.065 Inspections; imminent danger.—

(1) Notwithstanding s. 499.051, the department shall inspect each prescription drug wholesale distributor establishment, *international prescription drug wholesale distributor establishment*, prescription drug repackager establishment, veterinary prescription drug wholesale distributor establishment, limited prescription drug veterinary wholesale distributor establishment, and retail pharmacy drug wholesale distributor establishment that is required to be permitted under this part as often as necessary to ensure compliance with applicable laws and rules. The department shall have the right of entry and access to these facilities at any reasonable time.

(3) The department may determine that a prescription drug wholesale distributor establishment, *international prescription drug wholesale distributor establishment*, prescription drug repackager establishment, veterinary prescription drug wholesale distributor establishment, limited prescription drug veterinary wholesale distributor establishment, or retail pharmacy drug wholesale distributor establishment that is required to be permitted under this part is an imminent danger to the public health and shall require its immediate closure if the establishment fails to comply with applicable laws and rules and, because of the failure, presents an imminent threat to the public's health, safety, or welfare. Any establishment so deemed and closed shall remain closed until allowed by the department or by judicial order to reopen.

Section 10. Section 499.0285, Florida Statutes, is created to read:

499.0285 *International Prescription Drug Importation Program.*—

(1) **PROGRAM ESTABLISHED.**—*The department shall establish a program for the importation of safe and effective prescription drugs from foreign nations with which the United States has current mutual recognition agreements, cooperation agreements, memoranda of understanding, or other federal mechanisms recognizing their adherence to current good manufacturing practices for pharmaceutical products.*

(2) **DEFINITIONS.**—*As used in this section, the term:*

(a) *“Exporter” means an international prescription drug wholesale distributor, a nonresident prescription drug manufacturer registered to participate in the program, or an international export pharmacy that exports prescription drugs into this state under the program.*

(b) *“Federal Act” means the Federal Food, Drug, and Cosmetic Act, 21 U.S.C. ss. 301 et seq.; 52 Stat. 1040 et seq. as amended by the Drug Quality and Security Act, 21 U.S.C. 351 et seq.*

(c) *“Foreign recipient” means an entity other than the original prescription drug manufacturer which receives the prescription drug before its importation into this state under the program.*

(d) *“Good manufacturing practice” refers to the good manufacturing practice regulations in 21 C.F.R. parts 210 and 211.*

(e) *“Importer” means a wholesale distributor, pharmacy, or pharmacist importing prescription drugs into this state under the program.*

(f) *“International export pharmacy” means a pharmacy located outside of the United States which holds an active and unencumbered permit under chapter 465 to export prescription drugs into this state under the program.*

(g) *“International prescription drug wholesale distributor” means a prescription drug wholesale distributor located outside of the United States which holds an active and unencumbered permit under this part to export and distribute prescription drugs into this state under the program.*

(h) *“Nonresident prescription drug manufacturer” means an entity located outside of the United States which holds an active and unencumbered permit under this part to manufacture prescription drugs and has registered with the department to export and distribute such prescription drugs into this state under the program.*

(i) *“Pharmacist” means a person who holds an active and unencumbered license to practice pharmacy under chapter 465.*

(j) *“Pharmacy” means an entity that holds an active and unencumbered permit under chapter 465.*

(k) *“Prescription drug” has the same meaning as defined in this part, but is limited to drugs intended for human use.*

(l) *“Program” means the International Prescription Drug Importation Program established under this section.*

(m) *“Qualified laboratory” means a laboratory that has been approved by the department for the purposes of this section.*

(3) **ELIGIBLE PRESCRIPTION DRUGS.**—*An eligible importer may import a prescription drug from an eligible exporter if:*

(a) *The drug meets the United States Food and Drug Administration's standards related to safety, effectiveness, misbranding, and adulteration;*

(b) *Importing the drug would not violate the patent laws of the United States; and*

(c) *The drug is not:*

1. *A controlled substance as defined in 21 U.S.C. s. 802;*

2. *A biological product as defined in 42 U.S.C. s. 262;*

3. *An infused drug;*

4. *An intravenously injected drug;*

5. *A drug that is inhaled during surgery; or*

6. *A drug that is a parenteral drug, the importation of which is determined by the United States Secretary of Health and Human Services to pose a threat to the public health.*

(4) **EXPORTERS.**—

(a) *The following entities may export prescription drugs into this state under the program:*

1. *An international prescription drug wholesale distributor.*

2. *A nonresident prescription drug manufacturer.*

3. *An international export pharmacy.*

(b) *An eligible exporter must register with the department before exporting prescription drugs into this state under the program.*

(c) *An exporter may not distribute, sell, or dispense prescription drugs imported under the program to any person residing outside of the state.*

(5) **IMPORTERS.**—

(a) *The following entities may import prescription drugs under the program:*

1. A wholesale distributor.
 2. A pharmacy.
 3. A pharmacist.
- (b) An eligible importer must register with the department before importing prescription drugs into this state under the program.
- (c) An importer may not distribute, sell, or dispense prescription drugs imported under the program to any person residing outside of the state.
- (6) **PRESCRIPTION DRUG SUPPLY CHAIN DOCUMENTATION.**—
- (a) A participating importer must submit the following information and documentation to the department:
1. The name and quantity of the active ingredient of the prescription drug.
 2. A description of the dosage form of the prescription drug.
 3. The date on which the prescription drug is shipped.
 4. The quantity of the prescription drug that is shipped.
 5. The point of origin and destination of the prescription drug.
 6. The price paid by the importer for the prescription drug.
 7. Documentation from the exporter specifying:
 - a. The original source of the prescription drug; and
 - b. The quantity of each lot of the prescription drug originally received by the seller from that source.
 8. The lot or control number assigned to the prescription drug by the manufacturer.
 9. The name, address, telephone number, and professional license or permit number of the importer.
 10. In the case of a prescription drug that is shipped directly by the first foreign recipient from the manufacturer:
 - a. Documentation demonstrating that the prescription drug was received by the recipient from the manufacturer and subsequently shipped by the first foreign recipient to the importer.
 - b. Documentation of the quantity of each lot of the prescription drug received by the first foreign recipient demonstrating that the quantity being imported into this state is not more than the quantity that was received by the first foreign recipient.
 - c. For an initial imported shipment, documentation demonstrating that each batch of the prescription drug in the shipment was statistically sampled and tested for authenticity and degradation.
 11. In the case of a prescription drug that is not shipped directly from the first foreign recipient, documentation demonstrating that each batch in each shipment offered for importation into this state was statistically sampled and tested for authenticity and degradation.
 12. For an initial imported shipment of a specific drug by an importer, the department shall ensure that each batch of the drug in the shipment is statistically sampled and tested for authenticity and degradation in a manner consistent with the federal act. The agency may contract with a vendor for these functions.
 13. For every subsequent imported shipment of that drug by that importer, the department shall ensure that a statistically valid sample of the shipment was tested for authenticity and degradation in a manner consistent with the federal act.
 14. Certify that the drug:

- a. Is approved for marketing in the United States and is not adulterated or misbranded; and
 - b. Meets all of the labeling requirements under 21 U.S.C. s. 352.
15. Maintain qualified laboratory records, including complete data derived from all tests necessary to ensure that the drug is in compliance with the requirements of this section.
16. Maintain documentation demonstrating that the testing required by this section was conducted at a qualified laboratory in accordance with the federal act and any other applicable federal and state laws and regulations governing laboratory qualifications.
- (b) All testing required by this section must be conducted in a qualified laboratory that meets the standards under the federal act and any other applicable federal and state laws and regulations governing laboratory qualifications for drug testing.
- (c) The vendor shall maintain information and documentation submitted under this section for a period of at least 7 years.
- (d) A participating importer must submit the all of following information to the department:
1. The name and quantity of the active ingredient of the drug.
 2. A description of the dosage form of the drug.
 3. The date on which the drug is received.
 4. The quantity of the drug that is received.
 5. The point of origin and destination of the drug.
 6. The price paid by the importer for the drug.
- (e) A participating International Importation Drug supplier must submit the following information and documentation to the agency or the agency's designated vendor specifying all of the following:
1. The original source of the drug, including:
 - a. The name of the manufacturer of the drug.
 - b. The date on which the drug was manufactured.
 - c. The location (country, state or province, and city) where the drug was manufactured.
 2. The date on which the drug is shipped.
 3. The quantity of the drug that is shipped.
 4. The quantity of each lot of the drug originally received and from which source.
 5. The lot or control number and the batch number assigned to the drug by the manufacturer.
 6. The name, address, and telephone number, and professional license or permit number of the importer.
- (f) The department may require any other information necessary to ensure the protection of the public health.
- (7) **IMMEDIATE SUSPENSION.**—The department shall immediately suspend the importation of a specific prescription drug or the importation of prescription drugs by a specific importer if it discovers that any prescription drug or activity is in violation of this section. The department may revoke the suspension if, after conducting an investigation, it determines that the public is adequately protected from counterfeit or unsafe prescription drugs being imported into this state.
- (8) **RULEMAKING AUTHORITY.**—The department shall adopt rules necessary to implement this section.

Section 11. Notwithstanding the Federal Food, Drug, and Cosmetic Act, the Department of Business and Professional Regulation, in collaboration with the Department of Health, shall negotiate a federal ar-

agement to operate a pilot program for importing prescription drugs into this state. The proposal to operate such a pilot program shall demonstrate that the program sets safety standards consistent with the current federal requirements for the manufacturing and distribution of prescription drugs; limits the importation of prescription drugs under the program to entities licensed or permitted by the state to manufacture, distribute, or dispense prescription drugs; and includes inspection and enforcement authority. Implementation of sections 2 through 10 of this act is contingent upon authorization granted under federal law, rule, or approval. The department shall notify the President of the Senate, the Speaker of the House of Representatives, and the relevant committees of the Senate and the House of Representatives before implementation of the pilot program. The department shall submit to all parties a proposal for program implementation and program funding.

Section 12. This act shall take effect July 1, 2019.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to prescription drug importation programs; creating s. 381.02035, F.S.; requiring the Agency for Health Care Administration to establish the Canadian Prescription Drug Importation Program; defining terms; requiring the agency to contract with a vendor to facilitate wholesale prescription drug importation under the program; providing responsibilities for the vendor, including the payment of a bond; providing eligibility criteria for prescription drugs, Canadian suppliers, and importers under the program; authorizing a Canadian supplier to export drugs into this state under the program under certain circumstances; providing eligibility criteria and requirements for drug importers; requiring participating Canadian suppliers and importers to comply with specified federal requirements for distributing prescription drugs imported under the program; prohibiting Canadian suppliers and importers from distributing, dispensing, or selling prescription drugs imported under the program outside of this state; requiring the agency to request federal approval of the program; requiring the request to include certain information; requiring the agency to begin operating the program within a specified timeframe after receiving federal approval; providing certain documentation requirements; requiring the agency to suspend the importation of drugs in violation of this section or any federal or state law or regulation; authorizing the agency to revoke the suspension under certain circumstances; requiring the agency to submit an annual report to the Governor and the Legislature by a specified date; providing requirements for such report; requiring the agency to notify the Legislature upon federal approval of the program and to submit a proposal to the Legislature for program implementation and funding before a certain date; requiring the agency to adopt necessary rules; creating s. 465.0157, F.S.; establishing an international export pharmacy permit for participation in the International Prescription Drug Importation Program; providing requirements for permit application and renewal; requiring the Department of Health to adopt certain rules governing the financial responsibility of the pharmacy permittee; amending s. 465.017, F.S.; authorizing the department to inspect international export pharmacy permittees; amending s. 499.005, F.S.; providing that the importation of a prescription drug under the International Prescription Drug Importation Program is not a prohibited act under that chapter; amending s. 499.0051, F.S.; providing an exemption from prosecution as a criminal offense for the importation of a prescription drug for wholesale distribution under the International Prescription Drug Importation Program; amending s. 499.01, F.S.; requiring an international prescription drug wholesale distributor to be permitted before operating; requiring nonresident prescription drug manufacturers to register with the Department of Business and Professional Regulation to participate in the program; providing an exception; establishing an international prescription drug wholesale distributor drug permit; providing permit requirements; requiring the Department of Business and Professional Regulation to adopt certain rules governing the financial responsibility of nonresident prescription drug manufacturer licensee or permittee and international prescription drug wholesale distributor permittees; amending s. 499.012, F.S.; providing application requirements for international prescription drug wholesale distributors and nonresident prescription drug manufacturers to participate in the program; amending s. 499.015, F.S.; establishing that prescription drugs imported under the International Prescription Drug Importation Program are not required to be registered under a specified provision; amending s. 499.065, F.S.; requiring the department to inspect international prescription drug wholesale distributor establishments; authorizing the department to

determine that an international prescription drug wholesale distributor establishment is an imminent danger to the public and require its immediate closure under certain conditions; creating s. 499.0285, F.S.; requiring the department to establish the International Prescription Drug Importation Program for a specified purpose; providing definitions; providing eligibility criteria for prescription drugs, exporters, and importers under the program; requiring participating importers to submit certain documentation to the department for prescription drugs imported under the program; requiring the department to immediately suspend the importation of specific prescription drug or the importation of prescription drugs by a specific importer if a violation has occurred under the program; authorizing the department to revoke such suspension under certain circumstances; requiring the department to adopt necessary rules; requiring the agency, in collaboration with the Department of Business and Professional Regulation and the Department of Health, to negotiate a federal arrangement to operate a pilot program for importing prescription drugs into this state; providing that implementation of the act is contingent upon the federal authorization; requiring the department to notify the Legislature before implementation of the pilot program and to submit a proposal for pilot program implementation and funding; providing an effective date.

Senator Bean moved the following amendment to **Amendment 1 (368506)** which was adopted:

Amendment 1A (738486)—Delete lines 316-365 and insert:

(c) *The location, names, and titles of all principal corporate officers and the pharmacist who serves as the prescription department manager for prescription drugs exported into this state under the International Prescription Drug Importation Program.*

(d) *Written attestation by an owner or officer of the applicant, and by the applicant's prescription department manager, that:*

1. *The attestor has read and understands the laws and rules governing the manufacture, distribution, and dispensing of prescription drugs in this state.*

2. *A prescription drug shipped, mailed, or delivered into this state meets or exceeds this state's standards for safety and efficacy.*

3. *A prescription drug product shipped, mailed, or delivered into this state must not have been, and may not be, manufactured or distributed in violation of the laws and rules of the jurisdiction in which the applicant is located and from which the prescription drugs shall be exported.*

(e) *A current inspection report from an inspection conducted by the regulatory or licensing agency of the jurisdiction in which the applicant is located. The inspection report must reflect compliance with this section. An inspection report is current if the inspection was conducted within 6 months before the date of submitting the application for the initial permit or within 1 year before the date of submitting an application for permit renewal. If the applicant is unable to submit a current inspection report conducted by the regulatory or licensing agency of the jurisdiction in which the applicant is located and from which the prescription drugs will be exported, due to acceptable circumstances, as established by rule, or if an inspection has not been performed, the department must:*

1. *Conduct, or contract with an entity to conduct, an onsite inspection, with all related costs borne by the applicant;*

2. *Accept a current and satisfactory inspection report, as determined by rule, from an entity approved by the board; or*

3. *Accept a current inspection report from the United States Food and Drug Administration conducted pursuant to the federal Drug Quality and Security Act, Pub. L. No. 113-54.*

(5) *The department shall adopt rules governing the financial responsibility of the pharmacy permittee. The rules must establish, at a minimum, financial reporting requirements, standards for financial capability to perform the functions governed by the permit, and requirements for ensuring permittees and their contractors can be held accountable for the financial consequences of any act of malfeasance or misfeasance or fraudulent or dishonest act or acts committed by the permittee or its contractors.*

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Powell moved the following amendment to **Amendment 1 (368506)** which failed:

Amendment 1B (539774) (with title amendment)—Delete line 278 and insert:

(14) *RECIPIENTS.*—

(a) *Due to the dangers and risks associated with untested foreign drugs imported through the program, the following persons may not be forced to participate in the program and must be given an opportunity to opt out of the program:*

1. *Pregnant women;*
2. *Minor children participating in Medicaid;*
3. *Persons with developmental disabilities;*
4. *Inmates in the custody of the Department of Corrections;*
5. *Senior persons over the age of 65; and*
6. *Psychiatric patients who are stable on their medication.*

(b) *Recipients of prescription drugs through the program must be notified that they are receiving prescriptions drugs through the program and that there may be unknown dangers and risks of death or harm from using such drugs.*

(15) *RULEMAKING.*—*The agency shall adopt rules necessary to*

And the title is amended as follows:

Between lines 1197 and 1198 insert: prohibiting certain persons from being forced to participate in the program and requiring that they be given an opportunity to opt out; requiring that recipients of prescription drugs through the program be given a certain notification;

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 1 (368506)** which failed:

Amendment 1C (502814) (with title amendment)—Delete line 1074 and insert:

(8) *PROHIBITIONS.*—*A participant in the program may not import prescription drugs from, have relations with, be in contact with, or be financially connected with the following countries:*

- (a) *China;*
- (b) *Cuba;*
- (c) *Iran;*
- (d) *Pakistan;*
- (e) *Russia; or*
- (f) *Venezuela.*

(9) *RULEMAKING AUTHORITY.*—*The department shall adopt rules*

And the title is amended as follows:

Between lines 1197 and 1198 insert: prohibiting participants in the program from importing prescription drugs from, relating to, being in contact with, or being financially connected with specified countries;

Amendment 1 (368506), as amended, was adopted.

Pursuant to Rule 4.19, **CS for HB 19**, as amended, was placed on the calendar of Bills on Third Reading.

CS for CS for SB 874—A bill to be entitled An act relating to consumer finance loans; creating s. 516.405, F.S.; creating the Access to Responsible Credit Pilot Program within the Office of Financial Regulation; providing legislative intent; creating s. 516.41, F.S.; providing definitions; creating s. 516.42, F.S.; requiring persons to obtain a program license from the office before making program loans; providing licensure requirements; requiring a program licensee's program branch offices to be licensed; providing program branch office license and license renewal requirements; providing circumstances under which the office may deny initial and renewal applications; requiring the Financial Services Commission to adopt rules; creating s. 516.43, F.S.; providing requirements for program licensees, program loans, interest rates, program loan refinancing, receipts, disclosures and statements provided by program licensees to borrowers, origination fees, insufficient funds fees, and delinquency charges; requiring program licensees to provide certain credit education information to borrowers and to report payment performance of borrowers to a consumer reporting agency; prohibiting the office from approving a program licensee applicant before the applicant has been accepted as a data furnisher by a consumer reporting agency; requiring program licensees to underwrite program loans; prohibiting program licensees from making program loans under certain circumstances; requiring program licensees to seek certain information and documentation; prohibiting program licensees from requiring certain waivers from borrowers; providing applicability; creating s. 516.44, F.S.; requiring all arrangements between program licensees and access partners to be specified in written access partner agreements; providing requirements for such agreements; specifying access partner services that may be used by program licensees; specifying procedures for borrowers' payment receipts or access partners' disbursement of program loans; providing recordkeeping requirements; prohibiting certain activities by access partners; providing disclosure statement requirements; providing requirements and prohibitions relating to compensation paid to access partners; requiring program licensees to provide the office with a specified notice after contracting with access partners; defining the term "affiliated party"; requiring access partners to provide program licensees with a certain written notice within a specified time; providing that program licensees are responsible for acts of their access partners; requiring the commission to adopt rules; creating s. 516.45, F.S.; authorizing the office to examine each program licensee, branch office, and access partner; limiting the scope of certain examinations and investigations; authorizing the office to take certain disciplinary action against program licensees and access partners; requiring the commission to adopt rules; creating s. 516.46, F.S.; requiring program licensees to file an annual report with the office beginning on a specified date; requiring the office to post an annual report on its website by a specified date; specifying information to be contained in the reports; requiring the commission to adopt rules; providing for future repeal of the pilot program; providing an appropriation; providing an effective date.

—was read the second time by title.

Senator Rouson moved the following amendment:

Amendment 1 (308946) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 516.405, Florida Statutes, is created to read:

516.405 Access to Responsible Credit Pilot Program.—

(1) *The Access to Responsible Credit Pilot Program is created within the Office of Financial Regulation to allow more Floridians to obtain responsible consumer finance loans in principal amounts of at least \$300, but not more than \$7,500.*

(2) *The pilot program is intended to assist consumers in building their credit and to provide additional consumer protections for these loans that exceed current protections under general law.*

Section 2. Section 516.41, Florida Statutes, is created to read:

516.41 Definitions.—As used in ss. 516.405-516.46, the term:

(1) "Access partner" means an entity that, at one or more physical business locations owned or rented by the entity, performs one or more of the services authorized in s. 516.44(2) on behalf of a program licensee. The term does not include a credit service organization as defined in s. 817.7001 or a loan broker as defined in s. 687.14.

(2) "Consumer reporting agency" has the same meaning as the term "consumer reporting agency that compiles and maintains files on consumers on a nationwide basis" in the Fair Credit Reporting Act, 15 U.S.C. s. 1681a(p).

(3) "Credit score" has the same meaning as in the Fair Credit Reporting Act, 15 U.S.C. s. 1681g(f)(2)(A).

(4) "Data furnisher" has the same meaning as the term "furnisher" in 12 C.F.R. s. 1022.41(c).

(5) "Pilot program" or "program" means the Access to Responsible Credit Pilot Program.

(6) "Pilot program license" or "program license" means a license issued under ss. 516.405-516.46 authorizing a program licensee to make and collect program loans.

(7) "Program branch office license" means a license issued under the program for each location, other than a program licensee's or access partner's principal place of business:

(a) The address of which appears on business cards, stationery, or advertising used by the program licensee in connection with business conducted under this chapter;

(b) At which the program licensee's name, advertising or promotional materials, or signage suggests that program loans are originated, negotiated, funded, or serviced by the program licensee; or

(c) At which program loans are originated, negotiated, funded, or serviced by the program licensee.

(8) "Program licensee" means a person who is licensed to make and collect loans under this chapter and who is approved by the office to participate in the program.

(9) "Program loan" means a consumer finance loan with a principal amount of at least \$300, but not more than \$7,500, originated pursuant to ss. 516.405-516.46, excluding the amount of the origination fee authorized under s. 516.43(3).

(10) "Refinance program loan" means a program loan that extends additional principal to a borrower and replaces and revises an existing program loan contract with the borrower. A refinance program loan does not include an extension, a deferral, or a rewrite of the program loan.

Section 3. Section 516.42, Florida Statutes, is created to read:

516.42 Requirements for program participation; program application requirements.—

(1) A person may not advertise, offer, or make a program loan, or impose any charges or fees pursuant to s. 516.43, unless the person obtains a pilot program license from the office.

(2) In order to obtain a pilot program license, a person must:

(a)1. Be licensed to make and collect consumer finance loans under s. 516.05; or

2. Submit the application for the license required in s. 516.05 concurrently with the application for the program license, both of which must be approved by the office.

(b) Be accepted as a data furnisher by a consumer reporting agency.

(c) Not be the subject of any insolvency proceeding or a pending criminal prosecution.

(d) Not be subject to the issuance of a cease and desist order; the issuance of a removal order; the denial, suspension, or revocation of a license; or any other action within the authority of the office, any financial regulatory agency in this state, or any other state or federal

regulatory agency that affects the ability of such person to participate in the program.

(3)(a) A program applicant must file with the office a digital application, in a form and manner prescribed by commission rule, which contains all of the following information with respect to the applicant:

1. The legal business name and any other name under which the applicant operates.

2. The applicant's main address.

3. The applicant's telephone number and e-mail address.

4. The address of each program branch office.

5. The name, title, address, telephone number, and e-mail address of the applicant's contact person.

6. The license number, if the applicant is licensed under s. 516.05.

7. A statement as to whether the applicant intends to use the services of one or more access partners under s. 516.44.

8. A statement that the applicant has been accepted as a data furnisher by a consumer reporting agency and will report to a consumer reporting agency the payment performance of each borrower on all program loans.

9. The signature and certification of an authorized person of the applicant.

(b) A person who desires to participate in the program but who is not licensed to make consumer finance loans pursuant to s. 516.05 must concurrently submit the following digital applications to the office, in a form and manner specified in this chapter:

1. An application pursuant to s. 516.03 for licensure to make consumer finance loans.

2. An application for admission to the program in accordance with paragraph (a).

(4) Except as otherwise provided in ss. 516.405-516.46, a program licensee is subject to all the laws and rules governing consumer finance loans under this chapter. A program license must be renewed biennially.

(5) Notwithstanding s. 516.05(3), only one program license is required for a person to make program loans under ss. 516.405-516.46, regardless of whether the program licensee offers program loans to prospective borrowers at its own physical business locations, through access partners, or via an electronic access point through which a prospective borrower may directly access the website of the program licensee.

(6) Each branch office of a program licensee must be licensed under this section.

(7) The office shall issue a program branch office license to a program licensee after the office determines that the program licensee has submitted a completed electronic application for a program branch office license in a form prescribed by commission rule. The program branch office license must be issued in the name of the program licensee that maintains the branch office. An application is considered received for purposes of s. 120.60 upon receipt of a completed application form. The application for a program branch office license must contain the following information:

(a) The legal business name and any other name under which the applicant operates.

(b) The applicant's main address.

(c) The applicant's telephone number and e-mail address.

(d) The address of each program branch office.

(e) The name, title, address, telephone number, and e-mail address of the applicant's contact person.

(f) *The applicant's license number, if the applicant is licensed under this chapter.*

(g) *The signature and certification of an authorized person of the applicant.*

(8) *Except as provided in subsection (9), a program branch office license must be renewed biennially at the time of renewing the program license.*

(9) *Notwithstanding subsection (7), the office may deny an initial or renewal application for a program license or program branch office license if the applicant or any person with power to direct the management or policies of the applicant's business is:*

(a) *The subject of any insolvency proceeding;*

(b) *The subject of a pending criminal prosecution in any jurisdiction until conclusion of such criminal prosecution; or*

(c) *Subject to the issuance of a cease and desist order; the issuance of a removal order; the denial, suspension, or revocation of a license; or any other action within the authority of the office, any financial regulatory agency in this state, or any other state or federal regulatory agency that affects the applicant's ability to participate in the program.*

(10) *The commission shall adopt rules to implement this section.*

Section 4. Section 516.43, Florida Statutes, is created to read:

516.43 *Requirements for program loans.—*

(1) **REQUIREMENTS.**—*A program licensee shall comply with each of the following requirements in making program loans:*

(a) *A program loan must be unsecured.*

(b) *A program loan must have a term of:*

1. *At least 120 days, but not more than 60 months, for a loan with a principal balance upon origination of at least \$300, but not more than \$3,000.*

2. *At least 12 months, but not more than 60 months, for a loan with a principal balance upon origination of more than \$3,000.*

(c) *A borrower may not receive a program loan for a principal balance exceeding \$5,000 unless:*

1. *The borrower has paid in full the outstanding principal, interest, and fees on a program loan;*

2. *The borrower's credit score increased from the time of application for the borrower's first consummated program loan; and*

3. *The borrower was never delinquent for more than 7 days on the program loan.*

(d) *A program loan must not impose a prepayment penalty. A program loan must be repayable by the borrower in substantially equal, periodic installments, except that the final payment may be less than the amount of the prior installments. Installments must be due every 2 weeks, semimonthly, or monthly.*

(e) *A program loan must include a borrower's right to rescind the program loan by notifying the program licensee of the borrower's intent to rescind the program loan and returning the principal advanced by the end of the business day after the day the program loan is consummated.*

(f) *Notwithstanding s. 516.031, the maximum annual interest rate charged on a program loan to the borrower, which must be fixed for the duration of the program loan, is 36 percent on that portion of the unpaid principal balance up to and including \$3,000, 30 percent on that portion of the unpaid principal balance exceeding \$3,000 and up to and including \$4,000, and 24 percent on that portion of the unpaid principal balance exceeding \$4,000 and up to and including \$7,500. The original principal amount of the program loan is equal to the amount financed as defined by the federal Truth in Lending Act and Regulation Z of the Board of Governors of the Federal Reserve System. In determining compliance with the maximum annual interest rates in this paragraph,*

the computations used must be simple interest through the application of a daily periodic rate to the actual unpaid principal balance each day and may not be added-on interest or any other computations.

(g) *If two or more interest rates are applied to the principal amount of a program loan, the program licensee may charge, contract for, and receive interest at that single annual percentage rate that, if applied according to the actuarial method to each of the scheduled periodic balances of principal, would produce at maturity the same total amount of interest as would result from the application of the two or more rates otherwise permitted, based upon the assumption that all payments are made as agreed.*

(h) *The program licensee shall reduce the interest rates specified in paragraph (f) on each subsequent program loan to the same borrower by a minimum of 1 percent, up to a maximum of 6 percent, if all of the following conditions are met:*

1. *The subsequent program loan is originated within 180 days after the prior program loan is fully repaid.*

2. *The borrower was never more than 15 days delinquent on the prior program loan.*

3. *The prior program loan was outstanding for at least one-half of its original term before its repayment.*

(i) *The program licensee may not permit any person to become obligated to the program licensee, directly or contingently, or both, under more than one program loan from the program licensee at the same time.*

(j) *The program licensee may not refinance a program loan unless all of the following conditions are met at the time the borrower submits an application to refinance:*

1. *The principal amount payable may not include more than 60 days' unpaid interest accrued on the previous program loan pursuant to s. 516.031(5).*

2. *For a program loan with an original term up to and including 25 months, the borrower has repaid at least 60 percent of the outstanding principal remaining on his or her existing program loan.*

3. *For a program loan with an original term of more than 25 months, but not more than 60 months, the borrower has made current payments for at least 9 months on his or her existing program loan.*

4. *The borrower is current on payments for his or her existing program loan.*

5. *The program licensee must underwrite the new program loan in accordance with subsection (8).*

(k) *In lieu of the provisions of s. 687.08, the program licensee or, if applicable, its approved access partner shall make available to the borrower by electronic or physical means a plain and complete receipt of payment at the time that a payment is made by the borrower. For audit purposes, the program licensee must maintain an electronic record for each receipt made available to a borrower, which must include a copy of the receipt and the date and time that the receipt was generated. Each receipt made available to the borrower must show all of the following:*

1. *The name of the borrower.*

2. *The name of the access partner, if applicable.*

3. *The total payment amount received.*

4. *The date of payment.*

5. *The program loan balance before and after application of the payment.*

6. *The amount of the payment that was applied to the principal, interest, and fees.*

7. *The type of payment made by the borrower.*

8. *The following statement, prominently displayed in a type size equal to or larger than the type size used to display the other items on the*

receipt: "If you have any questions about your loan now or in the future, you should direct those questions to ... (name of program licensee) ... by ... (at least two different ways in which a borrower may contact the program licensee) ..."

(2) **WRITTEN DISCLOSURES AND STATEMENTS.—**

(a) Notwithstanding s. 516.15(1), the loan contract and all written disclosures and statements may be provided by a program licensee to a borrower in English or in the language in which the loan is negotiated.

(b) The program licensee shall provide to a borrower all the statements required of licensees under s. 516.15.

(3) **ORIGINATION FEES.—**Notwithstanding s. 516.031, a program licensee may:

(a) Contract for and receive an origination fee from a borrower on a program loan. The program licensee may either deduct the origination fee from the principal amount of the loan disbursed to the borrower or capitalize the origination fee into the principal balance of the loan. The origination fee is fully earned and nonrefundable immediately upon the making of the program loan and may not exceed the lesser of 6 percent of the principal amount of the program loan made to the borrower, exclusive of the origination fee, or \$90.

(b) Not charge a borrower an origination fee more than twice in any 12-month period.

(4) **INSUFFICIENT FUNDS FEES AND DELINQUENCY CHARGES.—**A program licensee may:

(a) Notwithstanding s. 516.031, require payment from a borrower of no more than \$20 for fees incurred by the program licensee from a dishonored payment due to insufficient funds of the borrower.

(b) Notwithstanding s. 516.031(3)(a)9., contract for and receive a delinquency charge for each payment in default for at least 7 days if the charge is agreed upon, in writing, between the program licensee and the borrower before it is imposed. Delinquency charges may be imposed as follows:

1. For payments due monthly, the delinquency charge for a payment in default may not exceed \$15.

2. For payments due semimonthly, the delinquency charge for a payment in default may not exceed \$7.50.

3. For payments due every 2 weeks, the delinquency charge for a payment in default may not exceed \$7.50 if two payments are due within the same calendar month, and may not exceed \$5 if three payments are due within the same calendar month.

The program licensee, or any wholly owned subsidiary of the program licensee, may not sell or assign an unpaid debt to a third party for collection purposes unless the debt has been delinquent for at least 30 days.

(5) **ADDITIONAL FEES PROHIBITED.—**Notwithstanding any fees authorized in this chapter, a program licensee may not charge a borrower any fees other than those authorized in subsections (3) and (4) for a program loan.

(6) **CREDIT EDUCATION.—**Before disbursement of program loan proceeds to the borrower, the program licensee must:

(a) Direct the borrower to the consumer credit counseling services offered by an independent third party; or

(b) Provide a credit education program or seminar to the borrower. The borrower is not required to participate in such education program or seminar. A credit education program or seminar offered pursuant to this paragraph must be provided at no cost to the borrower.

(7) **CREDIT REPORTING.—**

(a) The program licensee shall report each borrower's payment performance to at least one consumer reporting agency.

(b) The office may not approve an applicant for the program license before the applicant has been accepted as a data furnisher by a consumer reporting agency.

(c) The program licensee shall provide each borrower with the name or names of the consumer reporting agency or agencies to which it will report the borrower's payment history.

(8) **PROGRAM LOAN UNDERWRITING.—**

(a) The program licensee must underwrite each program loan to determine a borrower's ability and willingness to repay the program loan pursuant to the program loan terms. The program licensee may not make a program loan if it determines that the borrower's total monthly debt service payments at the time of origination, including the program loan for which the borrower is being considered and all outstanding forms of credit that can be independently verified by the program licensee, exceed 50 percent of the borrower's gross monthly income for a loan of not more than \$3,000, or exceed 36 percent of the borrower's gross monthly income for a loan of more than \$3,000.

(b)1. The program licensee must seek information and documentation pertaining to all of a borrower's outstanding debt obligations during the loan application and underwriting process, including loans that are self-reported by the borrower but not available through independent verification. The program licensee must verify such information using a credit report from at least one consumer reporting agency or through other available electronic debt verification services that provide reliable evidence of a borrower's outstanding debt obligations.

2. The program licensee is not required to consider loans made to a borrower by friends or family in determining the borrower's debt-to-income ratio.

(c) The program licensee must verify the borrower's income to determine the debt-to-income ratio using information from:

1. Electronic means or services that provide reliable evidence of the borrower's actual income; or

2. The Internal Revenue Service Form W-2, tax returns, payroll receipts, bank statements, or other third-party documents that provide reasonably reliable evidence of the borrower's actual income.

(9) **WAIVERS.—**

(a) A program licensee may not require, as a condition of providing the program loan, that the borrower:

1. Waive any right, penalty, remedy, forum, or procedure provided for in any law applicable to the program loan, including the right to file and pursue a civil action or file a complaint with or otherwise communicate with the office, a court, or any other governmental entity.

2. Agree to the application of laws other than those of this state.

3. Agree to resolve disputes in a jurisdiction outside of this state.

(b) A waiver that is required as a condition of doing business with the program licensee is presumed involuntary, unconscionable, against public policy, and unenforceable.

(c) A program licensee may not refuse to do business with or discriminate against a borrower or an applicant on the basis of the borrower's or applicant's refusal to waive any right, penalty, remedy, forum, or procedure, including the right to file and pursue a civil action or complaint with, or otherwise communicate with, the office, a court, or any other governmental entity. The exercise of a person's right to refuse to waive any right, penalty, remedy, forum, or procedure, including a rejection of a contract requiring a waiver, does not affect any otherwise legal terms of a contract or an agreement.

(d) This subsection does not apply to any agreement to waive any right, penalty, remedy, forum, or procedure, including any agreement to arbitrate a claim or dispute after a claim or dispute has arisen. This subsection does not affect the enforceability or validity of any other provision of the contract.

Section 5. Section 516.44, Florida Statutes, is created to read:

516.44 Access partners.—

(1) **ACCESS PARTNER AGREEMENT.**—All arrangements between a program licensee and an access partner must be specified in a written access partner agreement between the parties. The agreement must contain the following provisions:

(a) The access partner agrees to comply with this section and all rules adopted under this section regarding the activities of access partners.

(b) The office has access to the access partner's books and records pertaining to the access partner's operations under the agreement with the program licensee in accordance with s. 516.45(3) and may examine the access partner pursuant to s. 516.45.

(2) **AUTHORIZED SERVICES.**—A program licensee may use the services of one or more access partners as provided in this section. An access partner may perform one or more of the following services from its physical business location for the program licensee:

(a) Distributing, circulating, using, or publishing printed brochures, flyers, fact sheets, or other written materials relating to program loans that the program licensee may make or negotiate. The written materials must be reviewed and approved in writing by the program licensee before being distributed, circulated, used, or published.

(b) Providing written factual information about program loan terms, conditions, or qualification requirements to a prospective borrower which has been prepared by the program licensee or reviewed and approved in writing by the program licensee. An access partner may discuss the information with a prospective borrower in general terms.

(c) Notifying a prospective borrower of the information needed in order to complete a program loan application.

(d) Entering information provided by the prospective borrower on the program licensee's preprinted or electronic application form or in the program licensee's preformatted computer database.

(e) Assembling credit applications and other materials obtained in the course of a credit application transaction for submission to the program licensee.

(f) Contacting the program licensee to determine the status of a program loan application.

(g) Communicating a response that is returned by the program licensee's automated underwriting system to a borrower or a prospective borrower.

(h) Obtaining a borrower's signature on documents prepared by the program licensee and delivering final copies of the documents to the borrower.

(i) Disbursing program loan proceeds to a borrower if this method of disbursement is acceptable to the borrower, subject to the requirements of subsection (3). A loan disbursement made by an access partner under this paragraph is deemed to be made by the program licensee on the date that the funds are disbursed or otherwise made available by the access partner to the borrower.

(j) Receiving a program loan payment from the borrower if this method of payment is acceptable to the borrower, subject to the requirements of subsection (3).

(k) Operating an electronic access point through which a prospective borrower may directly access the website of the program licensee to apply for a program loan.

(3) **RECEIPT OR DISBURSEMENT OF PROGRAM LOAN PAYMENTS.**—

(a) A loan payment made by a borrower to an access partner under paragraph (2)(j) must be applied to the borrower's program loan and deemed received by the program licensee as of the date on which the payment is received by the access partner.

(b) An access partner that receives a loan payment from a borrower must deliver or cause to be delivered to the borrower a plain and com-

plete receipt showing all of the information specified in s. 516.43(1)(k) at the time that the payment is made by the borrower.

(c) A borrower who submits a loan payment to an access partner under this subsection is not liable for a failure or delay by the access partner in transmitting the payment to the program licensee.

(d) An access partner that disburses or receives loan payments pursuant to paragraph (2)(i) or paragraph (2)(j) must maintain records of all disbursements made and loan payments received for at least 2 years.

(4) **PROHIBITED ACTIVITIES.**—An access partner may not:

(a) Provide counseling or advice to a borrower or prospective borrower with respect to any loan term.

(b) Provide loan-related marketing material that has not previously been approved by the program licensee to a borrower or a prospective borrower.

(c) Negotiate a loan term between a program licensee and a prospective borrower.

(d) Offer information pertaining to a single prospective borrower to more than one program licensee. However, if a program licensee has declined to offer a program loan to a prospective borrower and has so notified the prospective borrower in writing, the access partner may then offer information pertaining to that borrower to another program licensee with whom it has an access partner agreement.

(e) Except for the purpose of assisting a borrower in obtaining a re-finance program loan, offer information pertaining to a prospective borrower to any program licensee if the prospective borrower has an outstanding program loan.

(f) Charge a borrower any fee for a program loan.

(g) Perform in-person marketing of the program at a public food service establishment, as defined in s. 509.013(5), or at a place where alcoholic beverages, as defined in s. 561.01(4), are served for consumption.

(h) Perform in-person marketing of the program at a location at which the primary purpose is the sale of liquor, as defined in s. 565.01.

(5) **DISCLOSURE STATEMENTS.**—

(a) At the time that the access partner receives or processes an application for a program loan, the access partner shall provide the following statement to the applicant on behalf of the program licensee, in at least 10-point type, and shall request that the applicant acknowledge receipt of the statement in writing:

Your loan application has been referred to us by ... (name of access partner) We may pay a fee to ... (name of access partner) ... for the successful referral of your loan application. If you are approved for the loan, ... (name of program licensee) ... will become your lender. If you have any questions about your loan, now or in the future, you should direct those questions to ... (name of program licensee) ... by ... (insert at least two different ways in which a borrower may contact the program licensee) If you wish to report a complaint about ... (name of access partner) ... OR ... (name of program licensee) ... regarding this loan transaction, you may contact the Division of Consumer Finance of the Office of Financial Regulation at 850-487-9687 or <http://www.flofr.com>.

(b) If the loan applicant has questions about the program loan which the access partner is not permitted to answer, the access partner must make a good faith effort to assist the applicant in making direct contact with the program licensee before the program loan is consummated.

(6) **COMPENSATION.**—

(a) The program licensee may compensate an access partner in accordance with a written agreement and a compensation schedule that is agreed to by the program licensee and the access partner, subject to the requirements in paragraph (b).

(b) *The compensation of an access partner by a program licensee is subject to the following requirements:*

1. *Compensation may not be paid to an access partner in connection with a loan application unless the program loan is consummated.*

2. *The access partner's location for services and other information required in subsection (7) must be reported to the office.*

3. *Compensation paid by the program licensee to the access partner may not exceed \$65 per program loan, on average, plus \$2 per payment received by the access partner on behalf of the program licensee for the duration of the program loan, and may not be charged directly to the borrower.*

(7) **NOTICE TO OFFICE.**—*A program licensee that uses the service of an access partner must notify the office, in a form and manner prescribed by commission rule, within 15 days after entering into a contract with an access partner and before using such access partner's services, regarding all of the following:*

(a) *The name, principal office address, and any licensing details of the access partner and addresses of all physical business locations at which the access partner will perform services under this section.*

(b) *The name and contact information for an employee of the access partner who is knowledgeable about, and has the authority to execute, the access partner agreement.*

(c) *The name and contact information of all employees of the access partner who are responsible for that access partner's referring activities on behalf of the program licensee.*

(d) *A statement by the program licensee that it has conducted due diligence with respect to the access partner and has confirmed that none of the following apply:*

1. *The filing of a petition under the United States Bankruptcy Code for bankruptcy or reorganization by the access partner.*

2. *The commencement of an administrative or a judicial license suspension or revocation proceeding, or the denial of a license request or renewal, by any state, the District of Columbia, any United States territory, or any foreign country in which the access partner operates, plans to operate, or is licensed to operate.*

3. *A felony indictment involving the access partner or an affiliated party.*

4. *The felony conviction, guilty plea, or plea of nolo contendere, regardless of adjudication, of the access partner or an affiliated party.*

5. *Any suspected criminal act perpetrated in this state relating to activities regulated under this chapter by the access partner.*

6. *Notification by a law enforcement or prosecutorial agency that the access partner is under criminal investigation, including, but not limited to, subpoenas to produce records or testimony and warrants issued by a court of competent jurisdiction which authorize the search and seizure of any records relating to a business activity regulated under this chapter.*

As used in this paragraph, the term "affiliated party" means a director, officer, control person, employee, or foreign affiliate of an access partner; or a person who has a controlling interest in an access partner.

(e) *Any other information requested by the office, subject to the limitations specified in s. 516.45(3).*

(8) **NOTICE OF CHANGES.**—*An access partner must provide the program licensee and the office with a written notice sent by registered mail within 30 days after any change is made to the information specified in paragraphs (7)(a)-(c) and within 30 days after the occurrence or knowledge of any of the events specified in paragraph (7)(d).*

(9) **RESPONSIBILITY FOR ACTS OF AN ACCESS PARTNER.**—*A program licensee is responsible for any act of its access partner or the access partner's employees if such act is a violation of this chapter.*

(10) **RULEMAKING.**—*The commission shall adopt rules to implement this section.*

Section 6. Section 516.45, Florida Statutes, is created to read:

516.45 Examinations, investigations, and grounds for disciplinary action.—

(1) *Notwithstanding any other law, the office shall examine each program licensee that is accepted into the program in accordance with this chapter.*

(2) *Notwithstanding subsection (1), the office may waive one or more branch office examinations if the office finds that such examinations are not necessary for the protection of the public due to the centralized operations of the program licensee or other factors acceptable to the office.*

(3) *The scope of any investigation or examination of a program licensee or access partner must be limited to those books, accounts, records, documents, materials, and matters reasonably necessary to determine compliance with this chapter.*

(4) *A program licensee who violates any applicable provision of this chapter is subject to disciplinary action pursuant to s. 516.07(2). Any such disciplinary action is subject to s. 120.60. The program licensee is also subject to disciplinary action for a violation of s. 516.44 committed by any of its access partners or the access partner's employees.*

(5) *The office may take any of the following actions against an access partner who violates s. 516.44:*

(a) *Bar the access partner from performing services under this chapter.*

(b) *Bar the access partner from performing services at one or more of its specific locations.*

(c) *Impose an administrative fine on the access partner not to exceed \$5,000 in a calendar year for violations of s. 516.44.*

(6) *The commission shall adopt rules to implement this section.*

Section 7. Section 516.46, Florida Statutes, is created to read:

516.46 Annual reports by program licensees and the office.—

(1) *By March 15, 2021, and each year thereafter, a program licensee shall file a report with the office on a form and in a manner prescribed by commission rule. The report must include each of the items specified in subsection (2) for the preceding year using aggregated or anonymized data without reference to any borrower's nonpublic personal information or any program licensee's or access partner's proprietary or trade secret information.*

(2) *By January 1, 2022, and each year thereafter, the office shall post a report on its website summarizing the use of the program based on the information contained in the reports filed in the preceding year by program licensees under subsection (1). The office's report must publish the information in the aggregate so as not to identify data by any specific program licensee. The report must specify the period to which the report corresponds and must include, but is not limited to, the following for that period:*

(a) *The number of applicants approved for a program license by the office.*

(b) *The number of program loan applications received by program licensees, the number of program loans made under the program, the total amount loaned, the distribution of loan lengths upon origination, and the distribution of interest rates and principal amounts upon origination among those program loans.*

(c) *The number of borrowers who obtained more than one program loan and the distribution of the number of program loans per borrower.*

(d) *Of those borrowers who obtained more than one program loan and had a credit score by the time of their subsequent loan, the percentage of those borrowers whose credit scores increased between successive loans, based on information from at least one major credit bureau, and*

the average size of the increase. In each case, the report must include the name of the credit score, such as FICO or VantageScore, which the program licensee is required to disclose.

(e) The income distribution of borrowers upon program loan origination, including the number of borrowers who obtained at least one program loan and who resided in a low-income or moderate-income census tract at the time of their loan applications.

(f) The number of borrowers who obtained program loans for the following purposes, based on the borrowers' responses at the time of their loan applications indicating the primary purpose for which the program loans were obtained:

1. To pay medical expenses.
2. To pay for vehicle repair or a vehicle purchase.
3. To pay bills.
4. To consolidate debt.
5. To build or repair credit history.
6. To finance a small business.
7. To pay other expenses.

(g) The number of borrowers who self-report that they had a bank account at the time of their loan application and the number of borrowers who self-report that they did not have a bank account at the time of their loan application.

(h) For refinance program loans:

1. The number and percentage of borrowers who applied for a refinance program loan.
2. Of those borrowers who applied for a refinance program loan, the number and percentage of borrowers who obtained a refinance program loan.

(i) The performance of program loans as reflected by all of the following:

1. The number and percentage of borrowers who experienced at least one delinquency lasting between 7 and 29 days and the distribution of principal loan amounts corresponding to those delinquencies.
2. The number and percentage of borrowers who experienced at least one delinquency lasting between 30 and 59 days and the distribution of principal loan amounts corresponding to those delinquencies.
3. The number and percentage of borrowers who experienced at least one delinquency lasting 60 days or more and the distribution of principal loan amounts corresponding to those delinquencies.

(3) The commission shall adopt rules to implement this section.

Section 8. Sections 516.405-516.46, Florida Statutes, as created by this act, are repealed on July 1, 2029.

Section 9. For the 2019-2020 fiscal year, the sums of \$262,125 in recurring funds and \$140,000 in nonrecurring funds from the Regulatory Trust Fund are appropriated to the Office of Financial Regulation of the Financial Services Commission, and four full-time equivalent positions with associated salary rate of 173,881 are authorized, to implement this act.

Section 10. This act shall take effect January 1, 2020.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to consumer finance loans; creating s. 516.405, F.S.; creating the Access to Responsible Credit Pilot Program within the Office of Financial Regulation; providing legislative intent; creating s. 516.41, F.S.; providing definitions; creating s. 516.42, F.S.; requiring persons to obtain a program license from the office for certain actions relating to program loans; providing licensure requirements; requiring

a program licensee's program branch offices to be licensed; providing program branch office license and license renewal requirements; providing circumstances under which the office may deny initial and renewal applications; requiring the Financial Services Commission to adopt rules; creating s. 516.43, F.S.; providing requirements for program licensees, program loans, interest rates, program loan refinancing, receipts, disclosures and statements provided by program licensees to borrowers, origination fees, insufficient funds fees, and delinquency charges; prohibiting program licensees from charging borrowers any fees other than as specified; requiring program licensees to provide certain credit education information to borrowers and to report payment performance of borrowers to a consumer reporting agency; prohibiting the office from approving a program licensee applicant before the applicant has been accepted as a data furnisher by a consumer reporting agency; requiring program licensees to underwrite program loans; prohibiting program licensees from making program loans under certain circumstances; requiring program licensees to seek certain information and documentation; prohibiting program licensees from requiring certain waivers from borrowers; providing applicability; creating s. 516.44, F.S.; requiring all arrangements between program licensees and access partners to be specified in written access partner agreements; providing requirements for such agreements; specifying access partner services which may be used by program licensees; specifying procedures for borrowers' payment receipts or access partners' disbursements of program loans; providing recordkeeping requirements; prohibiting certain activities by access partners; providing disclosure statement requirements; authorizing a program licensee to compensate an access partner; providing requirements relating to compensation paid to access partners; requiring program licensees to provide the office with a specified notice after contracting with, and before using the services of, access partners; defining the term "affiliated party"; requiring access partners to provide program licensees and the office with a certain written notice within a specified time; providing that program licensees are responsible for acts of their access partners and access partners' employees; requiring the commission to adopt rules; creating s. 516.45, F.S.; requiring the office to examine program licensees; providing an exception; limiting the scope of certain examinations and investigations; authorizing the office to take certain disciplinary action against program licensees and access partners; requiring the commission to adopt rules; creating s. 516.46, F.S.; requiring program licensees to file an annual report with the office beginning on a specified date; requiring the office to post an annual report on its website by a specified date; specifying information to be contained in the reports; requiring the commission to adopt rules; providing for future repeal of the program; providing an appropriation; providing an effective date.

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 (709992) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 516.405, Florida Statutes, is created to read:

516.405 *Access to Responsible Credit Pilot Program.*—

(1) *The Access to Responsible Credit Pilot Program is created within the Office of Financial Regulation to allow more Floridians to obtain responsible consumer finance loans in principal amounts of at least \$300 but not more than \$7,500.*

(2) *The pilot program is intended to assist consumers in building their credit and to provide additional consumer protections for these loans that exceed current protections under general law.*

Section 2. Section 516.41, Florida Statutes, is created to read:

516.41 *Definitions.*—As used in ss. 516.405-516.46, the term:

(1) *"Access partner" means an entity that, at one or more physical business locations owned or rented by the entity, performs one or more of the services authorized in s. 516.44(2) on behalf of a program licensee. The term does not include a credit service organization as defined in s. 817.7001 or a loan broker as defined in s. 687.14.*

(2) “Consumer reporting agency” has the same meaning as the term “consumer reporting agency that compiles and maintains files on consumers on a nationwide basis” in the Fair Credit Reporting Act, 15 U.S.C. s. 1681a(p).

(3) “Credit score” has the same meaning as in the Fair Credit Reporting Act, 15 U.S.C. s. 1681g(f)(2)(A).

(4) “Data furnisher” has the same meaning as the term “furnisher” in 12 C.F.R. s. 1022.41(c).

(5) “Pilot program” or “program” means the Access to Responsible Credit Pilot Program.

(6) “Pilot program license” or “program license” means a license issued under ss. 516.405-516.46 authorizing a program licensee to make and collect program loans.

(7) “Program branch office license” means a license issued under the program for each location, other than a program licensee’s or access partner’s principal place of business:

(a) The address of which appears on business cards, stationery, or advertising used by the program licensee in connection with business conducted under this chapter;

(b) At which the program licensee’s name, advertising or promotional materials, or signage suggests that program loans are originated, negotiated, funded, or serviced by the program licensee; or

(c) At which program loans are originated, negotiated, funded, or serviced by the program licensee.

(8) “Program licensee” means a person who is licensed to make and collect loans under this chapter and who is approved by the office to participate in the program.

(9) “Program loan” means a consumer finance loan with a principal amount of at least \$300, but not more than \$7,500, originated pursuant to ss. 516.405-516.46, excluding the amount of the origination fee authorized under s. 516.43(3).

(10) “Refinance program loan” means a program loan that extends additional principal to a borrower and replaces and revises an existing program loan contract with the borrower. A refinance program loan does not include an extension, a deferral, or a rewrite of the program loan.

Section 3. Section 516.42, Florida Statutes, is created to read:

516.42 Requirements for program participation; program application requirements.—

(1) A person may not advertise, offer, or make a program loan, or impose any charges or fees pursuant to s. 516.43, unless the person obtains a pilot program license from the office.

(2) In order to obtain a pilot program license, a person must:

(a)1. Be licensed to make and collect consumer finance loans under s. 516.05; or

2. Submit the application for the license required in s. 516.03 concurrently with the application for the program license. The application required by s. 516.03 must be approved and the license under that section must be issued in order to obtain the program license.

(b) Be accepted as a data furnisher by a consumer reporting agency.

(c) Demonstrate financial responsibility, experience, character, or general fitness, such as to command the confidence of the public and to warrant the belief that the business operated at the licensed or proposed location is lawful, honest, fair, efficient, and within the purposes of this chapter.

(d) Not be subject to the issuance of a cease and desist order; the issuance of a removal order; the denial, suspension, or revocation of a license; or any other action within the authority of the office, any financial regulatory agency in this state, or any other state or federal

regulatory agency that affects the ability of such person to participate in the program.

(3)(a) A program applicant must file with the office a digital application in a form and manner prescribed by commission rule which contains all of the following information with respect to the applicant:

1. The legal business name and any other name under which the applicant operates.

2. The applicant’s main address.

3. The applicant’s telephone number and e-mail address.

4. The address of each program branch office.

5. The name, title, address, telephone number, and e-mail address of the applicant’s contact person.

6. The license number, if the applicant is licensed under s. 516.05.

7. A statement as to whether the applicant intends to use the services of one or more access partners under s. 516.44.

8. A statement that the applicant has been accepted as a data furnisher by a consumer reporting agency and will report to a consumer reporting agency the payment performance of each borrower on all program loans.

9. The signature and certification of an authorized person of the applicant.

(b) A person who desires to participate in the program but who is not licensed to make consumer finance loans pursuant to s. 516.05 must concurrently submit the following digital applications in a form and manner specified in this chapter to the office:

1. An application pursuant to s. 516.03 for licensure to make consumer finance loans.

2. An application for admission to the program in accordance with paragraph (a).

(4) Except as otherwise provided in ss. 516.405-516.46, a program licensee is subject to all the laws and rules governing consumer finance loans under this chapter. A program license must be renewed biennially.

(5) Notwithstanding s. 516.05(3), only one program license is required for a person to make program loans under ss. 516.405-516.46, regardless of whether the program licensee offers program loans to prospective borrowers at its own physical business locations, through access partners, or via an electronic access point through which a prospective borrower may directly access the website of the program licensee.

(6) Each branch office of a program licensee must be licensed under this section.

(7) The office shall issue a program branch office license to a program licensee after the office determines that the program licensee has submitted a completed electronic application for a program branch office license in a form prescribed by commission rule. The program branch office license must be issued in the name of the program licensee that maintains the branch office. An application is considered received for purposes of s. 120.60 upon receipt of a completed application form. The application for a program branch office license must contain the following information:

(a) The legal business name and any other name under which the applicant operates.

(b) The applicant’s main address.

(c) The applicant’s telephone number and e-mail address.

(d) The address of each program branch office.

(e) The name, title, address, telephone number, and e-mail address of the applicant’s contact person.

(f) *The applicant's license number, if the applicant is licensed under this chapter.*

(g) *The signature and certification of an authorized person of the applicant.*

(8) *Except as provided in subsection (9), a program branch office license must be renewed biennially at the time of renewing the program license.*

(9) *Notwithstanding subsection (7), the office may deny an initial or renewal application for a program license or program branch office license if the applicant or any person with power to direct the management or policies of the applicant's business:*

(a) *Fails to demonstrate financial responsibility, experience, character, or general fitness, such as to command the confidence of the public and to warrant the belief that the business operated at the licensed or proposed location is lawful, honest, fair, efficient, and within the purposes of this chapter.*

(b) *Pled nolo contendere to, or was convicted or found guilty of, a crime involving fraud, dishonest dealing, or any act of moral turpitude, regardless of whether adjudication was withheld.*

(c) *Is subject to the issuance of a cease and desist order; the issuance of a removal order; the denial, suspension, or revocation of a license; or any other action within the authority of the office, any financial regulatory agency in this state, or any other state or federal regulatory agency that affects the applicant's ability to participate in the program.*

(10) *The commission shall adopt rules to implement this section.*

Section 4. Section 516.43, Florida Statutes, is created to read:

516.43 *Requirements for program loans.—*

(1) *REQUIREMENTS.—A program licensee shall comply with each of the following requirements in making program loans:*

(a) *A program loan must be unsecured.*

(b) *A program loan must have:*

1. *A term of at least 120 days, but not more than 36 months, for a loan with a principal balance upon origination of at least \$300, but not more than \$3,000.*

2. *A term of at least 12 months, but not more than 60 months, for a loan with a principal balance upon origination of more than \$3,000.*

(c) *A borrower may not receive a program loan for a principal balance exceeding \$5,000 unless:*

1. *The borrower has paid in full the outstanding principal, interest, and fees on a previous program loan;*

2. *The borrower's credit score increased from the time of application for the borrower's first consummated program loan; and*

3. *The borrower was never delinquent for more than 7 days on a previous program loan.*

(d) *A program loan may not impose a prepayment penalty. A program loan must be repayable by the borrower in substantially equal, periodic installments, except that the final payment may be less than the amount of the prior installments. Installments must be due either every 2 weeks, semimonthly, or monthly.*

(e) *A program loan must include a borrower's right to rescind the program loan by notifying the program licensee of the borrower's intent to rescind the program loan and returning the principal advanced by the end of the business day after the day the program loan is consummated.*

(f) *Notwithstanding s. 516.031, the maximum annual interest rate charged on a program loan to the borrower, which must be fixed for the duration of the program loan, is 36 percent on that portion of the unpaid principal balance up to and including \$3,000; 30 percent on that portion of the unpaid principal balance exceeding \$3,000 and up to and including \$4,000; and 24 percent on that portion of the unpaid principal*

balance exceeding \$4,000 and up to and including \$7,500. The original principal amount of the program loan is equal to the amount financed as defined by the federal Truth in Lending Act and Regulation Z of the Board of Governors of the Federal Reserve System. In determining compliance with the maximum annual interest rates in this paragraph, the computations used must be simple interest through the application of a daily periodic rate to the actual unpaid principal balance each day and may not be added-on interest or any other computations.

(g) *If two or more interest rates are applied to the principal amount of a program loan, the program licensee may charge, contract for, and receive interest at that single annual percentage rate that, if applied according to the actuarial method to each of the scheduled periodic balances of principal, would produce at maturity the same total amount of interest as would result from the application of the two or more rates otherwise permitted, based upon the assumption that all payments are made as agreed.*

(h) *The program licensee shall reduce the interest rates specified in paragraph (f) on each subsequent program loan to the same borrower by a minimum of 1 percent, up to a maximum of 6 percent, if all of the following conditions are met:*

1. *The subsequent program loan is originated within 180 days after the prior program loan is fully repaid.*

2. *The borrower was never more than 15 days delinquent on the prior program loan.*

3. *The prior program loan was outstanding for at least one-half of its original term before its repayment.*

(i) *The program licensee may not induce or permit any person to become obligated to the program licensee, directly or contingently, or both, under more than one program loan at the same time with the program licensee.*

(j) *The program licensee may not refinance a program loan unless all of the following conditions are met at the time the borrower submits an application to refinance:*

1. *The principal amount payable may not include more than 60 days' unpaid interest accrued on the previous program loan pursuant to s. 516.031(5).*

2. *For a program loan with an original term up to and including 25 months, the borrower has repaid at least 60 percent of the outstanding principal remaining on his or her existing program loan.*

3. *For a program loan with an original term of more than 25 months, but not more than 60 months, the borrower has made current payments for at least 9 months on his or her existing program loan.*

4. *The borrower is current on payments for his or her existing program loan.*

5. *The program licensee must underwrite the new program loan in accordance with subsection (7).*

(k) *In lieu of the provisions of s. 687.08, the program licensee or, if applicable, its approved access partner shall make available to the borrower by electronic or physical means a plain and complete receipt of payment at the time that a payment is made by the borrower. For audit purposes, the program licensee must maintain an electronic record for each receipt made available to a borrower, which must include a copy of the receipt and the date and time that the receipt was generated. Each receipt made available to the borrower must show all of the following:*

1. *The name of the borrower.*

2. *The name of the access partner, if applicable.*

3. *The total payment amount received.*

4. *The date of payment.*

5. *The program loan balance before and after application of the payment.*

6. The amount of the payment that was applied to the principal, interest, and fees.

7. The type of payment made by the borrower.

8. The following statement, prominently displayed in a type size equal to or larger than the type size used to display the other items on the receipt: "If you have any questions about your loan now or in the future, you should direct those questions to _____ (name of program licensee) by _____ (at least two different ways in which a borrower may contact the program licensee)."

(2) WRITTEN DISCLOSURES AND STATEMENTS.—

(a) Notwithstanding s. 516.15(1), the loan contract and all written disclosures and statements may be provided by a program licensee to a borrower in English or in the language in which the loan is negotiated.

(b) The program licensee shall provide to a borrower all the statements required of licensees under s. 516.15.

(3) ORIGINATION FEES.—Notwithstanding s. 516.031, a program licensee may:

(a) Contract for and receive an origination fee from a borrower on a program loan. The program licensee may either deduct the origination fee from the principal amount of the loan disbursed to the borrower or capitalize the origination fee into the principal balance of the loan. The origination fee is fully earned and nonrefundable immediately upon the making of the program loan and may not exceed the lesser of 6 percent of the principal amount of the program loan made to the borrower, exclusive of the origination fee, or \$90.

(b) Not charge a borrower an origination fee more than twice in any 12-month period.

(4) INSUFFICIENT FUNDS FEES AND DELINQUENCY CHARGES.—A program licensee may:

(a) Notwithstanding s. 516.031, require payment from a borrower of no more than \$20 for fees incurred by the program licensee from a dishonored payment due to insufficient funds of the borrower.

(b) Notwithstanding s. 516.031(3)(a)9., contract for and receive a delinquency charge for each payment in default for at least 7 days if the charge is agreed upon, in writing, between the program licensee and the borrower before it is imposed. Delinquency charges may be imposed as follows:

1. For payments due monthly, the delinquency charge for a payment in default may not exceed \$15.

2. For payments due semimonthly, the delinquency charge for a payment in default may not exceed \$7.50.

3. For payments due every 2 weeks, the delinquency charge for a payment in default may not exceed \$7.50 if two payments are due within the same calendar month, and may not exceed \$5 if three payments are due within the same calendar month.

The program licensee, or any wholly owned subsidiary of the program licensee, may not sell or assign an unpaid debt to an independent third party for collection purposes unless the debt has been delinquent for at least 30 days.

(5) CREDIT EDUCATION.—Before disbursement of program loan proceeds to the borrower, the program licensee must:

(a) Direct the borrower to the consumer credit counseling services offered by an independent third party; or

(b) Provide a credit education program or seminar to the borrower. The borrower is not required to participate in such education program or seminar. A credit education program or seminar offered pursuant to this paragraph must be provided at no cost to the borrower.

(6) CREDIT REPORTING.—

(a) The program licensee shall report each borrower's payment performance to at least one consumer reporting agency.

(b) The office may not approve an applicant for the program license before the applicant has been accepted as a data furnisher by a consumer reporting agency.

(c) The program licensee shall provide each borrower with the name or names of the consumer reporting agency or agencies to which it will report the borrower's payment history.

(7) PROGRAM LOAN UNDERWRITING.—

(a) The program licensee must underwrite each program loan to determine a borrower's ability and willingness to repay the program loan pursuant to the program loan terms. The program licensee may not make a program loan if it determines that the borrower's total monthly debt service payments at the time of origination, including the program loan for which the borrower is being considered and all outstanding forms of credit that can be independently verified by the program licensee, exceed 50 percent of the borrower's gross monthly income for a loan of not more than \$3,000, or exceed 36 percent of the borrower's gross monthly income for a loan of more than \$3,000.

(b)1. The program licensee must seek information and documentation pertaining to all of a borrower's outstanding debt obligations during the loan application and underwriting process, including loans that are self-reported by the borrower but not available through independent verification. The program licensee must verify such information using a credit report from at least one consumer reporting agency or through other available electronic debt verification services that provide reliable evidence of a borrower's outstanding debt obligations.

2. The program licensee is not required to consider loans made to a borrower by friends or family in determining the borrower's debt-to-income ratio.

(c) The program licensee must verify the borrower's income to determine the debt-to-income ratio using information from:

1. Electronic means or services that provide reliable evidence of the borrower's actual income; or

2. The Internal Revenue Service Form W-2, tax returns, payroll receipts, bank statements, or other third-party documents that provide reasonably reliable evidence of the borrower's actual income.

(8) WAIVERS.—

(a) A program licensee may not require, as a condition of providing the program loan, that the borrower:

1. Waive any right, penalty, remedy, forum, or procedure provided for in any law applicable to the program loan, including the right to file and pursue a civil action or file a complaint with or otherwise communicate with the office, a court, or any other governmental entity.

2. Agree to the application of laws other than those of this state.

3. Agree to resolve disputes in a jurisdiction outside of this state.

(b) A waiver that is required as a condition of doing business with the program licensee is presumed involuntary, unconscionable, against public policy, and unenforceable.

(c) A program licensee may not refuse to do business with or discriminate against a borrower or an applicant on the basis of the borrower's or applicant's refusal to waive any right, penalty, remedy, forum, or procedure, including the right to file and pursue a civil action or complaint with, or otherwise communicate with, the office, a court, or any other governmental entity. The exercise of a person's right to refuse to waive any right, penalty, remedy, forum, or procedure, including a rejection of a contract requiring a waiver, does not affect any otherwise legal terms of a contract or an agreement.

(d) This subsection does not apply to any agreement to waive any right, penalty, remedy, forum, or procedure, including any agreement to arbitrate a claim or dispute after a claim or dispute has arisen. This subsection does not affect the enforceability or validity of any other provision of the contract.

Section 5. Section 516.44, Florida Statutes, is created to read:

516.44 Access partners.—

(1) **ACCESS PARTNER AGREEMENT.**—All arrangements between a program licensee and an access partner must be specified in a written access partner agreement between the parties. The agreement must contain the following provisions:

(a) The access partner agrees to comply with this section and all rules adopted under this section regarding the activities of access partners.

(b) The office has access to the access partner's books and records pertaining to the access partner's operations under the agreement with the program licensee in accordance with s. 516.45(3) and may examine the access partner pursuant to s. 516.45.

(2) **AUTHORIZED SERVICES.**—A program licensee may use the services of one or more access partners as provided in this section. An access partner may perform one or more of the following services from its physical business location for the program licensee:

(a) Distributing, circulating, using, or publishing printed brochures, flyers, fact sheets, or other written materials relating to program loans that the program licensee may make or negotiate. The written materials must be reviewed and approved in writing by the program licensee before being distributed, circulated, used, or published.

(b) Providing written factual information about program loan terms, conditions, or qualification requirements to a prospective borrower which has been prepared by the program licensee or reviewed and approved in writing by the program licensee. An access partner may discuss the information with a prospective borrower in general terms.

(c) Notifying a prospective borrower of the information needed in order to complete a program loan application.

(d) Entering information provided by the prospective borrower on a preprinted or an electronic application form or in a preformatted computer database.

(e) Assembling credit applications and other materials obtained in the course of a credit application transaction for submission to the program licensee.

(f) Contacting the program licensee to determine the status of a program loan application.

(g) Communicating a response that is returned by the program licensee's automated underwriting system to a borrower or a prospective borrower.

(h) Obtaining a borrower's signature on documents prepared by the program licensee and delivering final copies of the documents to the borrower.

(i) Disbursing program loan proceeds to a borrower if this method of disbursement is acceptable to the borrower, subject to the requirements of subsection (3). A loan disbursement made by an access partner under this paragraph is deemed to be made by the program licensee on the date that the funds are disbursed or otherwise made available by the access partner to the borrower.

(j) Receiving a program loan payment from the borrower if this method of payment is acceptable to the borrower, subject to the requirements of subsection (3).

(k) Operating an electronic access point through which a prospective borrower may directly access the website of the program licensee to apply for a program loan.

(3) **RECEIPT OR DISBURSEMENT OF PROGRAM LOAN PAYMENTS.**—

(a) A loan payment made by a borrower to an access partner under paragraph (2)(j) must be applied to the borrower's program loan and deemed received by the program licensee as of the date on which the payment is received by the access partner.

(b) An access partner that receives a loan payment from a borrower must deliver or cause to be delivered to the borrower a plain and com-

plete receipt showing all of the information specified in s. 516.43(1)(k) at the time that the payment is made by the borrower.

(c) A borrower who submits a loan payment to an access partner under this subsection is not liable for a failure or delay by the access partner in transmitting the payment to the program licensee.

(d) An access partner that disburses or receives loan payments pursuant to paragraph (2)(i) or paragraph (2)(j) must maintain records of all disbursements made and loan payments received for at least 2 years.

(4) **PROHIBITED ACTIVITIES.**—An access partner may not:

(a) Provide counseling or advice to a borrower or prospective borrower with respect to any loan term.

(b) Provide loan-related marketing material that has not previously been approved by the program licensee to a borrower or a prospective borrower.

(c) Negotiate a loan term between a program licensee and a prospective borrower.

(d) Offer information pertaining to a single prospective borrower to more than one program licensee. However, if a program licensee has declined to offer a program loan to a prospective borrower and has so notified the prospective borrower in writing, the access partner may then offer information pertaining to that borrower to another program licensee with whom it has an access partner agreement.

(e) Except for the purpose of assisting a borrower in obtaining a re-finance program loan, offer information pertaining to a prospective borrower to any program licensee if the prospective borrower has an outstanding program loan.

(f) Charge a borrower any fee for a program loan.

(g) Perform in-person marketing of the program at a public food service establishment as defined in s. 509.013(5), or at a place where alcoholic beverages, as defined in s. 561.01(4), are served for consumption.

(h) Perform in-person marketing of the program at a location at which the primary purpose is the sale of liquor, as defined in s. 565.01.

(5) **DISCLOSURE STATEMENTS.**—

(a) At the time that the access partner receives or processes an application for a program loan, the access partner shall provide the following statement to the applicant on behalf of the program licensee, in at least 10-point type, and shall request that the applicant acknowledge receipt of the statement in writing:

Your loan application has been referred to us by _____ (name of access partner). We may pay a fee to _____ (name of access partner) for the successful referral of your loan application. If you are approved for the loan, _____ (name of program licensee) will become your lender. If you have any questions about your loan, now or in the future, you should direct those questions to _____ (name of program licensee) by _____ (insert at least two different ways in which a borrower may contact the program licensee). If you wish to report a complaint about _____ (name of access partner) or _____ (name of program licensee) regarding this loan transaction, you may contact the Division of Consumer Finance of the Office of Financial Regulation at 850-487-9687 or <http://www.flofr.com>.

(b) If the loan applicant has questions about the program loan which the access partner is not permitted to answer, the access partner must make a good faith effort to assist the applicant in making direct contact with the program licensee before the program loan is consummated.

(6) **COMPENSATION.**—

(a) The program licensee may compensate an access partner in accordance with a written agreement and a compensation schedule that is agreed to by the program licensee and the access partner, subject to the requirements in paragraph (b).

(b) *The compensation of an access partner by a program licensee is subject to the following requirements:*

1. *Compensation may not be paid to an access partner in connection with a loan application unless the program loan is consummated.*

2. *The access partner's location for services and other information required in subsection (7) must be reported to the office.*

3. *Compensation paid by the program licensee to the access partner may not exceed \$65 per program loan, on average, plus \$2 per payment received by the access partner on behalf of the program licensee for the duration of the program loan, and may not be charged directly or indirectly to the borrower.*

(7) **NOTICE TO OFFICE.**—*A program licensee that uses the service of an access partner must notify the office, in a form and manner prescribed by commission rule, within 15 days after entering into a contract with an access partner regarding all of the following:*

(a) *The name, business address, and licensing details of the access partner and all locations at which the access partner will perform services under this section.*

(b) *The name and contact information for an employee of the access partner who is knowledgeable about, and has the authority to execute, the access partner agreement.*

(c) *The name and contact information of one or more employees of the access partner who are responsible for that access partner's referring activities on behalf of the program licensee.*

(d) *A statement by the program licensee that it has conducted due diligence with respect to the access partner and has confirmed that none of the following apply:*

1. *The filing of a petition under the United States Bankruptcy Code for bankruptcy or reorganization by the access partner.*

2. *The commencement of an administrative or a judicial license suspension or revocation proceeding, or the denial of a license request or renewal, by any state, the District of Columbia, any United States territory, or any foreign country in which the access partner operates, plans to operate, or is licensed to operate.*

3. *A felony indictment involving the access partner or an affiliated party.*

4. *The felony conviction, guilty plea, or plea of nolo contendere, regardless of adjudication, of the access partner or an affiliated party.*

5. *Any suspected criminal act perpetrated in this state relating to activities regulated under this chapter by the access partner.*

6. *Notification by a law enforcement or prosecutorial agency that the access partner is under criminal investigation, including, but not limited to, subpoenas to produce records or testimony and warrants issued by a court of competent jurisdiction which authorize the search and seizure of any records relating to a business activity regulated under this chapter.*

As used in this paragraph, the term "affiliated party" means a director, officer, control person, employee, or foreign affiliate of an access partner; or a person who has a controlling interest in an access partner.

(e) *Any other information requested by the office, subject to the limitations specified in s. 516.45(3).*

(8) **NOTICE OF CHANGES.**—*An access partner must provide the program licensee with a written notice sent by registered mail within 30 days after any change is made to the information specified in paragraphs (7)(a)-(c) and within 30 days after the occurrence or knowledge of any of the events specified in paragraph (7)(d).*

(9) **RESPONSIBILITY FOR ACTS OF AN ACCESS PARTNER.**—*A program licensee is responsible for any act of its access partner if such act is a violation of this chapter.*

(10) **RULEMAKING.**—*The commission shall adopt rules to implement this section.*

Section 6. Section 516.45, Florida Statutes, is created to read:

516.45 Examinations, investigations, and grounds for disciplinary action.—

(1) *Notwithstanding any other law, the office shall examine each program licensee that is accepted into the program in accordance with this chapter.*

(2) *Notwithstanding subsection (1), the office may waive one or more branch office examinations if the office finds that such examinations are not necessary for the protection of the public due to the centralized operations of the program licensee or other factors acceptable to the office.*

(3) *The scope of any investigation or examination of a program licensee or access partner must be limited to those books, accounts, records, documents, materials, and matters reasonably necessary to determine compliance with this chapter.*

(4) *A program licensee who violates any applicable provision of this chapter is subject to disciplinary action pursuant to s. 516.07(2). Any such disciplinary action is subject to s. 120.60. The program licensee is also subject to disciplinary action for a violation of s. 516.44 committed by any of its access partners.*

(5) *The office may take any of the following actions against an access partner who violates s. 516.44:*

(a) *Bar the access partner from performing services under this chapter.*

(b) *Bar the access partner from performing services at one or more of its specific locations.*

(c) *Impose an administrative fine on the access partner of up to \$5,000 in a calendar year.*

(6) *The commission shall adopt rules to implement this section.*

Section 7. Section 516.46, Florida Statutes, is created to read:

516.46 Annual reports by program licensees and the office.—

(1) *By March 15, 2021, and each year thereafter, a program licensee shall file a report with the office on a form and in a manner prescribed by commission rule. The report must include each of the items specified in subsection (2) for the preceding year using aggregated or anonymized data without reference to any borrower's nonpublic personal information or any program licensee's or access partner's proprietary or trade secret information.*

(2) *By January 1, 2022, and each year thereafter, the office shall post a report on its website summarizing the use of the program based on the information contained in the reports filed in the preceding year by program licensees under subsection (1). The office's report must publish the information in the aggregate so as not to identify data by any specific program licensee. The report must specify the period to which the report corresponds and must include, but is not limited to, the following for that period:*

(a) *The number of applicants approved for a program license by the office.*

(b) *The number of program loan applications received by program licensees, the number of program loans made under the program, the total amount loaned, the distribution of loan lengths upon origination, and the distribution of interest rates and principal amounts upon origination among those program loans.*

(c) *The number of borrowers who obtained more than one program loan and the distribution of the number of program loans per borrower.*

(d) *Of those borrowers who obtained more than one program loan and had a credit score by the time of their subsequent loan, the percentage of those borrowers whose credit scores increased between successive loans, based on information from at least one major credit bureau, and the average size of the increase. In each case, the report must include the name of the credit score, such as FICO or VantageScore, which the program licensee is required to disclose.*

(e) *The income distribution of borrowers upon program loan origination, including the number of borrowers who obtained at least one program loan and who resided in a low-income or moderate-income census tract at the time of their loan applications.*

(f) *The number of borrowers who obtained program loans for the following purposes, based on the borrowers' responses at the time of their loan applications indicating the primary purpose for which the program loans were obtained:*

1. *To pay medical expenses.*
2. *To pay for vehicle repair or a vehicle purchase.*
3. *To pay bills.*
4. *To consolidate debt.*
5. *To build or repair credit history.*
6. *To finance a small business.*
7. *To pay other expenses.*

(g) *The number of borrowers who self-report that they had a bank account at the time of their loan application and the number of borrowers who self-report that they did not have a bank account at the time of their loan application.*

(h) *For refinance program loans:*

1. *The number and percentage of borrowers who applied for a refinance program loan.*
2. *Of those borrowers who applied for a refinance program loan, the number and percentage of borrowers who obtained a refinance program loan.*

(i) *The performance of program loans as reflected by all of the following:*

1. *The number and percentage of borrowers who experienced at least one delinquency lasting between 7 and 29 days and the distribution of principal loan amounts corresponding to those delinquencies.*
2. *The number and percentage of borrowers who experienced at least one delinquency lasting between 30 and 59 days and the distribution of principal loan amounts corresponding to those delinquencies.*
3. *The number and percentage of borrowers who experienced at least one delinquency lasting 60 days or more and the distribution of principal loan amounts corresponding to those delinquencies.*

(3) *The commission shall adopt rules to implement this section.*

Section 8. *Sections 516.405-516.46, Florida Statutes, are repealed on July 1, 2029, unless reenacted or superseded by another law enacted by the Legislature before that date.*

Section 9. *For the 2019-2020 fiscal year, the sum of \$407,520 in nonrecurring funds from the Administrative Trust Fund is appropriated to the Office of Financial Regulation for the purpose of implementing this act.*

Section 10. This act shall take effect January 1, 2020.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to consumer finance loans; creating s. 516.405, F.S.; creating the Access to Responsible Credit Pilot Program within the Office of Financial Regulation; providing legislative intent; creating s. 516.41, F.S.; defining terms; creating s. 516.42, F.S.; requiring a program license from the office for certain actions relating to program loans; providing licensure requirements; requiring a program licensee's program branch offices to be licensed; providing program branch office license and license renewal requirements; providing circumstances under which the office may deny initial and renewal applications; requiring the Financial Services Commission to adopt rules; creating s. 516.43, F.S.; providing requirements for program licensees, program

loans, loan repayments, loan rescissions, interest rates, program loan refinancing, receipts, disclosures and statements provided by program licensees to borrowers, origination fees, insufficient funds fees, and delinquency charges; requiring program licensees to provide certain credit education information to borrowers and to report payment performance of borrowers to a consumer reporting agency; prohibiting the office from approving a program licensee applicant before the applicant has been accepted as a data furnisher by a consumer reporting agency; providing a requirement for credit reporting; specifying program loan underwriting requirements for program licensees; prohibiting program licensees from making program loans under certain circumstances; requiring program licensees to seek certain information and documentation; prohibiting program licensees from requiring certain waivers from borrowers; providing applicability; creating s. 516.44, F.S.; requiring all arrangements between program licensees and access partners to be specified in written access partner agreements; providing requirements for such agreements; specifying access partner services that may be used by program licensees; specifying procedures for borrowers' payment receipts or access partners' disbursement of program loans; providing recordkeeping requirements; prohibiting specified activities by access partners; providing disclosure statement requirements; providing requirements and prohibitions relating to compensation paid to access partners; requiring program licensees to provide the office with a specified notice after contracting with access partners; defining the term "affiliated party"; requiring access partners to provide program licensees with a certain written notice within a specified time; providing that program licensees are responsible for certain acts of their access partners; requiring the commission to adopt rules; creating s. 516.45, F.S.; requiring the office to examine each program licensee; authorizing the office to waive branch office examinations under certain circumstances; limiting the scope of certain examinations and investigations; authorizing the office to take certain disciplinary action against program licensees and access partners; requiring the commission to adopt rules; creating s. 516.46, F.S.; requiring program licensees to file an annual report with the office beginning on a specified date; requiring the office to post an annual report on its website by a specified date; specifying information to be contained in the reports; requiring the commission to adopt rules; providing for future repeal of the pilot program; providing an appropriation; providing an effective date.

On motion by Senator Rouson, by two-thirds vote, **CS for CS for SB 874**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—33

Mr. President	Diaz	Perry
Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gibson	Rouson
Berman	Gruters	Simmons
Bracy	Harrell	Simpson
Bradley	Hooper	Stargel
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Cruz	Passidomo	Wright

Nays—4

Benacquisto	Gainer	Rader
Rodriguez		

Vote after roll call:

Yea—Book, Hutson, Stewart

CS for CS for SB 974—A bill to be entitled An act relating to motor vehicles; amending s. 316.235, F.S.; authorizing any motor vehicle to be equipped with certain lamps or devices under certain circumstances; amending s. 316.2397, F.S.; authorizing certain vehicles to display red and white lights; amending s. 316.2398, F.S.; authorizing certain vehicles to display red and white warning signals under certain circumstances; providing requirements and penalties; amending s. 319.30, F.S.; authorizing an insurance company to provide an independent

entity with a certain release statement authorizing it to release a vehicle to the lienholder; authorizing a certain notice sent by certified mail that a motor vehicle is available for pickup to be sent by another commercially available delivery service that provides proof of delivery; requiring the notice to state that the owner has a specified period during which to pick up the vehicle; authorizing an independent entity to apply for a certificate of destruction or a certificate of title if the vehicle is not claimed within a specified time after the delivery or attempted delivery of the notice; specifying requirements for an independent entity if Department of Highway Safety and Motor Vehicles records do not contain the owner's address; requiring an independent entity to maintain specified records for a minimum period; requiring an independent entity to provide proof of all lien satisfactions or proof of a release of all liens on a motor vehicle upon applying for a certificate of destruction or salvage certificate of title; requiring an independent entity to provide an affidavit with specified statements if such entity is unable to obtain a lien satisfaction or a release of all liens on the motor vehicle; providing that notice to lienholders and attempts to obtain a release from lienholders may be by certain written request; amending s. 320.03, F.S.; authorizing specified entities that process certain transactions or certificates for derelict or salvage motor vehicles to be authorized electronic filing system agents; deleting obsolete provisions; authorizing the department to adopt rules; amending s. 316.224, F.S.; conforming a cross-reference; providing effective dates.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 974**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1057** was withdrawn from the Committees on Infrastructure and Security; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

On motion by Senator Perry—

CS for HB 1057—A bill to be entitled An act relating to motor vehicles; amending s. 316.235, F.S.; authorizing a motor vehicle to be equipped with certain lamps or devices under certain circumstances; amending s. 316.2397, F.S.; authorizing certain vehicles to display red and white lights; amending s. 316.2398, F.S.; authorizing certain vehicles to display red and white warning signals under certain circumstances; providing requirements and penalties; amending s. 316.224, F.S.; conforming a cross-reference; amending s. 319.30, F.S.; authorizing an insurance company to provide an independent entity with a certain release statement authorizing it to release a vehicle to the lienholder; authorizing a certain notice sent by certified mail that a motor vehicle is available for pickup to be sent by another commercially available delivery service that provides proof of delivery; requiring the notice to state that the owner has a specified period during which to pick up the vehicle; authorizing an independent entity to apply for a certificate of destruction or a certificate of title if the vehicle is not claimed within a specified time after the delivery or attempted delivery of the notice; specifying requirements for an independent entity if the Department of Highway Safety and Motor Vehicles' records do not contain the owner's address; requiring an independent entity to maintain specified records for a minimum period; requiring an independent entity to provide proof of all lien satisfactions or proof of a release of all liens on a motor vehicle upon applying for a certificate of destruction or salvage certificate of title; requiring an independent entity to provide an affidavit with specified statements if such entity is unable to obtain a lien satisfaction or a release of all liens on the motor vehicle; providing that notice to lienholders and attempts to obtain a release from lienholders may be by certain written request; amending s. 320.03, F.S.; authorizing specified entities that process certain transactions or certificates for derelict or salvage motor vehicles to be authorized electronic filing system agents; deleting obsolete provisions; authorizing the department to adopt rules; amending s. 322.01, F.S.; revising the definition of the term "authorized emergency vehicle"; providing effective dates.

—a companion measure, was substituted for **CS for CS for SB 974** and read the second time by title.

Senator Perry moved the following amendment which was adopted:

Amendment 1 (450470) (with title amendment)—Delete lines 261-300 and insert:

(10)(a) Jurisdiction over the electronic filing system for use by authorized electronic filing system agents to:

1. Electronically title or register motor vehicles, vessels, mobile homes, or off-highway vehicles;
2. For derelict or salvage motor vehicles, process title transactions, derelict motor vehicle certificates, or certificates of destruction, pursuant to s. 319.30(2), (3), (7), or (8);
3. Issue or transfer registration license plates or decals;
4. Electronically transfer fees due for the title and registration process; and
5. Perform inquiries for title, registration, and lienholder verification and certification of service providers,

is expressly preempted to the state, and the department shall have regulatory authority over the system. The electronic filing system shall be available for use statewide and applied uniformly throughout the state.

(b) *The following entities that meet all established requirements may be authorized electronic filing system agents and may not be precluded from participating in the electronic filing system in any county:*

1. An entity that, in the normal course of its business, sells products that must be titled or registered *and*; provides title and registration services on behalf of its consumers; or

2. *An authorized insurer as defined in s. 624.09(1), a licensed salvage motor vehicle dealer as defined in s. 320.27(1)(c)5., or a licensed motor vehicle auction as defined in s. 320.27(1)(c)4. For these entities, authorization for use of the electronic filing system under this subparagraph is limited exclusively to processing, in the normal course of business pursuant to s. 319.30(2), (3), (7), or (8), title transactions, derelict motor vehicle certificates, or certificates of destruction for derelict or salvage motor vehicles physically located in the state and meets all established requirements may be an authorized electronic filing system agent and shall not be precluded from participating in the electronic filing system in any county.*

(c) Upon request from a qualified entity, the tax collector shall appoint the entity as an authorized electronic filing system agent for that county. ~~The department shall adopt rules in accordance with chapter 120 to replace the December 10, 2009, program standards and to administer the provisions of this section, including, but not limited to, establishing participation requirements, certification of service providers, electronic filing system requirements, and enforcement authority for noncompliance. The December 10, 2009, program standards, excluding any standards which conflict with this subsection, shall remain in effect until the rules are adopted.~~

(d) An authorized electronic filing system agent may charge a fee to the customer for use of the electronic filing system.

(e) *The department may adopt rules to administer this subsection,*

And the title is amended as follows:

Delete lines 39-42 and insert: request; amending s. 320.03, F.S.; allowing authorized insurers, licensed salvage motor vehicle dealers, and licensed motor vehicle auctions to be authorized electronic filing system agents for processing certain transactions or certificates for derelict or salvage motor vehicles;

On motion by Senator Perry, by two-thirds vote, **CS for HB 1057**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Berman	Braynon
Albritton	Book	Broxson
Baxley	Bracy	Cruz
Bean	Bradley	Diaz
Benacquisto	Brandes	Farmer

Flores	Montford	Simmons
Gibson	Passidomo	Simpson
Gruters	Perry	Stargel
Harrell	Pizzo	Taddeo
Hooper	Powell	Thurston
Hutson	Rader	Torres
Lee	Rodriguez	Wright
Mayfield	Rouson	

Nays—1

Gainer

Vote after roll call:

Yea—Stewart

CS for CS for CS for SB 1000—A bill to be entitled An act relating to communications services; amending s. 202.20, F.S.; conforming a cross-reference; amending s. 337.401, F.S.; revising legislative intent; specifying limitations and prohibitions on municipalities and counties relating to registrations and renewals of communications service providers; authorizing municipalities and counties to require certain information as part of a registration; prohibiting municipalities and counties from requiring a payment of fees, costs, or charges for provider registration or renewal; prohibiting municipalities and counties from adopting or enforcing certain ordinances, regulations, or requirements; specifying limitations on municipal and county authority to regulate and manage municipal and county roads or rights-of-way; prohibiting certain municipalities and counties from electing to impose permit fees; providing retroactive applicability; authorizing certain municipalities and counties to continue to require and collect such fees; deleting obsolete provisions; specifying activities for which permit fees may not be imposed; deleting certain provisions relating to municipality, charter county, and noncharter county elections to impose, or not to impose, permit fees; requiring that enforcement of certain ordinances must be suspended until certain conditions are met; revising legislative intent relating to the imposition of certain fees, costs, and exactions on providers; specifying a condition for certain in-kind compensation; revising items over which municipalities and counties may not exercise regulatory control; authorizing municipalities and counties to require a right-of-way permit for certain purposes; providing requirements for processing certain permit applications; prohibiting municipalities and counties from certain actions relating to certain aerial or underground communications facilities; specifying limitations and requirements for certain municipal and county rules and regulations; revising definitions for the Advanced Wireless Infrastructure Deployment Act; prohibiting certain actions by an authority relating to certain utility poles; prohibiting authorities from requiring permit applicants to provide certain information, except under certain circumstances; adding prohibited acts by authorities relating to small wireless facilities, application requirements, public notification and public meetings, and the placement of certain facilities; revising applicability of authority rules and regulations governing the placement of utility poles in the public rights-of-way; providing construction relating to judicial review of certain application denials; specifying grounds for an authority's denial of a proposed collocation of a small wireless facility or placement of a utility pole in the public rights-of-way; deleting an authority's authorization to adopt ordinances for performance bonds and security funds; authorizing an authority to require a construction bond, subject to certain conditions; requiring authorities to accept certain financial instruments for certain financial obligations; authorizing providers to add authorities to certain financial instruments; prohibiting an authority from requiring a provider to indemnify an authority for certain liabilities; prohibiting an authority from requiring a permit, approval, fees, charges, costs, or exactions for certain activities; authorizing and limiting filings an authority may require relating to micro wireless facility equipment; providing an exception to a certain right-of-way permit for certain service restoration work; providing conditions under which a wireless provider must comply with certain requirements of an authority which prohibit new utility poles used to support small wireless facilities in certain areas; providing that an authority may require wireless providers to comply with certain objective design standards adopted by ordinance; authorizing an authority to waive such design standards under certain circumstances; providing a requirement for the waiver; revising an

authority's authorization to apply certain ordinances to applications filed before a certain timeframe; authorizing a civil action for violations; providing actions a court may take; requiring that work in certain authority rights-of-way must comply with a specified document; providing for statutory construction; providing an effective date.

—was read the second time by title. On motion by Senator Hutson, by two-thirds vote, **CS for CS for CS for SB 1000** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Cruz	Perry
Albritton	Diaz	Powell
Baxley	Farmer	Rader
Bean	Flores	Rodriguez
Benacquisto	Gainer	Rouson
Berman	Gibson	Simmons
Book	Gruters	Simpson
Bracy	Harrell	Stargel
Bradley	Hutson	Taddeo
Brandes	Mayfield	Wright
Braynon	Montford	
Broxson	Passidomo	

Nays—3

Hooper	Pizzo	Torres
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Vote after roll call:

Yea—Stewart

CS for CS for SB 1712—A bill to be entitled An act relating to hospital licensure; amending s. 395.003, F.S.; deleting provisions relating to the licensure of certain hospitals; amending s. 395.0191, F.S.; deleting provisions relating to certificate of need applications; amending s. 395.1055, F.S.; revising the Agency for Health Care Administration'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; amending s. 395.1065, F.S.; conforming a cross-reference; repealing s. 395.6025, F.S., relating to rural hospital replacement facilities; amending s. 408.032, F.S.; revising and deleting definitions; amending s. 408.033, F.S.; conforming provisions to changes made by the act; amending s. 408.034, F.S.; authorizing the agency to issue a license to a general hospital that has not been issued a certificate of need under certain circumstances; revising duties and responsibilities of the agency 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.; deleting provisions related to the agency's consideration and review of applications for certificates of need for general hospitals and health services; amending s. 408.036, F.S.; providing an exception from certificate of need review requirements for the construction or establishment of a general hospital and the conversion of a specialty hospital to a general hospital; 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 to changes made by the act; repealing s. 408.0361, F.S., relating to cardiovascular services and burn unit licensure; amending ss. 408.037 and 408.039, F.S.; deleting provisions relating to certificate of need applications for general hospitals; amending s. 408.043, F.S.; deleting provisions relating to certificates of need for osteopathic acute care hospitals; amending s. 408.808, F.S.; authorizing the agency to issue an inactive license to a certain hospital under certain circumstances; providing effective dates.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1712**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 21** was withdrawn from the Committees on Health Policy; Appropriations Subcommittee on Health and Human Services; and Appropriations.

On motion by Senator Harrell, the rules were waived and—

CS for HB 21—A bill to be entitled An act relating to health care facility market barriers; repealing ss. 154.245 and 154.246, F.S., relating to the issuance of a certificate of need by the Agency for Health Care Administration as a condition to bond validation and project construction; creating s. 381.4066, F.S.; establishing local health councils under ch. 381, F.S.; providing for the appointment of members; providing powers and duties; designating health service planning districts; providing for funding; requiring the agency to establish rules relating to the imposition of fees and financial accountability; requiring the agency to coordinate the planning of health care services in the state and develop and maintain a comprehensive health care database; requiring the Department of Health to contract with local health councils for specified services; amending s. 395.003, F.S.; removing a provision requiring that certain hospital beds be specified as general beds for licensure; removing provisions relating to the prohibition of licensure for hospitals that treat specific populations; amending s. 395.1055, F.S.; removing provisions requiring the agency to adopt rules relating to data for certificate-of-need reviews; revising provisions relating to appointments to a technical advisory panel for certain pediatric cardiovascular programs; requiring the agency to adopt rules establishing licensure standards for providers of adult cardiovascular services; requiring such providers to comply with specified national standards; repealing s. 395.6025, F.S., relating to rural hospital replacement facilities; repealing ss. 408.031, 408.032, 408.033, 408.034, 408.035, 408.036, 408.0361, 408.037, 408.038, 408.039, 408.040, 408.041, 408.042, 408.043, 408.044, 408.045, and 408.0455, F.S., relating to the Health Facility and Services Development Act; amending ss. 159.27, 186.503, 189.08, 220.1845, 376.30781, 376.86, 383.216, 395.0191, 395.1065, 400.071, 400.606, 400.6085, 408.07, 408.806, 408.808, 408.810, and 408.820, F.S.; conforming provisions to changes made by the act and conforming cross-references; repealing s. 651.118, F.S., relating to the issuance of certificates of need by the Agency for Health Care Administration for nursing home beds; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1712** and read the second time by title.

Senator Harrell moved the following amendment which was adopted:

Amendment 1 (485034) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Subsection (10) of section 395.0191, Florida Statutes, is amended to read:

395.0191 Staff membership and clinical privileges.—

~~(10) Nothing herein shall be construed by the agency as requiring an applicant for a certificate of need to establish proof of discrimination in the granting of or denial of hospital staff membership or clinical privileges as a precondition to obtaining such certificate of need under the provisions of s. 408.043.~~

Section 2. Present subsection (12) of section 395.1055, Florida Statutes, is redesignated as subsection (15), a new subsection (12) and subsections (13) and (14) are added to that section, and paragraph (b) of subsection (9) of that section is amended, to read:

395.1055 Rules and enforcement.—

(9) The agency shall establish a technical advisory panel, pursuant to s. 20.052, to develop procedures and standards for measuring outcomes of pediatric cardiac catheterization programs and pediatric cardiovascular surgery programs.

(b) Voting members of the panel shall include: 3 at-large members, including 1 cardiologist who is board certified in caring for adults with congenital heart disease and 2 board-certified pediatric cardiologists, neither of whom may be employed by any of the hospitals specified in subparagraphs 1.-10. or their affiliates, each of whom is appointed by the Secretary of Health Care Administration, and 10 members, and an alternate for each member, each of whom is a pediatric cardiologist or a pediatric cardiovascular surgeon, each appointed by the chief executive officer of the following hospitals:

1. Johns Hopkins All Children's Hospital in St. Petersburg.

2. Arnold Palmer Hospital for Children in Orlando.
3. Joe DiMaggio Children's Hospital in Hollywood.
4. Nicklaus Children's Hospital in Miami.
5. St. Joseph's Children's Hospital in Tampa.
6. University of Florida Health Shands Hospital in Gainesville.
7. University of Miami Holtz Children's Hospital in Miami.
8. Wolfson Children's Hospital in Jacksonville.
9. Florida Hospital for Children in Orlando.
10. Nemours Children's Hospital in Orlando.

Appointments made under subparagraphs 1.-10. are contingent upon ~~the hospital's maintenance of pediatric certificates of need and the hospital's compliance with this section and rules adopted thereunder, as determined by the Secretary of Health Care Administration. A member appointed under subparagraphs 1.-10. whose hospital fails to maintain such certificates or~~ comply with such standards may serve only as a nonvoting member until the hospital ~~restores such certificates or~~ complies with such standards.

(12) Each provider of diagnostic cardiac catheterization services shall comply with rules adopted by the agency which establish licensure standards governing the operation of adult inpatient diagnostic cardiac catheterization programs. The rules must ensure that such programs:

(a) Comply with the most recent guidelines of the American College of Cardiology and American Heart Association Guidelines for Cardiac Catheterization and Cardiac Catheterization Laboratories.

(b) Perform only adult inpatient diagnostic cardiac catheterization services and will not provide therapeutic cardiac catheterization or any other cardiology services.

(c) Maintain sufficient appropriate equipment and health care personnel to ensure quality and safety.

(d) Maintain appropriate times of operation and protocols to ensure availability and appropriate referrals in the event of emergencies.

(e) Demonstrate a plan to provide services to Medicaid and charity care patients.

(13) Each provider of adult cardiovascular services or operator of a burn unit shall comply with rules adopted by the agency which establish licensure standards that govern the provision of adult cardiovascular services or the operation of a burn unit, as applicable. At a minimum, such rules must address staffing, equipment, physical plant, operating protocols, the provision of services to Medicaid and charity care patients, accreditation, licensure periods and fees, and enforcement of minimum standards.

(14) In establishing rules for adult cardiovascular services, the agency shall include provisions that allow for:

(a) The establishment of two hospital program licensure levels, a Level I program that authorizes the performance of adult percutaneous cardiac intervention without onsite cardiac surgery and a Level II program that authorizes the performance of percutaneous cardiac intervention with onsite cardiac surgery.

(b)1. For a hospital seeking a Level I program, demonstration that, for the most recent 12-month period as reported to the agency, the hospital has provided a minimum of 300 adult inpatient and outpatient diagnostic cardiac catheterizations or, for the most recent 12-month period, has discharged or transferred at least 300 patients with the principal diagnosis of ischemic heart disease and that it has a formalized, written transfer agreement with a hospital that has a Level II program, including written transport protocols to ensure safe and efficient transfer of a patient within 60 minutes.

2.a. A hospital located more than 100 road miles from the closest Level II adult cardiovascular services program is not required to meet

the diagnostic cardiac catheterization volume and ischemic heart disease diagnosis volume requirements in subparagraph 1. if the hospital demonstrates that it has, for the most recent 12-month period as reported to the agency, provided a minimum of 100 adult inpatient and outpatient diagnostic cardiac catheterizations or that, for the most recent 12-month period, it has discharged or transferred at least 300 patients with the principal diagnosis of ischemic heart disease.

b. A hospital located more than 100 road miles from the closest Level II adult cardiovascular services program does not need to meet the 60-minute transfer time protocol requirement in subparagraph 1. if the hospital demonstrates that it has a formalized, written transfer agreement with a hospital that has a Level II program. The agreement must include written transport protocols to ensure the safe and efficient transfer of a patient, taking into consideration the patient's clinical and physical characteristics, road and weather conditions, and viability of ground and air ambulance service to transfer the patient.

3. At a minimum, the rules for adult cardiovascular services must require nursing and technical staff to have demonstrated experience in handling acutely ill patients requiring intervention, based on the staff member's previous experience in dedicated cardiac interventional laboratories or surgical centers. If a staff member's previous experience is in a dedicated cardiac interventional laboratory at a hospital that does not have an approved adult open heart surgery program, the staff member's previous experience qualifies only if, at the time the staff member acquired his or her experience, the dedicated cardiac interventional laboratory:

a. Had an annual volume of 500 or more percutaneous cardiac intervention procedures.

b. Achieved a demonstrated success rate of 95 percent or greater for percutaneous cardiac intervention procedures.

c. Experienced a complication rate of less than 5 percent for percutaneous cardiac intervention procedures.

d. Performed diverse cardiac procedures, including, but not limited to, balloon angioplasty and stenting, rotational atherectomy, cutting balloon atheroma remodeling, and procedures relating to left ventricular support capability.

(c) For a hospital seeking a Level II program, demonstration that, for the most recent 12-month period as reported to the agency, the hospital has performed a minimum of 1,100 adult inpatient and outpatient cardiac catheterizations, of which at least 400 must be therapeutic catheterizations, or, for the most recent 12-month period, has discharged at least 800 patients with the principal diagnosis of ischemic heart disease.

(d) Compliance with the most recent guidelines of the American College of Cardiology and the American Heart Association guidelines for staffing, physician training and experience, operating procedures, equipment, physical plant, and patient selection criteria, to ensure patient quality and safety.

(e) The establishment of appropriate hours of operation and protocols to ensure availability and timely referral in the event of emergencies.

(f) The demonstration of a plan to provide services to Medicaid and charity care patients.

Section 3. Effective July 1, 2021, paragraph (f) of subsection (1) of section 395.1055, Florida Statutes, is amended to read:

395.1055 Rules and enforcement.—

(1) The agency shall adopt rules pursuant to ss. 120.536(1) and 120.54 to implement the provisions of this part, which shall include reasonable and fair minimum standards for ensuring that:

~~(f) All hospitals submit such data as necessary to conduct certificate of need reviews required under part I of chapter 408. Such data shall include, but shall not be limited to, patient origin data, hospital utilization data, type of service reporting, and facility staffing data. The agency may not collect data that identifies or could disclose the identity of individual patients. The agency shall utilize existing uniform statewide data sources when available and shall minimize reporting costs to hospitals.~~

Section 4. Effective July 1, 2021, subsection (5) of section 395.1065, Florida Statutes, is amended to read:

395.1065 Criminal and administrative penalties; moratorium.—

(5) The agency shall impose a fine of \$500 for each instance of the facility's failure to provide the information required by rules adopted pursuant to s. 395.1055(1)(g) ~~s. 395.1055(1)(h).~~

Section 5. *Section 395.6025, Florida Statutes, is repealed.*

Section 6. Subsections (3), (8), and (13) through (17) of section 408.032, Florida Statutes, are amended to read:

408.032 Definitions relating to Health Facility and Services Development Act.—As used in ss. 408.031-408.045, the term:

(3) "Certificate of need" means a written statement issued by the agency evidencing community need for a new, converted, expanded, or otherwise significantly modified health care facility, ~~health service,~~ or hospice.

(8) "Health care facility" means a hospital, ~~long-term care hospital,~~ skilled nursing facility, hospice, or intermediate care facility for the developmentally disabled. A facility relying solely on spiritual means through prayer for healing is not included as a health care facility.

~~(13) "Long-term care hospital" means a hospital licensed under chapter 395 which meets the requirements of 42 C.F.R. s. 412.23(c) and seeks exclusion from the acute care Medicare prospective payment system for inpatient hospital services.~~

~~(14) "Mental health services" means inpatient services provided in a hospital licensed under chapter 395 and listed on the hospital license as psychiatric beds for adults; psychiatric beds for children and adolescents; intensive residential treatment beds for children and adolescents; substance abuse beds for adults; or substance abuse beds for children and adolescents.~~

~~(13)(15)~~ "Nursing home geographically underserved area" means:

(a) A county in which there is no existing or approved nursing home;

(b) An area with a radius of at least 20 miles in which there is no existing or approved nursing home; or

(c) An area with a radius of at least 20 miles in which all existing nursing homes have maintained at least a 95 percent occupancy rate for the most recent 6 months or a 90 percent occupancy rate for the most recent 12 months.

~~(14)(16)~~ "Skilled nursing facility" means an institution, or a distinct part of an institution, which is primarily engaged in providing, to inpatients, skilled nursing care and related services for patients who require medical or nursing care, or rehabilitation services for the rehabilitation of injured, disabled, or sick persons.

~~(17) "Tertiary health service" means a health service which, due to its high level of intensity, complexity, specialized or limited applicability, and cost, should be limited to, and concentrated in, a limited number of hospitals to ensure the quality, availability, and cost effectiveness of such service. Examples of such service include, but are not limited to, pediatric cardiac catheterization, pediatric open heart surgery, organ transplantation, neonatal intensive care units, comprehensive rehabilitation, and medical or surgical services which are experimental or developmental in nature to the extent that the provision of such services is not yet contemplated within the commonly accepted course of diagnosis or treatment for the condition addressed by a given service. The agency shall establish by rule a list of all tertiary health services.~~

Section 7. Effective July 1, 2021, subsection (8), and subsections (9) through (11), as amended by this act, of section 408.032, Florida Statutes, are amended to read:

408.032 Definitions relating to Health Facility and Services Development Act.—As used in ss. 408.031-408.045, the term:

(8) “Health care facility” means a ~~hospital~~, skilled nursing facility, hospice, or intermediate care facility for the developmentally disabled. A facility relying solely on spiritual means through prayer for healing is not included as a health care facility.

~~(9) “Health services” means inpatient diagnostic, curative, or comprehensive medical rehabilitative services and includes mental health services. Obstetric services are not health services for purposes of ss. 408.031-408.045.~~

~~(9)(10)~~ “Hospice” or “hospice program” means a hospice as defined in part IV of chapter 400.

~~(11) “Hospital” means a health care facility licensed under chapter 395.~~

~~(10)(12)~~ “Intermediate care facility for the developmentally disabled” means a residential facility licensed under part VIII of chapter 400.

~~(11)(13)~~ “Nursing home geographically underserved area” means:

- (a) A county in which there is no existing or approved nursing home;
- (b) An area with a radius of at least 20 miles in which there is no existing or approved nursing home; or
- (c) An area with a radius of at least 20 miles in which all existing nursing homes have maintained at least a 95 percent occupancy rate for the most recent 6 months or a 90 percent occupancy rate for the most recent 12 months.

~~(12)(14)~~ “Skilled nursing facility” means an institution, or a distinct part of an institution, which is primarily engaged in providing, to inpatients, skilled nursing care and related services for patients who require medical or nursing care, or rehabilitation services for the rehabilitation of injured, disabled, or sick persons.

Section 8. Effective July 1, 2021, paragraph (b) of subsection (1) of section 408.033, Florida Statutes, is amended to read:

408.033 Local and state health planning.—

(1) LOCAL HEALTH COUNCILS.—

(b) Each local health council may:

1. Develop a district area health plan that permits each local health council to develop strategies and set priorities for implementation based on its unique local health needs.
2. Advise the agency on health care issues and resource allocations.
3. Promote public awareness of community health needs, emphasizing health promotion and cost-effective health service selection.
4. Collect data and conduct analyses and studies related to health care needs of the district, including the needs of medically indigent persons, and assist the agency and other state agencies in carrying out data collection activities that relate to the functions in this subsection.
5. Monitor the onsite construction progress, if any, of certificate-of-need approved projects and report council findings to the agency on forms provided by the agency.
6. Advise and assist any regional planning councils within each district that have elected to address health issues in their strategic regional policy plans with the development of the health element of the plans to address the health goals and policies in the State Comprehensive Plan.
7. Advise and assist local governments within each district on the development of an optional health plan element of the comprehensive plan provided in chapter 163, to assure compatibility with the health goals and policies in the State Comprehensive Plan and district health plan. To facilitate the implementation of this section, the local health council shall annually provide the local governments in its service area, upon request, with:
 - a. A copy and appropriate updates of the district health plan;

b. A report of ~~hospital and~~ nursing home utilization statistics for facilities within the local government jurisdiction; and

c. Applicable agency rules and calculated need methodologies for health facilities and services regulated under s. 408.034 for the district served by the local health council.

8. Monitor and evaluate the adequacy, appropriateness, and effectiveness, within the district, of local, state, federal, and private funds distributed to meet the needs of the medically indigent and other underserved population groups.

9. In conjunction with the Department of Health, plan for services at the local level for persons infected with the human immunodeficiency virus.

10. Provide technical assistance to encourage and support activities by providers, purchasers, consumers, and local, regional, and state agencies in meeting the health care goals, objectives, and policies adopted by the local health council.

11. Provide the agency with data required by rule for the review of certificate-of-need applications and the projection of need for health ~~services and~~ facilities in the district.

Section 9. Subsection (2) of section 408.034, Florida Statutes, is amended to read:

408.034 Duties and responsibilities of agency; rules.—

(2) In the exercise of its authority to issue licenses to health care facilities and health service providers, as provided under chapters 393 and 395 and parts II, IV, and VIII of chapter 400, the agency may not issue a license to any health care facility or health service provider that fails to receive a certificate of need or an exemption for the licensed facility, *except that the agency may issue a license to a general hospital that has not been issued a certificate of need or service.*

Section 10. Effective July 1, 2021, subsection (2), as amended by this act, and subsection (3) of section 408.034, Florida Statutes, are amended to read:

408.034 Duties and responsibilities of agency; rules.—

(2) In the exercise of its authority to issue licenses to health care facilities, as provided under ~~chapter~~ chapters 393 and 395 and parts II, IV, and VIII of chapter 400, the agency may not issue a license to any health care facility that fails to receive a certificate of need or an exemption for the licensed facility, ~~except that the agency may issue a license to a general hospital that has not been issued a certificate of need.~~

(3) The agency shall establish, by rule, uniform need methodologies for ~~health services and~~ health facilities. In developing uniform need methodologies, the agency shall, at a minimum, consider the demographic characteristics of the population, the health status of the population, service use patterns, standards and trends, geographic accessibility, and market economics.

Section 11. Section 408.035, Florida Statutes, is amended to read:

408.035 Review criteria.—

~~(1)~~ The agency shall determine the reviewability of applications and shall review applications for certificate-of-need determinations for health care facilities and health services in context with the following criteria, ~~except for general hospitals as defined in s. 395.002:~~

~~(1)(a)~~ The need for the health care facilities and health services being proposed.

~~(2)(b)~~ The availability, quality of care, accessibility, and extent of utilization of existing health care facilities and health services in the service district of the applicant.

~~(3)(c)~~ The ability of the applicant to provide quality of care and the applicant’s record of providing quality of care.

(4)(d) The availability of resources, including health personnel, management personnel, and funds for capital and operating expenditures, for project accomplishment and operation.

(5)(e) The extent to which the proposed services will enhance access to health care for residents of the service district.

(6)(f) The immediate and long-term financial feasibility of the proposal.

(7)(g) The extent to which the proposal will foster competition that promotes quality and cost-effectiveness.

(8)(h) The costs and methods of the proposed construction, including the costs and methods of energy provision and the availability of alternative, less costly, or more effective methods of construction.

(9)(i) The applicant's past and proposed provision of health care services to Medicaid patients and the medically indigent.

(10)(j) The applicant's designation as a Gold Seal Program nursing facility pursuant to s. 400.235, when the applicant is requesting additional nursing home beds at that facility.

~~(2) For a general hospital, the agency shall consider only the criteria specified in paragraph (1)(a), paragraph (1)(b), except for quality of care in paragraph (1)(b), and paragraphs (1)(c), (g), and (i).~~

Section 12. Effective July 1, 2021, subsection (2) of section 408.035, Florida Statutes, as amended by this act, is amended to read:

408.035 Review criteria.—The agency shall determine the reviewability of applications and shall review applications for certificate-of-need determinations for health care facilities in context with the following criteria:

(2) The availability, quality of care, accessibility, and extent of utilization of existing health care facilities ~~and health services~~ in the service district of the applicant.

Section 13. Subsection (1) and paragraphs (i) through (q) of subsection (3) of section 408.036, Florida Statutes, are amended to read:

408.036 Projects subject to review; exemptions.—

(1) APPLICABILITY.—Unless exempt under subsection (3), all health-care-related projects, as described in ~~this subsection paragraphs (a)–(f)~~, are subject to review and must file an application for a certificate of need with the agency. The agency is exclusively responsible for determining whether a health-care-related project is subject to review under ss. 408.031-408.045.

(a) The addition of beds in community nursing homes or intermediate care facilities for the developmentally disabled by new construction or alteration.

(b) The new construction or establishment of additional health care facilities, *except for the construction of or establishment of a general hospital or including* a replacement health care facility when the proposed project site is ~~not~~ located on the same site as or within 1 mile of the existing health care facility; if the number of beds in each licensed bed category will not increase.

(c) The conversion from one type of health care facility to another, including the conversion from a general hospital *or*, a specialty hospital, *except that the conversion of a specialty hospital to a general hospital is not subject to review* ~~or a long-term care hospital~~.

(d) The establishment of a hospice or hospice inpatient facility, except as provided in s. 408.043.

~~(e) An increase in the number of beds for comprehensive rehabilitation.~~

~~(f) The establishment of tertiary health services, including inpatient comprehensive rehabilitation services.~~

(3) EXEMPTIONS.—Upon request, the following projects are subject to exemption from ~~the provisions of~~ subsection (1):

~~(i) For the addition of hospital beds licensed under chapter 395 for comprehensive rehabilitation in a number that may not exceed 10 total beds or 10 percent of the licensed capacity, whichever is greater.~~

~~1. In addition to any other documentation otherwise required by the agency, a request for exemption submitted under this paragraph must:~~

~~a. Certify that the prior 12-month average occupancy rate for the licensed beds being expanded meets or exceeds 80 percent.~~

~~b. Certify that the beds have been licensed and operational for at least 12 months.~~

~~2. The timeframes and monitoring process specified in s. 408.040(2)(a)–(c) apply to any exemption issued under this paragraph.~~

~~3. The agency shall count beds authorized under this paragraph as approved beds in the published inventory of hospital beds until the beds are licensed.~~

(i)(j) For the addition of nursing home beds licensed under chapter 400 in a number not exceeding 10 total beds or 10 percent of the number of beds licensed in the facility being expanded, whichever is greater; or, for the addition of nursing home beds licensed under chapter 400 at a facility that has been designated as a Gold Seal nursing home under s. 400.235 in a number not exceeding 20 total beds or 10 percent of the number of licensed beds in the facility being expanded, whichever is greater.

1. In addition to any other documentation required by the agency, a request for exemption submitted under this paragraph must certify that:

a. The facility has not had any class I or class II deficiencies within the 30 months preceding the request.

b. The prior 12-month average occupancy rate for the nursing home beds at the facility meets or exceeds 94 percent.

c. Any beds authorized for the facility under this paragraph before the date of the current request for an exemption have been licensed and operational for at least 12 months.

2. The timeframes and monitoring process specified in s. 408.040(2)(a)–(c) apply to any exemption issued under this paragraph.

3. The agency shall count beds authorized under this paragraph as approved beds in the published inventory of nursing home beds until the beds are licensed.

~~(k) For the establishment of:~~

~~1. A Level II neonatal intensive care unit with at least 10 beds, upon documentation to the agency that the applicant hospital had a minimum of 1,500 births during the previous 12 months;~~

~~2. A Level III neonatal intensive care unit with at least 15 beds, upon documentation to the agency that the applicant hospital has a Level II neonatal intensive care unit of at least 10 beds and had a minimum of 3,500 births during the previous 12 months; or~~

~~3. A Level III neonatal intensive care unit with at least 5 beds, upon documentation to the agency that the applicant hospital is a verified trauma center pursuant to s. 395.4001(15), and has a Level II neonatal intensive care unit;~~

~~if the applicant demonstrates that it meets the requirements for quality of care, nurse staffing, physician staffing, physical plant, equipment, emergency transportation, and data reporting found in agency certificate of need rules for Level II and Level III neonatal intensive care units and if the applicant commits to the provision of services to Medicaid and charity patients at a level equal to or greater than the district average. Such a commitment is subject to s. 408.040.~~

~~(l) For the addition of mental health services or beds if the applicant commits to providing services to Medicaid or charity care patients at a level equal to or greater than the district average. Such a commitment is subject to s. 408.040.~~

(l) For the addition of mental health services or beds if the applicant commits to providing services to Medicaid or charity care patients at a level equal to or greater than the district average. Such a commitment is subject to s. 408.040.

(j)~~(m)~~ For replacement of a licensed nursing home on the same site, or within 5 miles of the same site if within the same subdistrict, if the number of licensed beds does not increase except as permitted under paragraph (e).

(k)~~(n)~~ For consolidation or combination of licensed nursing homes or transfer of beds between licensed nursing homes within the same planning district, by nursing homes with any shared controlled interest within that planning district, if there is no increase in the planning district total number of nursing home beds and the site of the relocation is not more than 30 miles from the original location.

(l)~~(o)~~ For beds in state mental health treatment facilities defined in s. 394.455 and state mental health forensic facilities operated under chapter 916.

(m)~~(p)~~ For beds in state developmental disabilities centers as defined in s. 393.063.

(n)~~(q)~~ For the establishment of a health care facility or project that meets all of the following criteria:

1. The applicant was previously licensed within the past 21 days as a health care facility or provider that is subject to subsection (1).
2. The applicant failed to submit a renewal application and the license expired on or after January 1, 2015.
3. The applicant does not have a license denial or revocation action pending with the agency at the time of the request.
4. The applicant's request is for the same service type, district, service area, and site for which the applicant was previously licensed.
5. The applicant's request, if applicable, includes the same number and type of beds as were previously licensed.
6. The applicant agrees to the same conditions that were previously imposed on the certificate of need or on an exemption related to the applicant's previously licensed health care facility or project.
7. The applicant applies for initial licensure as required under s. 408.806 within 21 days after the agency approves the exemption request. If the applicant fails to apply in a timely manner, the exemption expires on the 22nd day following the agency's approval of the exemption.

~~Notwithstanding subparagraph 1., an applicant whose license expired between January 1, 2015, and the effective date of this act may apply for an exemption within 30 days of this act becoming law.~~

Section 14. Effective July 1, 2021, paragraphs (b), (c), (l), (m), and (n) of subsection (1), as amended by this act, and subsections (2) and (5) of section 408.036, Florida Statutes, are amended to read:

408.036 Projects subject to review; exemptions.—

(1) APPLICABILITY.—Unless exempt under subsection (3), all health-care-related projects, as described in this subsection, are subject to review and must file an application for a certificate of need with the agency. The agency is exclusively responsible for determining whether a health-care-related project is subject to review under ss. 408.031-408.045.

(b) The new construction or establishment of additional health care facilities, ~~except for the construction of or establishment of a general hospital or a replacement health care facility when the proposed project site is located on the same site as or within 1 mile of the existing health care facility if the number of beds in each licensed bed category will not increase.~~

(c) The conversion from one type of health care facility to another, ~~including the conversion from a general hospital or a specialty hospital, except that the conversion of a specialty hospital to a general hospital is not subject to review.~~

~~(l) For beds in state mental health treatment facilities defined in s. 394.455 and state mental health forensic facilities operated under chapter 916.~~

~~(l)(m)~~ For beds in state developmental disabilities centers as defined in s. 393.063.

(m)~~(n)~~ For the establishment of a health care facility or project that meets all of the following criteria:

1. The applicant was previously licensed within the past 21 days as a health care facility or provider that is subject to subsection (1).
2. The applicant failed to submit a renewal application and the license expired on or after January 1, 2015.
3. The applicant does not have a license denial or revocation action pending with the agency at the time of the request.
4. The applicant's request is for the same service type, district, service area, and site for which the applicant was previously licensed.
5. The applicant's request, if applicable, includes the same number and type of beds as were previously licensed.
6. The applicant agrees to the same conditions that were previously imposed on the certificate of need or on an exemption related to the applicant's previously licensed health care facility or project.
7. The applicant applies for initial licensure as required under s. 408.806 within 21 days after the agency approves the exemption request. If the applicant fails to apply in a timely manner, the exemption expires on the 22nd day following the agency's approval of the exemption.

(2) PROJECTS SUBJECT TO EXPEDITED REVIEW.—Unless exempt pursuant to subsection (3), the following projects are subject to expedited review:

(a) Transfer of a certificate of need, ~~except that when an existing hospital is acquired by a purchaser, all certificates of need issued to the hospital which are not yet operational shall be acquired by the purchaser without need for a transfer.~~

(5) NOTIFICATION.—Health care facilities and providers must provide to the agency notification of:

~~(a)~~ replacement of a health care facility when the proposed project site is located in the same district and on the existing site or within a 1-mile radius of the replaced health care facility, if the number and type of beds do not increase.

~~(b) The termination of a health care service, upon 30 days' written notice to the agency.~~

~~(c) The addition or delicensure of beds. Notification under this subsection may be made by electronic, facsimile, or written means at any time before the described action has been taken.~~

Section 15. *Section 408.0361, Florida Statutes, is repealed.*

Section 16. Section 408.037, Florida Statutes, is amended to read:

408.037 Application content.—

(1) ~~Except as provided in subsection (2) for a general hospital,~~ An application for a certificate of need must contain:

- (a) A detailed description of the proposed project and statement of its purpose and need in relation to the district health plan.
- (b) A statement of the financial resources needed by and available to the applicant to accomplish the proposed project. This statement must include:

1. A complete listing of all capital projects, including new health facility development projects and health facility acquisitions applied for, pending, approved, or underway in any state at the time of application, regardless of whether or not that state has a certificate-of-need program or a capital expenditure review program pursuant to s. 1122 of the Social Security Act. The agency may, by rule, require less-detailed information from major health care providers. This listing must include the applicant's actual or proposed financial commitment to those pro-

jects and an assessment of their impact on the applicant's ability to provide the proposed project.

2. A detailed listing of the needed capital expenditures, including sources of funds.

3. A detailed financial projection, including a statement of the projected revenue and expenses for the first 2 years of operation after completion of the proposed project. This statement must include a detailed evaluation of the impact of the proposed project on the cost of other services provided by the applicant.

(c) An audited financial statement of the applicant or the applicant's parent corporation if audited financial statements of the applicant do not exist. In an application submitted by an existing health care facility, health maintenance organization, or hospice, financial condition documentation must include, but need not be limited to, a balance sheet and a profit-and-loss statement of the 2 previous fiscal years' operation.

~~(2) An application for a certificate of need for a general hospital must contain a detailed description of the proposed general hospital project and a statement of its purpose and the needs it will meet. The proposed project's location, as well as its primary and secondary service areas, must be identified by zip code. Primary service area is defined as the zip codes from which the applicant projects that it will draw 75 percent of its discharges. Secondary service area is defined as the zip codes from which the applicant projects that it will draw its remaining discharges. If, subsequent to issuance of a final order approving the certificate of need, the proposed location of the general hospital changes or the primary service area materially changes, the agency shall revoke the certificate of need. However, if the agency determines that such changes are deemed to enhance access to hospital services in the service district, the agency may permit such changes to occur. A party participating in the administrative hearing regarding the issuance of the certificate of need for a general hospital has standing to participate in any subsequent proceeding regarding the revocation of the certificate of need for a hospital for which the location has changed or for which the primary service area has materially changed. In addition, the application for the certificate of need for a general hospital must include a statement of intent that, if approved by final order of the agency, the applicant shall within 120 days after issuance of the final order or, if there is an appeal of the final order, within 120 days after the issuance of the court's mandate on appeal, furnish satisfactory proof of the applicant's financial ability to operate. The agency shall establish documentation requirements, to be completed by each applicant, which show anticipated provider revenues and expenditures, the basis for financing the anticipated cash flow requirements of the provider, and an applicant's access to contingency financing. A party participating in the administrative hearing regarding the issuance of the certificate of need for a general hospital may provide written comments concerning the adequacy of the financial information provided, but such party does not have standing to participate in an administrative proceeding regarding proof of the applicant's financial ability to operate. The agency may require a licensee to provide proof of financial ability to operate at any time if there is evidence of financial instability, including, but not limited to, unpaid expenses necessary for the basic operations of the provider.~~

~~(2)(3)~~ The applicant must certify that it will license and operate the health care facility. For an existing health care facility, the applicant must be the licenseholder of the facility.

Section 17. Paragraphs (c) and (d) of subsection (3), paragraphs (b) and (c) of subsection (5), and paragraph (d) of subsection (6) of section 408.039, Florida Statutes, are amended to read:

408.039 Review process.—The review process for certificates of need shall be as follows:

(3) APPLICATION PROCESSING.—

~~(c) Except for competing applicants, in order to be eligible to challenge the agency decision on a general hospital application under review pursuant to paragraph (5)(c), existing hospitals must submit a detailed written statement of opposition to the agency and to the applicant. The detailed written statement must be received by the agency and the applicant within 21 days after the general hospital application is deemed complete and made available to the public.~~

~~(d) In those cases where a written statement of opposition has been timely filed regarding a certificate of need application for a general hospital, the applicant for the general hospital may submit a written response to the agency. Such response must be received by the agency within 10 days of the written statement due date.~~

(5) ADMINISTRATIVE HEARINGS.—

~~(b) Hearings shall be held in Tallahassee unless the administrative law judge determines that changing the location will facilitate the proceedings. The agency shall assign proceedings requiring hearings to the Division of Administrative Hearings of the Department of Management Services within 10 days after the time has expired for requesting a hearing. Except upon unanimous consent of the parties or upon the granting by the administrative law judge of a motion of continuance, hearings shall commence within 60 days after the administrative law judge has been assigned. For an application for a general hospital, administrative hearings shall commence within 6 months after the administrative law judge has been assigned, and a continuance may not be granted absent a finding of extraordinary circumstances by the administrative law judge. All parties, except the agency, shall bear their own expense of preparing a transcript. In any application for a certificate of need which is referred to the Division of Administrative Hearings for hearing, the administrative law judge shall complete and submit to the parties a recommended order as provided in ss. 120.569 and 120.57. The recommended order shall be issued within 30 days after the receipt of the proposed recommended orders or the deadline for submission of such proposed recommended orders, whichever is earlier. The division shall adopt procedures for administrative hearings which shall maximize the use of stipulated facts and shall provide for the admission of prepared testimony.~~

~~(c) In administrative proceedings challenging the issuance or denial of a certificate of need, only applicants considered by the agency in the same batching cycle are entitled to a comparative hearing on their applications. Existing health care facilities may initiate or intervene in an administrative hearing upon a showing that an established program will be substantially affected by the issuance of any certificate of need, whether reviewed under s. 408.036(1) or (2), to a competing proposed facility or program within the same district. With respect to an application for a general hospital, competing applicants and only those existing hospitals that submitted a detailed written statement of opposition to an application as provided in this paragraph may initiate or intervene in an administrative hearing. Such challenges to a general hospital application shall be limited in scope to the issues raised in the detailed written statement of opposition that was provided to the agency. The administrative law judge may, upon a motion showing good cause, expand the scope of the issues to be heard at the hearing. Such motion shall include substantial and detailed facts and reasons for failure to include such issues in the original written statement of opposition.~~

(6) JUDICIAL REVIEW.—

~~(d) The party appealing a final order that grants a general hospital certificate of need shall pay the appellee's attorney's fees and costs, in an amount up to \$1 million, from the beginning of the original administrative action if the appealing party loses the appeal, subject to the following limitations and requirements:~~

~~1. The party appealing a final order must post a bond in the amount of \$1 million in order to maintain the appeal.~~

~~2. Except as provided under s. 120.595(5), in no event shall the agency be held liable for any other party's attorney's fees or costs.~~

Section 18. Subsection (1) of section 408.043, Florida Statutes, is amended to read:

408.043 Special provisions.—

~~(1) OSTEOPATHIC ACUTE CARE HOSPITALS.—When an application is made for a certificate of need to construct or to expand an osteopathic acute care hospital, the need for such hospital shall be determined on the basis of the need for and availability of osteopathic services and osteopathic acute care hospitals in the district. When a prior certificate of need to establish an osteopathic acute care hospital has been issued in a district, and the facility is no longer used for that~~

~~purpose, the agency may continue to count such facility and beds as an existing osteopathic facility in any subsequent application for construction of an osteopathic acute care hospital.~~

Section 19. Section 408.0455, Florida Statutes, is amended to read:

408.0455 Rules; pending proceedings.—The rules of the agency in effect on June 30, 2004, shall remain in effect and shall be enforceable by the agency with respect to ss. 408.031-408.045 until such rules are repealed or amended by the agency. *Rules 59C-1.039 through 59C-1.044, F.A.C., remain in effect for the sole purpose of maintaining licensure requirements for the applicable services until the agency has adopted rules for the corresponding services pursuant to s. 395.1055(1)(i), Florida Statutes 2018.*

Section 20. Subsection (3) of section 408.808, Florida Statutes, is amended to read:

408.808 License categories.—

(3) INACTIVE LICENSE.—An inactive license may be issued to a hospital or a health care provider subject to the certificate-of-need provisions in part I of this chapter when the provider is currently licensed, does not have a provisional license, and will be temporarily unable to provide services but is reasonably expected to resume services within 12 months. Such designation may be made for a period not to exceed 12 months but may be renewed by the agency for up to 12 additional months upon demonstration by the licensee of the provider's progress toward reopening. However, if after 20 months in an inactive license status, a statutory rural hospital, as defined in s. 395.602, has demonstrated progress toward reopening, but may not be able to reopen prior to the inactive license expiration date, the inactive designation may be renewed again by the agency for up to 12 additional months. For purposes of such a second renewal, if construction or renovation is required, the licensee must have had plans approved by the agency and construction must have already commenced pursuant to s. 408.032(4); however, if construction or renovation is not required, the licensee must provide proof of having made an enforceable capital expenditure greater than 25 percent of the total costs associated with the hiring of staff and the purchase of equipment and supplies needed to operate the facility upon opening. A request by a licensee for an inactive license or to extend the previously approved inactive period must be submitted to the agency and must include a written justification for the inactive license with the beginning and ending dates of inactivity specified, a plan for the transfer of any clients to other providers, and the appropriate licensure fees. The agency may not accept a request that is submitted after initiating closure, after any suspension of service, or after notifying clients of closure or suspension of service, unless the action is a result of a disaster at the licensed premises. For the purposes of this section, the term "disaster" means a sudden emergency occurrence beyond the control of the licensee, whether natural, technological, or manmade, which renders the provider inoperable at the premises. Upon agency approval, the provider shall notify clients of any necessary discharge or transfer as required by authorizing statutes or applicable rules. The beginning of the inactive license period is the date the provider ceases operations. The end of the inactive license period shall become the license expiration date. All licensure fees must be current, must be paid in full, and may be prorated. Reactivation of an inactive license requires the approval of a renewal application, including payment of licensure fees and agency inspections indicating compliance with all requirements of this part, authorizing statutes, and applicable rules.

Section 21. *The Office of Program Policy Analysis and Government Accountability shall review federal requirements and other states' licensure statutes and rules governing the provision of tertiary health services as defined in s. 408.032, Florida Statutes 2018, and shall make recommendations to the President of the Senate and the Speaker of the House of Representatives on best practices, including recommendations on minimum volume requirements, as applicable, regarding the establishment of licensure standards for such programs by November 1, 2019.*

Section 22. Except as otherwise expressly provided in this act, this act shall take effect July 1, 2019.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to hospital licensure; amending s. 395.0191, F.S.; deleting provisions relating to certificate of need applications; amending s. 395.1055, F.S.; revising the Agency for Health Care Administration'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; amending s. 395.1065, F.S.; conforming a cross-reference; repealing s. 395.6025, F.S., relating to rural hospital replacement facilities; amending s. 408.032, F.S.; revising and deleting definitions; amending s. 408.033, F.S.; conforming provisions to changes made by the act; amending s. 408.034, F.S.; authorizing the agency to issue a license to a general hospital that has not been issued a certificate of need under certain circumstances; revising duties and responsibilities of the agency 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.; deleting provisions related to the agency's consideration and review of applications for certificates of need for general hospitals and health services; amending s. 408.036, F.S.; providing an exception to certificate of need review requirements for the construction or establishment of a general hospital and the conversion of a specialty hospital to a general hospital; revising health-care-related projects that are 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 to changes made by the act; repealing s. 408.0361, F.S., relating to cardiovascular services and burn unit licensure; amending ss. 408.037 and 408.039, F.S.; deleting provisions relating to certificate of need applications for general hospitals; amending s. 408.043, F.S.; deleting provisions relating to certificates of need for osteopathic acute care hospitals; amending s. 408.0455, F.S.; establishing that specified rules remain in effect for a specified purpose and until the agency has adopted certain rules; amending s. 408.808, F.S.; authorizing the agency to issue an inactive license to a certain hospital under certain circumstances; requiring the Office of Program Policy Analysis and Government Accountability to review specified requirements, statutes, and rules, and make recommendations to the Legislature by a specified date; providing effective dates.

Pursuant to Rule 4.19, **CS for HB 21**, as amended, was placed on the calendar of Bills on Third Reading.

Consideration of **HB 7067** was deferred.

HB 7073—A bill to be entitled An act relating to permit and inspection fees; amending s. 465.0157, F.S.; requiring initial and renewal fees for international export pharmacy permits; amending s. 499.012, F.S.; requiring late renewal fees for international prescription drug wholesale distributors; amending s. 499.041, F.S.; requiring annual permit and inspection fees for international prescription drug wholesale distributors; providing a contingent effective date.

—was read the second time by title.

SENATOR SIMMONS PRESIDING

On motion by Senator Bradley, by two-thirds vote, **HB 7073** was read the third time by title, passed by the required constitutional two-thirds vote of the membership, and certified to the House. The vote on passage was:

Yeas—35

Albritton	Cruz	Mayfield
Baxley	Diaz	Montford
Bean	Flores	Passidomo
Benacquisto	Gainer	Perry
Book	Gibson	Rader
Bracy	Gruters	Rodriguez
Bradley	Harrell	Rouson
Brandes	Hooper	Simmons
Braynon	Hutson	Simpson
Broxson	Lee	Stargel

Stewart Thurston Wright
Taddeo Torres

Nays—None

Vote after roll call:

Yea—Mr. President

On motion by Senator Bradley—

HB 7067—A bill to be entitled An act relating to registration fees; amending s. 456.47; requiring an out-of-state health care provider to pay an application fee and biennial renewal fee to be registered to provide telehealth services in this state; providing a contingent effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **HB 7067** was placed on the calendar of Bills on Third Reading.

On motion by Senator Gruters—

CS for CS for SB 1024—A bill to be entitled An act relating to blockchain technology; providing legislative findings; establishing the Florida Blockchain Task Force within the Department of Financial Services; requiring the task force to develop a specified master plan; specifying the composition of the task force; specifying duties and procedures of the task force; providing that task force members shall serve without compensation but are entitled to certain reimbursement; requiring the task force to submit a specified report to the Governor and the Legislature and to make presentations; providing that the task force is entitled to assistance and services of state governmental entities; requiring the department to provide support staff and other assistance to the task force; providing for termination of the task force; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 1024** was placed on the calendar of Bills on Third Reading.

SB 1210—A bill to be entitled An act relating to ratification of rules of the Department of Financial Services; ratifying a specified rule relating to implementation of expanded workers' compensation benefits for first responders 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 applicability; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1210**, pursuant to Rule 3.11(3), there being no objection, **HB 983** was withdrawn from the Committees on Banking and Insurance; and Rules.

On motion by Senator Book—

HB 983—A bill to be entitled An act relating to ratification of rules of the Department of Financial Services; ratifying a specified rule relating to implementation of expanded workers' compensation benefits for first responders 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 applicability; providing an effective date.

—a companion measure, was substituted for **SB 1210** and read the second time by title.

On motion by Senator Book, by two-thirds vote, **HB 983** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Albritton Farmer Powell
Baxley Flores Rader
Bean Gainer Rodriguez
Benacquisto Gibson Rouson
Berman Gruters Simmons
Book Harrell Simpson
Bracy Hooper Stargel
Bradley Lee Stewart
Brandes Mayfield Taddeo
Braynon Montford Thurston
Broxson Passidomo Torres
Cruz Perry Wright
Diaz Pizzo

Nays—None

Vote after roll call:

Yea—Mr. President, Hutson

CS for CS for SB 1418—A bill to be entitled An act relating to mental health; amending s. 394.4615, F.S.; requiring service providers to disclose information from a clinical record under certain circumstances relating to threats to cause serious bodily injury or death; requiring a law enforcement agency that receives notification of a specific threat to take appropriate action; providing immunity for service providers for certain actions; amending s. 394.463, F.S.; revising deadlines for submission of documentation regarding involuntary examinations; requiring that additional information be included in reports to the department; requiring the department to report to the Governor and Legislature on data collected from such reports; amending s. 394.917, F.S.; revising the purpose of civil commitment of sexually violent predators to the department after completion of their criminal incarceration sentences; amending s. 456.059, F.S.; requiring psychiatrists to disclose certain patient communications for purposes of notifying law enforcement agencies of certain threats; requiring the notified law enforcement agency to take appropriate action to prevent the risk of harm to the victim; providing psychiatrists with immunity from specified liability and actions under certain circumstances; amending s. 490.0147, F.S.; requiring psychologists to disclose certain patient or client communications for purposes of notifying law enforcement agencies of certain threats; requiring the notified law enforcement agency to take appropriate action to prevent the risk of harm to the victim; providing psychologists with immunity from specified liability and actions under certain circumstances; amending s. 491.0147, F.S.; requiring certain license holders and certificate holders to disclose certain patient or client communications for purposes of notifying law enforcement agencies of certain threats; requiring the notified law enforcement agency to take appropriate action to prevent the risk of harm to the victim; providing such persons with immunity from specified liability and actions; amending s. 1012.583, F.S.; revising responsibilities of the Department of Education and the Statewide Office for Suicide Prevention; revising criteria for designation as a Suicide Prevention Certified School; requiring that the department, schools, and school districts post certain information regarding such schools be posted on their respective websites; reenacting ss. 490.009 and 491.009, F.S., relating to discipline of psychologists and other licensed therapists, to incorporate amendments made by the act; providing an effective date.

—was read the second time by title. On motion by Senator Powell, by two-thirds vote, **CS for CS for SB 1418** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—38

Albritton Bracy Diaz
Baxley Bradley Farmer
Bean Brandes Flores
Benacquisto Braynon Gainer
Berman Broxson Gibson
Book Cruz Gruters

Harrell	Pizzo	Stargel
Hooper	Powell	Stewart
Lee	Rader	Taddeo
Mayfield	Rodriguez	Thurston
Montford	Rouson	Torres
Passidomo	Simmons	Wright
Perry	Simpson	

Nays—None

Vote after roll call:

Yea—Mr. President, Hutson

On motion by Senator Montford—

CS for SB 1622—A bill to be entitled An act relating to public records; amending s. 409.175, F.S.; providing an exemption from public records requirements for the names of foster parent applicants and licensed foster parents, and the names of the spouses, minor children, and adult household members of such applicants and foster parents, which are held by the Department of Children and Families; providing an exception, under specified circumstances, for certain individuals charged with certain crimes; 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 SB 1622** was placed on the calendar of Bills on Third Reading.

On motion by Senator Flores—

CS for CS for CS for SB 1666—A bill to be entitled An act relating to vessels; amending s. 327.395, F.S.; revising boating safety identification requirements for certain persons; requiring any person who rents and operates certain vessels to have certain photographic and safety identification in his or her possession before operating the vessel; authorizing the commission to appoint certain persons to issue temporary certificates; authorizing the commission to issue boating safety identification cards for temporary certificates in digital or electronic formats; authorizing the commission to appoint agents to administer and charge fees for the boating safety education course or temporary certificate examination; amending s. 327.4109, F.S.; defining a term; directing the Fish and Wildlife Conservation Commission to conduct, contingent upon appropriation, a specified study of the impacts of long-term stored vessels and certain anchored and moored vessels on local communities and the state and to submit a report to the Governor and Legislature within a specified timeframe; providing for expiration of the study requirements; amending s. 327.60, F.S.; authorizing certain counties to create no-discharge zones; providing requirements for discharge in specified areas outside the no-discharge zones; reenacting and amending s. 327.73, F.S., relating to noncriminal infractions; specifying the fines for violations related to no-discharge zones; amending s. 328.72, F.S.; revising the distribution of vessel registration fees to provide grants for derelict vessel removal; amending s. 376.15, F.S.; authorizing the commission to use certain funds to remove, or to pay private contractors to remove, derelict vessels; amending s. 823.11, F.S.; prohibiting persons from residing or dwelling on certain derelict vessels until certain conditions are met; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for SB 1666** was placed on the calendar of Bills on Third Reading.

CS for SB 7078—A bill to be entitled An act relating to health care; providing legislative intent; 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 a dental student loan repayment program for specified purposes; providing for the award of funds; providing the maximum number of years

for which funds may be awarded; providing eligibility requirements; requiring the department to adopt rules; specifying that implementation of the program is subject to legislative appropriation; creating s. 381.40195, F.S.; providing a short title; providing definitions; requiring the Department of Health to establish the Donated Dental Services Program to provide comprehensive dental care to certain eligible individuals; requiring the department to contract with a nonprofit organization to implement and administer the program; specifying minimum contractual responsibilities; requiring the department to adopt rules; specifying that implementation of the program is subject to legislative appropriation; amending s. 395.1012, F.S.; requiring a licensed hospital to provide specified information and data relating to patient safety and quality measures to a patient under certain circumstances or to any person upon request; creating s. 395.1052, F.S.; requiring a hospital to notify a patient's primary care provider within a specified timeframe after the patient's admission; requiring a hospital to inform a patient, upon admission, of the option to request consultation between the hospital's treating physician and the patient's primary care provider or specialist provider; requiring a hospital to notify a patient's primary care provider of the patient's discharge and provide specified information and records to the primary care provider within a specified timeframe after discharge; amending s. 395.002, F.S.; revising the definition of the term "ambulatory surgical center"; 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 related to the delivery of surgical care to children in ambulatory surgical centers, in accordance with specified standards; specifying that ambulatory surgical centers may provide certain procedures only if authorized by agency rule; authorizing the reimbursement of per diem and travel expenses to members of the pediatric cardiac technical advisory panel, established within the Agency for Health Care Administration; revising panel membership to include certain alternate at-large members; providing term limits for voting members; providing that members of the panel under certain circumstances are agents of the state for a specified purpose; requiring the Secretary of Health Care Administration to consult the panel for advisory recommendations on certain certificate of need applications; authorizing the secretary to request announced or unannounced site visits to any existing pediatric cardiac surgical center or facility seeking licensure as a pediatric cardiac surgical center through the certificate of need process; providing a process for the appointment of physician experts to a site visit team; requiring each member of a site visit team to submit a report to the panel; requiring the panel to discuss such reports and present an advisory opinion to the secretary; providing requirements for an on-site inspection; requiring the Surgeon General of the Department of Health to provide specified reports to the secretary; 395.301, F.S.; requiring a licensed facility, upon placing a patient on observation status, to immediately notify the patient of such status using a specified form; requiring that such notification be documented in the patient's medical records and discharge papers; creating s. 542.336, F.S.; specifying that certain restrictive covenants entered into with certain physicians are not supported by legitimate business interests; providing legislative findings; providing that such restrictive covenants are void and remain void and unenforceable for a specified period; amending s. 624.27, F.S.; expanding the scope of direct primary care agreements, which are renamed "direct health care agreements"; conforming provisions to changes made by the act; creating s. 627.42393, F.S.; prohibiting certain health insurers from employing step-therapy protocols under certain circumstances; defining the term "health coverage plan"; clarifying that a health insurer is not required to take specific actions regarding prescription drugs; amending s. 641.31, F.S.; prohibiting certain health maintenance organizations from employing step-therapy protocols under certain circumstances; defining the term "health coverage plan"; clarifying that a health maintenance organization is not required to take specific actions regarding prescription drugs; requiring the Office of Program Policy Analysis and Government Accountability to submit by a specified date a report and recommendations to the Governor and the Legislature which addresses this state's prospective entrance into the Interstate Medical Licensure Compact as a member state; providing parameters for the report; providing effective dates.

—was read the second time by title.

Pending further consideration of **CS for SB 7078**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 843** was withdrawn from the Committees on Health Policy; and Rules.

On motion by Senator Harrell, the rules were waived and—

CS for HB 843—A bill to be entitled An act relating to patient access to primary care and specialist providers; creating s. 395.1052, F.S.; requiring a hospital to notify a patient's primary care or specialist provider within a specified timeframe after the patient's admission; requiring a hospital to inform a patient, upon admission, of the option to request consultation between the patient's primary care or specialist provider and the treating physician at the hospital; requiring a hospital to notify a patient's primary care or specialist provider of the patient's discharge and provide specified information and records to the primary care or specialist provider within a specified timeframe after discharge; providing an effective date.

—a companion measure, was substituted for **CS for SB 7078** and read the second time by title.

THE PRESIDENT PRESIDING

Senator Harrell moved the following amendment:

Amendment 1 (623018) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. *It is the intent of the Legislature to promote programs and initiatives that help make available preventive and educational dental services for the residents of the state, as well as provide quality dental treatment services. The geographic characteristics among the residents of the state are distinctive and vary from region to region, with such residents having unique needs regarding access to dental care. The Legislature recognizes that maintaining good oral health is integral to the overall health status of individuals and that the good health of the residents of this state is an important contributing factor in economic development. Better health, including better oral health, increases workplace productivity, reduces the burden of health care costs, and improves the cognitive development of children, resulting in a reduction of missed school days.*

Section 2. Section 381.4019, Florida Statutes, is created to read:

381.4019 Dental Student Loan Repayment Program.—*The Dental Student Loan Repayment Program is established to promote access to dental care by supporting qualified dentists who treat medically underserved populations in dental health professional shortage areas or medically underserved areas.*

(1) *As used in this section, the term:*

(a) *“Dental health professional shortage area” means a geographic area designated as such by the Health Resources and Services Administration of the United States Department of Health and Human Services.*

(b) *“Department” means the Department of Health.*

(c) *“Loan program” means the Dental Student Loan Repayment Program.*

(d) *“Medically underserved area” means a geographic area, an area having a special population, or a facility which is designated by department rule as a health professional shortage area as defined by federal regulation and which has a shortage of dental health professionals who serve Medicaid recipients and other low-income patients.*

(e) *“Public health program” means a county health department, the Children’s Medical Services program, a federally funded community health center, a federally funded migrant health center, or other publicly funded or nonprofit health care program designated by the department.*

(2) *The department shall establish a dental student loan repayment program to benefit Florida-licensed dentists who demonstrate, as required by department rule, active employment in a public health program that serves Medicaid recipients and other low-income patients and is located in a dental health professional shortage area or a medically underserved area.*

(3) *The department shall award funds from the loan program to repay the student loans of a dentist who meets the requirements of subsection (2).*

(a) *An award may not exceed \$50,000 per year per eligible dentist.*

(b) *Only loans to pay the costs of tuition, books, dental equipment and supplies, uniforms, and living expenses may be covered.*

(c) *All repayments are contingent upon continued proof of eligibility and must be made directly to the holder of the loan. The state bears no responsibility for the collection of any interest charges or other remaining balances.*

(d) *A dentist may receive funds under the loan program for at least 1 year, up to a maximum of 5 years.*

(e) *The department shall limit the number of new dentists participating in the loan program to not more than 10 per fiscal year.*

(4) *A dentist is no longer eligible to receive funds under the loan program if the dentist:*

(a) *Is no longer employed by a public health program that meets the requirements of subsection (2).*

(b) *Ceases to participate in the Florida Medicaid program.*

(c) *Has disciplinary action taken against his or her license by the Board of Dentistry for a violation of s. 466.028.*

(5) *The department shall adopt rules to administer the loan program.*

(6) *Implementation of the loan program is subject to legislative appropriation.*

Section 3. Section 381.40195, Florida Statutes, is created to read:

381.40195 Donated Dental Services Program.—

(1) *This act may be cited as the “Donated Dental Services Act.”*

(2) *As used in this section, the term:*

(a) *“Department” means the Department of Health.*

(b) *“Program” means the Donated Dental Services Program as established pursuant to subsection (3).*

(3) *The department shall establish the Donated Dental Services Program for the purpose of providing comprehensive dental care through a network of volunteer dentists and other dental providers to needy, disabled, elderly, and medically compromised individuals who cannot afford necessary treatment but are ineligible for public assistance. An eligible individual may receive treatment in a volunteer dentist’s or participating dental provider’s private office or at any other suitable location. An eligible individual is not required to pay any fee or cost associated with the treatment he or she receives.*

(4) *The department shall establish the program. The department shall contract with a nonprofit organization that has experience in providing similar services or administering similar programs. The contract must specify the responsibilities of the nonprofit organization, which may include, but are not limited to:*

(a) *Maintaining a network of volunteer dentists and other dental providers, including, but not limited to, dental specialists and dental laboratories, to provide comprehensive dental services to eligible individuals.*

(b) *Maintaining a system to refer eligible individuals to the appropriate volunteer dentist or participating dental provider.*

(c) *Developing a public awareness and marketing campaign to promote the program and educate eligible individuals about its availability and services.*

(d) *Providing the necessary administrative and technical support to administer the program.*

(e) *Submitting an annual report to the department which must include, at a minimum:*

1. *Financial data relating to administering the program.*
2. *Demographic data and other information relating to the eligible individuals who are referred to and receive treatment through the program.*
3. *Demographic data and other information relating to the volunteer dentists and participating dental providers who provide dental services through the program.*
4. *Any other data or information that the department may require.*
- (f) *Performing any other program-related duties and responsibilities as required by the department.*
- (5) *The department shall adopt rules to administer the program.*
- (6) *Implementation of the program is subject to legislative appropriation.*

Section 4. Subsection (3) is added to section 395.1012, Florida Statutes, to read:

395.1012 Patient safety.—

(3)(a) *Each hospital shall provide to any patient upon admission, upon scheduling of nonemergency care, or before treatment, written information on a form created by the agency which contains the following information available for the hospital for the most recent year and the statewide average for all hospitals related to the following quality measures:*

1. *The rate of hospital-acquired infections;*
 2. *The overall rating of the Hospital Consumer Assessment of Healthcare Providers and Systems survey; and*
 3. *The 15-day readmission rate.*
- (b) *A hospital shall also provide to any person, upon request, the written information specified in paragraph (a).*
- (c) *The information required by this subsection must be presented in a manner that is easily understandable and accessible to the patient and must also include an explanation of the quality measures and the relationship between patient safety and the hospital's data for the quality measures.*

Section 5. Section 395.1052, Florida Statutes, is created to read:

395.1052 *Patient access to primary care and specialty providers; notification.—A hospital shall:*

- (1) *Notify each patient's primary care provider, if any, within 24 hours after the patient's admission to the hospital.*
- (2) *Inform the patient immediately upon admission that he or she may request to have the hospital's treating physician consult with the patient's primary care provider or specialist provider, if any, when developing the patient's plan of care. Upon the patient's request, the hospital's treating physician shall make reasonable efforts to consult with the patient's primary care provider or specialist provider when developing the patient's plan of care.*
- (3) *Notify the patient's primary care provider, if any, of the patient's discharge from the hospital within 24 hours after the discharge.*
- (4) *Provide the discharge summary and any related information or records to the patient's primary care provider, if any, within 14 days after the patient's discharge summary has been completed.*

Section 6. Subsection (3) of section 395.002, Florida Statutes, is amended to read:

395.002 Definitions.—As used in this chapter:

- (3) "Ambulatory surgical center" means a facility the primary purpose of which is to provide elective surgical care, in which the patient is admitted to and discharged from such facility within 24 hours ~~the same~~ ~~working day and is not permitted to stay overnight~~, and which is not

part of a hospital. However, a facility existing for the primary purpose of performing terminations of pregnancy, an office maintained by a physician for the practice of medicine, or an office maintained for the practice of dentistry may not be construed to be an ambulatory surgical center, provided that any facility or office which is certified or seeks certification as a Medicare ambulatory surgical center shall be licensed as an ambulatory surgical center pursuant to s. 395.003.

Section 7. Section 395.1055, Florida Statutes, is amended to read:

395.1055 Rules and enforcement.—

(1) The agency shall adopt rules pursuant to ss. 120.536(1) and 120.54 to implement the provisions of this part, which shall include reasonable and fair minimum standards for ensuring that:

(a) Sufficient numbers and qualified types of personnel and occupational disciplines are on duty and available at all times to provide necessary and adequate patient care and safety.

(b) Infection control, housekeeping, sanitary conditions, and medical record procedures that will adequately protect patient care and safety are established and implemented.

(c) A comprehensive emergency management plan is prepared and updated annually. Such standards must be included in the rules adopted by the agency after consulting with the Division of Emergency Management. At a minimum, the rules must provide for plan components that address emergency evacuation transportation; adequate sheltering arrangements; postdisaster activities, including emergency power, food, and water; postdisaster transportation; supplies; staffing; emergency equipment; individual identification of residents and transfer of records, and responding to family inquiries. The comprehensive emergency management plan is subject to review and approval by the local emergency management agency. During its review, the local emergency management agency shall ensure that the following agencies, at a minimum, are given the opportunity to review the plan: the Department of Elderly Affairs, the Department of Health, the Agency for Health Care Administration, and the Division of Emergency Management. Also, appropriate volunteer organizations must be given the opportunity to review the plan. The local emergency management agency shall complete its review within 60 days and either approve the plan or advise the facility of necessary revisions.

(d) Licensed facilities are established, organized, and operated consistent with established standards and rules.

(e) Licensed facility beds conform to minimum space, equipment, and furnishings standards as specified by the department.

(f) All hospitals submit such data as necessary to conduct certificate-of-need reviews required under part I of chapter 408. Such data shall include, but shall not be limited to, patient origin data, hospital utilization data, type of service reporting, and facility staffing data. The agency may not collect data that identifies or could disclose the identity of individual patients. The agency shall utilize existing uniform statewide data sources when available and shall minimize reporting costs to hospitals.

(g) Each hospital has a quality improvement program designed according to standards established by their current accrediting organization. This program will enhance quality of care and emphasize quality patient outcomes, corrective action for problems, governing board review, and reporting to the agency of standardized data elements necessary to analyze quality of care outcomes. The agency shall use existing data, when available, and shall not duplicate the efforts of other state agencies in order to obtain such data.

(h) Licensed facilities make available on their Internet websites, no later than October 1, 2004, and in a hard copy format upon request, a description of and a link to the patient charge and performance outcome data collected from licensed facilities pursuant to s. 408.061.

(i) All hospitals providing organ transplantation, neonatal intensive care services, inpatient psychiatric services, inpatient substance abuse services, or comprehensive medical rehabilitation meet the minimum licensure requirements adopted by the agency. Such licensure requirements must include quality of care, nurse staffing, physician staffing,

physical plant, equipment, emergency transportation, and data reporting standards.

(2) Separate standards may be provided for general and specialty hospitals, ambulatory surgical centers, and statutory rural hospitals as defined in s. 395.602.

(3) *The agency shall adopt rules that establish minimum standards for pediatric patient care in ambulatory surgical centers to ensure the safe and effective delivery of surgical care to children in ambulatory surgical centers. Such standards must include quality of care, nurse staffing, physician staffing, and equipment standards. Ambulatory surgical centers may not provide operative procedures to children under 18 years of age which require a length of stay past midnight until such standards are established by rule.*

(4)(3) The agency shall adopt rules with respect to the care and treatment of patients residing in distinct part nursing units of hospitals which are certified for participation in Title XVIII (Medicare) and Title XIX (Medicaid) of the Social Security Act skilled nursing facility program. Such rules shall take into account the types of patients treated in hospital skilled nursing units, including typical patient acuity levels and the average length of stay in such units, and shall be limited to the appropriate portions of the Omnibus Budget Reconciliation Act of 1987 (Pub. L. No. 100-203) (December 22, 1987), Title IV (Medicare, Medicaid, and Other Health-Related Programs), Subtitle C (Nursing Home Reform), as amended. The agency shall require level 2 background screening as specified in s. 408.809(1)(e) pursuant to s. 408.809 and chapter 435 for personnel of distinct part nursing units.

(5)(4) The agency shall adopt rules with respect to the care and treatment of clients in intensive residential treatment programs for children and adolescents and with respect to the safe and healthful development, operation, and maintenance of such programs.

(6)(5) The agency shall enforce the provisions of part I of chapter 394, and rules adopted thereunder, with respect to the rights, standards of care, and examination and placement procedures applicable to patients voluntarily or involuntarily admitted to hospitals providing psychiatric observation, evaluation, diagnosis, or treatment.

(7)(6) No rule shall be adopted under this part by the agency which would have the effect of denying a license to a facility required to be licensed under this part, solely by reason of the school or system of practice employed or permitted to be employed by physicians therein, provided that such school or system of practice is recognized by the laws of this state. However, nothing in this subsection shall be construed to limit the powers of the agency to provide and require minimum standards for the maintenance and operation of, and for the treatment of patients in, those licensed facilities which receive federal aid, in order to meet minimum standards related to such matters in such licensed facilities which may now or hereafter be required by appropriate federal officers or agencies in pursuance of federal law or promulgated in pursuance of federal law.

(8)(7) Any licensed facility which is in operation at the time of promulgation of any applicable rules under this part shall be given a reasonable time, under the particular circumstances, but not to exceed 1 year from the date of such promulgation, within which to comply with such rules.

(9)(8) The agency may not adopt any rule governing the design, construction, erection, alteration, modification, repair, or demolition of any public or private hospital, intermediate residential treatment facility, or ambulatory surgical center. It is the intent of the Legislature to preempt that function to the Florida Building Commission and the State Fire Marshal through adoption and maintenance of the Florida Building Code and the Florida Fire Prevention Code. However, the agency shall provide technical assistance to the commission and the State Fire Marshal in updating the construction standards of the Florida Building Code and the Florida Fire Prevention Code which govern hospitals, intermediate residential treatment facilities, and ambulatory surgical centers.

(10)(9) The agency shall establish a *pediatric cardiac* technical advisory panel, pursuant to s. 20.052, to develop procedures and standards for measuring outcomes of pediatric cardiac catheterization programs and pediatric cardiovascular surgery programs.

(a) Members of the panel must have technical expertise in pediatric cardiac medicine, shall serve without compensation, and may ~~not~~ be reimbursed for per diem and travel expenses.

(b) Voting members of the panel shall include: 3 at-large members, and 3 alternate at-large members with different program affiliations, including 1 cardiologist who is board certified in caring for adults with congenital heart disease and 2 board-certified pediatric cardiologists, neither of whom may be employed by any of the hospitals specified in subparagraphs 1.-10. or their affiliates, each of whom is appointed by the Secretary of Health Care Administration, and 10 members, and an alternate for each member, each of whom is a pediatric cardiologist or a pediatric cardiovascular surgeon, each appointed by the chief executive officer of the following hospitals:

1. Johns Hopkins All Children's Hospital in St. Petersburg.
2. Arnold Palmer Hospital for Children in Orlando.
3. Joe DiMaggio Children's Hospital in Hollywood.
4. Nicklaus Children's Hospital in Miami.
5. St. Joseph's Children's Hospital in Tampa.
6. University of Florida Health Shands Hospital in Gainesville.
7. University of Miami Holtz Children's Hospital in Miami.
8. Wolfson Children's Hospital in Jacksonville.
9. Florida Hospital for Children in Orlando.
10. Nemours Children's Hospital in Orlando.

Appointments made under subparagraphs 1.-10. are contingent upon the hospital's maintenance of pediatric certificates of need and the hospital's compliance with this section and rules adopted thereunder, as determined by the Secretary of Health Care Administration. A member appointed under subparagraphs 1.-10. whose hospital fails to maintain such certificates or comply with standards may serve only as a non-voting member until the hospital restores such certificates or complies with such standards. *A voting member may serve a maximum of two 2-year terms and may be reappointed to the panel after being retired from the panel for a full 2-year term.*

(c) The Secretary of Health Care Administration may appoint non-voting members to the panel. Nonvoting members may include:

1. The Secretary of Health Care Administration.
2. The Surgeon General.
3. The Deputy Secretary of Children's Medical Services.
4. Any current or past Division Director of Children's Medical Services.
5. A parent of a child with congenital heart disease.
6. An adult with congenital heart disease.
7. A representative from each of the following organizations: the Florida Chapter of the American Academy of Pediatrics, the Florida Chapter of the American College of Cardiology, the Greater Southeast Affiliate of the American Heart Association, the Adult Congenital Heart Association, the March of Dimes, the Florida Association of Children's Hospitals, and the Florida Society of Thoracic and Cardiovascular Surgeons.

(d) The panel shall meet biannually, or more frequently upon the call of the Secretary of Health Care Administration. Such meetings may be conducted telephonically, or by other electronic means.

(e) The duties of the panel include recommending to the agency standards for quality of care, personnel, physical plant, equipment, emergency transportation, and data reporting for hospitals that provide pediatric cardiac services.

(f) Beginning on January 1, 2020, and annually thereafter, the panel shall submit a report to the Governor, the President of the Senate, the Speaker of the House of Representatives, the Secretary of Health Care Administration, and the State Surgeon General. The report must summarize the panel's activities during the preceding fiscal year and include data and performance measures on surgical morbidity and mortality for all pediatric cardiac programs.

(g) *Panel members are agents of the state for purposes of s. 768.28 throughout the good faith performance of the duties assigned to them by the Secretary of Health Care Administration.*

(11) *The Secretary of Health Care Administration shall consult the pediatric cardiac technical advisory panel for an advisory recommendation on any certificate of need applications to establish pediatric cardiac surgical centers.*

(12)(10) *Based on the recommendations of the pediatric cardiac technical advisory panel in subsection (9), the agency shall adopt rules for pediatric cardiac programs which, at a minimum, include:*

(a) Standards for pediatric cardiac catheterization services and pediatric cardiovascular surgery including quality of care, personnel, physical plant, equipment, emergency transportation, data reporting, and appropriate operating hours and timeframes for mobilization for emergency procedures.

(b) Outcome standards consistent with nationally established levels of performance in pediatric cardiac programs.

(c) Specific steps to be taken by the agency and licensed facilities when the facilities do not meet the outcome standards within a specified time, including time required for detailed case reviews and the development and implementation of corrective action plans.

(13)(11) *A pediatric cardiac program shall:*

(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 operated by the Society of Thoracic Surgeons and the American College of Cardiology.

(14)(a) *The Secretary of Health Care Administration may request announced or unannounced site visits to any existing pediatric cardiac surgical center or facility seeking licensure as a pediatric cardiac surgical center through the certificate of need process, to ensure compliance with this section and rules adopted hereunder.*

(b) *At the request of the Secretary of Health Care Administration, the pediatric cardiac technical advisory panel shall recommend in-state physician experts to conduct an on-site visit. The Secretary may also appoint up to two out-of-state physician experts.*

(c) *A site visit team shall conduct an on-site inspection of the designated hospital's pediatric medical and surgical programs, and each member shall submit a written report of his or her findings to the panel. The panel shall discuss the written reports and present an advisory opinion to the Secretary of Health Care Administration which includes recommendations and any suggested actions for correction.*

(d) *Each on-site inspection must include all of the following:*

1. *An inspection of the program's physical facilities, clinics, and laboratories.*

2. *Interviews with support staff and hospital administrators.*

3. *A review of:*

a. *Randomly selected medical records and reports, including, but not limited to, advanced cardiac imaging, computed tomography, magnetic resonance imaging, cardiac ultrasound, cardiac catheterization, and surgical operative notes.*

b. *The program's clinical outcome data submitted to the Society of Thoracic Surgeons and the American College of Cardiology pursuant to s. 408.05(3)(k).*

c. *Mortality reports from cardiac-related deaths that occurred in the previous year.*

d. *Program volume data from the preceding year for interventional and electrophysiology catheterizations and surgical procedures.*

(15) *The Surgeon General shall provide quarterly reports to the Secretary of Health Care Administration consisting of data from the Children's Medical Services' critical congenital heart disease screening program for review by the advisory panel.*

(16)(12) *The agency may adopt rules to administer the requirements of part II of chapter 408.*

Section 8. Subsection (3) of section 395.301, Florida Statutes, is amended to read:

395.301 Price transparency; itemized patient statement or bill; patient admission status notification.—

(3) If a licensed facility places a patient on observation status rather than inpatient status, *the licensed facility must immediately notify the patient of such status using the form adopted under 42 C.F.R. s. 489.20 for Medicare patients or a form adopted by agency rule for non-Medicare patients. Such notification must observation services shall be documented in the patient's medical records and discharge papers. The patient or the patient's survivor or legal guardian must shall be notified of observation services through discharge papers, which may also include folder brochures, signage, or other forms of communication for this purpose.*

Section 9. Paragraphs (a), (b), (c), and (d) of subsection (4) of section 400.9905, Florida Statutes, are amended to read:

400.9905 Definitions.—

(4) "Clinic" means an entity where health care services are provided to individuals and which tenders charges for reimbursement for such services, including a mobile clinic and a portable equipment provider. As used in this part, the term does not include and the licensure requirements of this part do not apply to:

(a) Entities licensed or registered by the state under chapter 395; entities licensed or registered by the state and providing only health care services within the scope of services authorized under their respective licenses under ss. 383.30-383.332, chapter 390, chapter 394, chapter 397, this chapter except part X, chapter 429, chapter 463, chapter 465, chapter 466, chapter 478, chapter 484, or chapter 651; end-stage renal disease providers authorized under 42 C.F.R. part 405, subpart U; providers certified under 42 C.F.R. part 485, subpart B or subpart H; providers certified by the Centers for Medicare and Medicaid services under the federal Clinical Laboratory Improvement Amendments and the federal rules adopted thereunder; or any entity that provides neonatal or pediatric hospital-based health care services or other health care services by licensed practitioners solely within a hospital licensed under chapter 395.

(b) Entities that own, directly or indirectly, entities licensed or registered by the state pursuant to chapter 395; entities that own, directly or indirectly, entities licensed or registered by the state and providing only health care services within the scope of services authorized pursuant to their respective licenses under ss. 383.30-383.332, chapter 390, chapter 394, chapter 397, this chapter except part X, chapter 429, chapter 463, chapter 465, chapter 466, chapter 478, chapter 484, or chapter 651; end-stage renal disease providers authorized under 42 C.F.R. part 405, subpart U; providers certified under 42 C.F.R. part 485, subpart B or subpart H; providers certified by the Centers for Medicare and Medicaid services under the federal Clinical Laboratory Improve-

ment Amendments and the federal rules adopted thereunder; or any entity that provides neonatal or pediatric hospital-based health care services by licensed practitioners solely within a hospital licensed under chapter 395.

(c) Entities that are owned, directly or indirectly, by an entity licensed or registered by the state pursuant to chapter 395; entities that are owned, directly or indirectly, by an entity licensed or registered by the state and providing only health care services within the scope of services authorized pursuant to their respective licenses under ss. 383.30-383.332, chapter 390, chapter 394, chapter 397, this chapter except part X, chapter 429, chapter 463, chapter 465, chapter 466, chapter 478, chapter 484, or chapter 651; end-stage renal disease providers authorized under 42 C.F.R. part 405, subpart U; providers certified under 42 C.F.R. part 485, subpart B or subpart H; *providers certified by the Centers for Medicare and Medicaid services under the federal Clinical Laboratory Improvement Amendments and the federal rules adopted thereunder*; or any entity that provides neonatal or pediatric hospital-based health care services by licensed practitioners solely within a hospital under chapter 395.

(d) Entities that are under common ownership, directly or indirectly, with an entity licensed or registered by the state pursuant to chapter 395; entities that are under common ownership, directly or indirectly, with an entity licensed or registered by the state and providing only health care services within the scope of services authorized pursuant to their respective licenses under ss. 383.30-383.332, chapter 390, chapter 394, chapter 397, this chapter except part X, chapter 429, chapter 463, chapter 465, chapter 466, chapter 478, chapter 484, or chapter 651; end-stage renal disease providers authorized under 42 C.F.R. part 405, subpart U; providers certified under 42 C.F.R. part 485, subpart B or subpart H; *providers certified by the Centers for Medicare and Medicaid services under the federal Clinical Laboratory Improvement Amendments and the federal rules adopted thereunder*; or any entity that provides neonatal or pediatric hospital-based health care services by licensed practitioners solely within a hospital licensed under chapter 395.

Notwithstanding this subsection, an entity shall be deemed a clinic and must be licensed under this part in order to receive reimbursement under the Florida Motor Vehicle No-Fault Law, ss. 627.730-627.7405, unless exempted under s. 627.736(5)(h).

Section 10. Section 542.336, Florida Statutes, is created to read:

542.336 Invalid restrictive covenants.—A restrictive covenant entered into with a physician who is licensed under chapter 458 or chapter 459 and who practices a medical specialty in a county wherein one entity employs or contracts with, either directly or through related or affiliated entities, all physicians who practice such specialty in that county is not supported by a legitimate business interest. The Legislature finds that such covenants restrict patient access to physicians, increase costs, and are void and unenforceable under current law. Such restrictive covenants shall remain void and unenforceable for 3 years after the date on which a second entity that employs or contracts with, either directly or through related or affiliated entities, one or more physicians who practice such specialty begins offering such specialty services in that county.

Section 11. Section 624.27, Florida Statutes, is amended to read:

624.27 Direct health primary care agreements; exemption from code.—

(1) As used in this section, the term:

(a) “Direct health primary care agreement” means a contract between a health primary care provider and a patient, a patient’s legal representative, or a patient’s employer, which meets the requirements of subsection (4) and does not indemnify for services provided by a third party.

(b) “Health Primary care provider” means a health care provider licensed under chapter 458, chapter 459, chapter 460, or chapter 464, or chapter 466, or a health primary care group practice, who provides health primary care services to patients.

(c) “Health Primary care services” means the screening, assessment, diagnosis, and treatment of a patient conducted within the competency

and training of the health primary care provider for the purpose of promoting health or detecting and managing disease or injury.

(2) A direct health primary care agreement does not constitute insurance and is not subject to the Florida Insurance Code. The act of entering into a direct health primary care agreement does not constitute the business of insurance and is not subject to the Florida Insurance Code.

(3) A health primary care provider or an agent of a health primary care provider is not required to obtain a certificate of authority or license under the Florida Insurance Code to market, sell, or offer to sell a direct health primary care agreement.

(4) For purposes of this section, a direct health primary care agreement must:

(a) Be in writing.

(b) Be signed by the health primary care provider or an agent of the health primary care provider and the patient, the patient’s legal representative, or the patient’s employer.

(c) Allow a party to terminate the agreement by giving the other party at least 30 days’ advance written notice. The agreement may provide for immediate termination due to a violation of the physician-patient relationship or a breach of the terms of the agreement.

(d) Describe the scope of health primary care services that are covered by the monthly fee.

(e) Specify the monthly fee and any fees for health primary care services not covered by the monthly fee.

(f) Specify the duration of the agreement and any automatic renewal provisions.

(g) Offer a refund to the patient, the patient’s legal representative, or the patient’s employer of monthly fees paid in advance if the health primary care provider ceases to offer health primary care services for any reason.

(h) Contain, in contrasting color and in at least 12-point type, the following statement on the signature page: “This agreement is not health insurance and the health primary care provider will not file any claims against the patient’s health insurance policy or plan for reimbursement of any health primary care services covered by the agreement. This agreement does not qualify as minimum essential coverage to satisfy the individual shared responsibility provision of the Patient Protection and Affordable Care Act, 26 U.S.C. s. 5000A. This agreement is not workers’ compensation insurance and does not replace an employer’s obligations under chapter 440.”

Section 12. Effective January 1, 2020, section 627.42393, Florida Statutes, is created to read:

627.42393 Step-therapy protocol.—

(1) A health insurer issuing a major medical individual or group policy may not require a step-therapy protocol under the policy for a covered prescription drug requested by an insured if:

(a) The insured has previously been approved to receive the prescription drug through the completion of a step-therapy protocol required by a separate health coverage plan; and

(b) The insured provides documentation originating from the health coverage plan that approved the prescription drug as described in paragraph (a) indicating that the health coverage plan paid for the drug on the insured’s behalf during the 90 days immediately before the request.

(2) As used in this section, the term “health coverage plan” means any of the following which is currently or was previously providing major medical or similar comprehensive coverage or benefits to the insured:

(a) A health insurer or health maintenance organization.

(b) A plan established or maintained by an individual employer as provided by the Employee Retirement Income Security Act of 1974, Pub. L. No. 93-406.

(c) A multiple-employer welfare arrangement as defined in s. 624.437.

(d) A governmental entity providing a plan of self-insurance.

(3) This section does not require a health insurer to add a drug to its prescription drug formulary or to cover a prescription drug that the insurer does not otherwise cover.

Section 13. Effective January 1, 2020, subsection (45) is added to section 641.31, Florida Statutes, to read:

641.31 Health maintenance contracts.—

(45)(a) A health maintenance organization issuing major medical coverage through an individual or group contract may not require a step-therapy protocol under the contract for a covered prescription drug requested by a subscriber if:

1. The subscriber has previously been approved to receive the prescription drug through the completion of a step-therapy protocol required by a separate health coverage plan; and

2. The subscriber provides documentation originating from the health coverage plan that approved the prescription drug as described in subparagraph 1. indicating that the health coverage plan paid for the drug on the subscriber's behalf during the 90 days immediately before the request.

(b) As used in this subsection, the term "health coverage plan" means any of the following which previously provided or is currently providing major medical or similar comprehensive coverage or benefits to the subscriber:

1. A health insurer or health maintenance organization;

2. A plan established or maintained by an individual employer as provided by the Employee Retirement Income Security Act of 1974, Pub. L. No. 93-406;

3. A multiple-employer welfare arrangement as defined in s. 624.437; or

4. A governmental entity providing a plan of self-insurance.

(c) This subsection does not require a health maintenance organization to add a drug to its prescription drug formulary or to cover a prescription drug that the health maintenance organization does not otherwise cover.

Section 14. The Office of Program Policy Analysis and Government Accountability shall research and analyze the Interstate Medical Licensure Compact and the relevant requirements and provisions of general law and the State Constitution and shall develop a report and recommendations addressing this state's prospective entrance into the compact as a member state while remaining consistent with those requirements and provisions. In conducting such research and analysis, the office may consult with the executive director, other executive staff, or the executive committee of the Interstate Medical Licensure Compact Commission. The office shall submit the report and recommendations to the Governor, the President of the Senate, and the Speaker of the House of Representatives by not later than October 1, 2019.

Section 15. Except as otherwise expressly provided in this act, this act shall take effect July 1, 2019.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to health care; providing legislative intent; 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 a dental student loan repayment program for specified purposes; providing for the award of

funds; providing the maximum number of years for which funds may be awarded; providing eligibility requirements; requiring the department to adopt rules; specifying that implementation of the program is subject to legislative appropriation; creating s. 381.40195, F.S.; providing a short title; providing definitions; requiring the Department of Health to establish the Donated Dental Services Program to provide comprehensive dental care to certain eligible individuals; requiring the department to contract with a nonprofit organization to implement and administer the program; specifying minimum contractual responsibilities; requiring the department to adopt rules; specifying that implementation of the program is subject to legislative appropriation; amending s. 395.1012, F.S.; requiring a licensed hospital to provide specified information and data relating to patient safety and quality measures to a patient under certain circumstances or to any person upon request; creating s. 395.1052, F.S.; requiring a hospital to notify a patient's primary care provider within a specified timeframe after the patient's admission; requiring a hospital to inform a patient, upon admission, of the option to request consultation between the hospital's treating physician and the patient's primary care provider or specialist provider; requiring a hospital to notify a patient's primary care provider of the patient's discharge within a specified timeframe after discharge; requiring a hospital to provide specified information and records to the primary care provider within a specified timeframe after completion of the patient's discharge summary; amending s. 395.002, F.S.; revising the definition of the term "ambulatory surgical center"; amending s. 395.1055, F.S.; requiring the Agency for Health Care Administration to adopt rules that establish standards related to the delivery of surgical care to children in ambulatory surgical center; specifying that ambulatory surgical centers may provide certain procedures only if authorized by agency rule; authorizing the reimbursement of per diem and travel expenses to members of the pediatric cardiac technical advisory panel, established within the Agency for Health Care Administration; revising panel membership to include certain alternate at-large members; providing term limits for voting members; providing that members of the panel under certain circumstances are agents of the state for a specified purpose; requiring the Secretary of Health Care Administration to consult the panel for advisory recommendations on certain certificate of need applications; authorizing the secretary to request announced or unannounced site visits to any existing pediatric cardiac surgical center or facility seeking licensure as a pediatric cardiac surgical center through the certificate of need process; providing a process for the appointment of physician experts to a site visit team; requiring each member of a site visit team to submit a report to the panel; requiring the panel to discuss such reports and present an advisory opinion to the secretary; providing requirements for an on-site inspection; requiring the Surgeon General of the Department of Health to provide specified reports to the secretary; amending s. 395.301, F.S.; requiring a licensed facility, upon placing a patient on observation status, to immediately notify the patient of such status using a specified form; requiring that such notification be documented in the patient's medical records and discharge papers; amending s. 400.9905, F.S.; revising the definition of the term "clinic" to exclude certain entities; creating s. 542.336, F.S.; specifying that certain restrictive covenants entered into with certain physicians are not supported by legitimate business interests; providing legislative findings; providing that such restrictive covenants are void and remain void and unenforceable for a specified period; amending s. 624.27, F.S.; expanding the scope of direct primary care agreements, which are renamed "direct health care agreements"; conforming provisions to changes made by the act; creating s. 627.42393, F.S.; prohibiting certain health insurers from employing step-therapy protocols under certain circumstances; defining the term "health coverage plan"; clarifying that a health insurer is not required to take specific actions regarding prescription drugs; amending s. 641.31, F.S.; prohibiting certain health maintenance organizations from employing step-therapy protocols under certain circumstances; defining the term "health coverage plan"; clarifying that a health maintenance organization is not required to take specific actions regarding prescription drugs; requiring the Office of Program Policy Analysis and Government Accountability to submit by a specified date a report and recommendations to the Governor and the Legislature which addresses this state's prospective entrance into the Interstate Medical Licensure Compact as a member state; providing parameters for the report; providing effective dates.

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 (623018)** which was adopted:

Amendment 1A (101388)—Delete lines 137-139 and insert:

(3)(a) *Each hospital shall provide to any patient or patient’s representative identified pursuant to s. 765.401(1) upon scheduling of none-emergency care, or to any other stabilized patient or patient’s representative identified pursuant to s. 765.401(1) within 24 hours of the patient being stabilized or at the time of discharge, whichever comes first, written information on a form created by the agency*

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Flores moved the following amendment to **Amendment 1 (623018)** which was adopted:

Amendment 1B (963412)—Delete line 738 and insert: act, and except for this section and s. 542.336, Florida Statutes, as created by this act, which shall take effect upon this act becoming a law, this act shall take effect July 1, 2019.

Amendment 1 (623018), as amended, was adopted.

Pursuant to Rule 4.19, **CS for HB 843**, as amended, was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 1704** was deferred.

CS for SB 7046—A bill to be entitled An act relating to critical infrastructure facilities and staff; amending s. 330.41, F.S.; redefining the term “critical infrastructure facility”; reenacting and amending s. 943.13, F.S.; requiring any person employed as a full-time, a part-time, or an auxiliary correctional officer be at least 18 years of age; reenacting ss. 943.131(1)(a) and (c) and (4), 943.133(1) and (6), 943.137(1), 943.139(2), 943.1395(1), (2), and (3), 943.14(7), 943.17(4), 943.253, 944.105(7), 944.714(2), 945.035(3), 948.01(1)(a), 951.063, and 985.644(3)(b), F.S., all relating to employment qualifications or requirements for certain officers, to incorporate the amendment made to s. 943.13, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 7046**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 7057** was withdrawn from the Committees on Criminal Justice; Governmental Oversight and Accountability; and Rules.

On motion by Senator Perry—

CS for HB 7057—A bill to be entitled An act relating to corrections; amending s. 330.41, F.S.; redefining the term “critical infrastructure facility” to include certain detention centers and correctional facilities for the purpose of restrictions on the operation of unmanned aircraft; reenacting and amending s. 943.13, F.S.; requiring any person employed as a full-time, a part-time, or an auxiliary correctional officer be at least 18 years of age; reenacting ss. 943.131(1)(a) and (c) and (4), 943.133(1) and (6), 943.137(1), 943.139(2), 943.1395(1), (2), and (3), 943.14(7), 943.17(4), 943.253, 944.105(7), 944.714(2), 945.035(3), 948.01(1)(a), 951.063, and 985.644(3)(b), F.S., relating to employment qualifications or requirements for certain officers, to incorporate the amendments made by the act; providing an effective date.

—a companion measure, was substituted for **CS for SB 7046** and read the second time by title.

On motion by Senator Perry, by two-thirds vote, **CS for HB 7057** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Albritton	Berman	Bradley
Bean	Book	Brandes
Benacquisto	Bracy	Braynon

Broxson	Lee	Simmons
Cruz	Mayfield	Simpson
Diaz	Montford	Stargel
Farmer	Passidomo	Stewart
Flores	Perry	Taddeo
Gibson	Pizzo	Thurston
Gruters	Powell	Torres
Harrell	Rader	Wright
Hooper	Rodriguez	
Hutson	Rouson	

Nays—None

Vote after roll call:

Yea—Baxley, Gainer

SB 7052—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 655.057, F.S., relating to exemptions from public records requirements for informal enforcement actions by the Office of Financial Regulation and certain trade secrets held by the office under the financial institutions codes; removing the scheduled repeal of the exemptions; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7052**, pursuant to Rule 3.11(3), there being no objection, **HB 7097** was withdrawn from the Committees on Banking and Insurance; Governmental Oversight and Accountability; and Rules.

On motion by Senator Rouson—

HB 7097—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 655.057, F.S., which provides exemptions from public records requirements for certain informal enforcement actions by the Office of Financial Regulation and certain trade secrets held by the office; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **SB 7052** and read the second time by title.

On motion by Senator Rouson, by two-thirds vote, **HB 7097** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Diaz	Pizzo
Albritton	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Gibson	Rouson
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hutson	Stargel
Bradley	Lee	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright

Nays—None

Vote after roll call:

Yea—Hooper

SB 7054—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 627.0628, F.S., relating to exemptions from public records and public meetings requirements for certain trade secrets used in designing and constructing

hurricane or flood loss models and provided to the Florida Commission on Hurricane Loss Projection Methodology, the Office of Insurance Regulation, or the Insurance Consumer Advocate, and for certain portions and recordings of meetings at which the trade secrets are discussed; removing the scheduled repeal of the exemptions; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7054**, pursuant to Rule 3.11(3), there being no objection, **HB 7091** was withdrawn from the Committees on Banking and Insurance; Governmental Oversight and Accountability; and Rules.

On motion by Senator Rouson—

HB 7091—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 627.0628, F.S., which provides an exemption from public records and public meetings requirements for trade secrets used to design an insurance hurricane or flood loss model held in records or discussed in meetings of the Florida Commission on Hurricane Loss Projection Methodology, the Office of Insurance Regulation, or an appointed consumer advocate; removing the scheduled repeal of the exemptions; providing an effective date.

—a companion measure, was substituted for **SB 7054** and read the second time by title.

On motion by Senator Rouson, by two-thirds vote, **HB 7091** was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Diaz	Pizzo
Albritton	Farmer	Powell
Baxley	Gainer	Rader
Bean	Gibson	Rodriguez
Benacquisto	Gruters	Rouson
Berman	Harrell	Simmons
Book	Hooper	Simpson
Bracy	Hutson	Stargel
Bradley	Lee	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright

Nays—1

Flores

CS for SB 7062—A bill to be entitled An act relating to citizen support and direct-support organizations; amending s. 259.10521, F.S.; extending the scheduled repeal of the provisions governing the citizen support organizations operating to benefit the Babcock Ranch Preserve; amending s. 413.615, F.S.; abrogating the future repeal of provisions relating to the Florida Endowment for Vocational Rehabilitation; amending s. 570.83, F.S.; extending the scheduled repeal of provisions governing the Florida Beef Council, Inc., direct-support organization; amending s. 570.691, F.S.; abrogating the scheduled repeal of provisions relating to direct-support organizations of the Department of Agriculture and Consumer Services; 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 Bean moved the following amendment which was adopted:

Amendment 1 (711780) (with title amendment)—Delete lines 27-28 and insert:

(14) REPEAL.—This section is repealed October 1, 2023 ~~2019~~, unless reviewed and saved from repeal by the Legislature.

And the title is amended as follows:

Delete line 7 and insert: extending the scheduled repeal of provisions relating to

On motion by Senator Albritton, by two-thirds vote, **CS for SB 7062**, as amended, was read the third time by title, passed, ordered engrossed, and then certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

CS for CS for SB 1400—A bill to be entitled An act relating to private property rights; amending s. 163.3209, F.S.; deleting a provision that authorizes electric utilities to perform certain right-of-way tree maintenance only if a property owner has received local government approval; creating s. 163.3214, F.S.; prohibiting certain local government ordinances or regulations from requiring a permit, application, notice, fee, or fine for certain activities regarding trees on residential property; prohibiting a local government from authorizing the removal of certain trees during a specified time period; authorizing a local government to enforce ordinances or regulations pertaining to the replanting of trees under certain circumstances; providing applicability; creating s. 715.015, F.S.; establishing a property owner bill of rights; requiring each county property appraiser office to provide information regarding the property owner bill of rights on the appraiser's website; providing that such bill of rights does not provide a cause of action; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1400** pursuant to Rule 3.11(3), there being no objection, **CS for HB 1159** was withdrawn from the Committees on Community Affairs; Judiciary; and Rules.

On motion by Senator Albritton—

CS for HB 1159—A bill to be entitled An act relating to private property rights; creating s. 163.045, F.S.; prohibiting local governments from requiring notices, applications, approvals, permits, fees, or mitigation for the pruning, trimming, or removal of trees on residential property if a property owner obtains specified documentation; prohibiting local governments from requiring property owners to replant such trees; providing an exception for mangrove protection actions; amending s. 163.3209, F.S.; deleting a provision that authorizes electric utilities to perform certain right-of-way tree maintenance only if a property owner has received local government approval; creating s. 70.002, F.S.; creating a Property Owner Bill of Rights; requiring county property appraisers to provide specified information on their websites; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1400**, read the second time by title, and by two-thirds vote, read the third time by title.

On motion by Senator Albritton, further consideration of **CS for HB 1159** was deferred.

SB 7100—A bill to be entitled An act relating to public records; transferring, renumbering, and amending ss. 24.105(12) and 24.118(4), F.S.; exempting from public records requirements certain security information held by the Department of the Lottery, information about lottery games, personal identifying information of retailers and vendors for purposes of background checks, and certain financial information held by the department; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing applicability; providing a directive to the Division of Law Revision; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7100**, pursuant to Rule 3.11(3), there being no objection, **HB 7121** was withdrawn from the Committees on Innovation, Industry, and Technology; and Rules.

On motion by Senator Simpson—

HB 7121—A bill to be entitled An act relating to public records; transferring, renumbering, and amending ss. 24.105(12) and 24.118(4), F.S.; exempting from public records requirements certain security information held by the Department of the Lottery, information about lottery games, personal identifying information of retailers and vendors for purposes of background checks, and certain financial information held by the department; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a directive to the Division of Law Revision; providing an effective date.

—a companion measure, was substituted for **SB 7100** and read the second time by title.

On motion by Senator Simpson, by two-thirds vote, **HB 7121** 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—39

Mr. President	Diaz	Pizzo
Albritton	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Gibson	Rouson
Berman	Gruters	Simmons
Book	Hooper	Simpson
Bracy	Hutson	Stargel
Bradley	Lee	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright

Nays—None

Vote after roll call:

Yea—Harrell

Consideration of **CS for CS for SB 642** was deferred.

CS for CS for CS for SB 908—A bill to be entitled An act relating to firesafety systems; amending s. 553.792, F.S.; requiring, beginning on a certain date, that a uniform fire alarm permit application, along with certain other information, be used and submitted to the local enforcement agency for any project requiring a fire alarm permit; providing that such application may be submitted by certain means; providing a signature requirement; specifying information required in, and a form for, such applications; providing applicability of certain building permit application procedures; authorizing contractors, under certain circumstances, to begin fire alarm system repairs upon filing the uniform fire alarm permit application; amending s. 633.216, F.S.; conforming a cross-reference; amending s. 633.312, F.S.; authorizing local authorities

having jurisdiction to accept uniform summary inspection reports of certain fire hydrants and fire protection systems by certain means; requiring the State Fire Marshal to adopt rules implementing a uniform summary inspection report and certain submission procedures; providing requirements for such uniform report and procedures; providing that such procedures may not require a contractor to submit certain information; amending s. 718.112, F.S.; requiring that condominium association bylaws provide requirements for the association’s reasonable compliance with the Florida Fire Prevention Code; defining the term “reasonable compliance”; specifying authorized means of compliance for certain residential condominiums; deleting a requirement for association bylaws to contain a certain certificate of compliance provision; deleting an exemption from a requirement to retrofit certain condominium property with a fire sprinkler system; deleting obsolete provisions; extending the date before which a local authority having jurisdiction may not require completion of a condominium’s retrofitting with a fire sprinkler system; specifying the date before which such local authority having jurisdiction may not require completion of installation of an engineered life safety system; requiring the State Fire Marshal, by a certain date, to issue a data call to all local fire officials to collect data on certain high-rise condominiums; specifying data that local fire officials must submit; requiring that all data be received and compiled into a certain report by a certain date; requiring that the report be sent to the Governor and the Legislature by a certain date; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for CS for SB 908**, pursuant to Rule 3.11(3), there being no objection, **HB 647** was withdrawn from the Committees on Innovation, Industry, and Technology; Community Affairs; and Rules.

On motion by Senator Hooper, the rules were waived and by two-thirds vote—

HB 647—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; requiring the State Fire Marshal to issue a data call to all local fire officials to collect data on certain high-rise condominiums by a specified date; specifying the data that local fire officials must submit; requiring that all data be received and compiled into a report by a specified date; requiring that the report be sent to the Governor and the Legislature by a specified date; providing an effective date.

—a companion measure, was substituted for **CS for CS for CS for SB 908** and by two-thirds vote, 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 Hooper moved the following amendment which was adopted:

Amendment 1 (799580) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 553.792, Florida Statutes, is amended to read:

553.792 Building permit application to local government; *fire alarm permit applications*.—

(1) Within 10 days of an applicant submitting an application to the local government, the local government shall advise the applicant what information, if any, is needed to deem the application properly completed in compliance with the filing requirements published by the local government. If the local government does not provide written notice that the applicant has not submitted the properly completed applica-

tion, the application shall be automatically deemed properly completed and accepted. Within 45 days after receiving a completed application, a local government must notify an applicant if additional information is required for the local government to determine the sufficiency of the application, and shall specify the additional information that is required. The applicant must submit the additional information to the local government or request that the local government act without the additional information. While the applicant responds to the request for additional information, the 120-day period described in this subsection is tolled. Both parties may agree to a reasonable request for an extension of time, particularly in the event of a force major or other extraordinary circumstance. The local government must approve, approve with conditions, or deny the application within 120 days following receipt of a completed application.

(2) The procedures set forth in subsection (1) apply to the following building permit applications: accessory structure; alarm permit; non-residential buildings less than 25,000 square feet; electric; irrigation permit; landscaping; mechanical; plumbing; residential units other than a single family unit; multifamily residential not exceeding 50 units; roofing; signs; site-plan approvals and subdivision plats not requiring public hearings or public notice; and lot grading and site alteration associated with the permit application set forth in this subsection. The procedures set forth in subsection (1) do not apply to permits for any wireless communications facilities or when a law, agency rule, or local ordinance specify different timeframes for review of local building permit applications.

(3) Beginning October 1, 2019, for any project requiring a fire alarm permit, a uniform fire alarm permit application must be used and submitted to the local enforcement agency along with any required drawings, plans, and supporting documentation. The uniform fire alarm permit application may be submitted electronically or by facsimile and must be signed by the owner, contractor, or authorized representative of either such person. The uniform fire alarm permit application must contain the following information in substantially the following form:

UNIFORM FIRE ALARM PERMIT APPLICATION

- Tax Folio No.:
- Application No.:
- Owner or Representative Name:
- Property Address:
- City: State: Zip:
- Phone:
- Fee Simple Titleholder's Name (if other than owner):
- Fee Simple Titleholder's Address (if other than owner):
- Description of Work: New Install Replacement Addition Other
- Construction Type:
- Proposed Use:
- Alarm Contractor's Name:
- Alarm Contractor's Address:
- City: State: Zip:
- Phone:
- Alarm Contractor's License No:

Application is hereby made to obtain a permit to do the work and installation as indicated. I certify that no work or installation has commenced before the filing of this permit application. I certify that all of the foregoing information is true and accurate.

... (Signature of Owner, Contractor, or Agent) ...
Printed Name:

(4) The procedures set forth in subsection (1) do not apply to the installation or replacement of a fire alarm system if a plans review is not required by the local enforcement agency.

(5) For repairs to an existing fire alarm system that was previously permitted by the local enforcement agency, the contractor may begin the repair upon filing the uniform fire alarm permit application with the local enforcement agency if the local enforcement agency requires fire alarm permits for repairs.

Section 2. Subsection (1) of section 633.216, Florida Statutes, is amended to read:

633.216 Inspection of buildings and equipment; orders; firesafety inspection training requirements; certification; disciplinary action.—The State Fire Marshal and her or his agents or persons authorized to enforce laws and rules of the State Fire Marshal shall, at any reasonable hour, when the State Fire Marshal has reasonable cause to believe that a violation of this chapter or s. 509.215, or a rule adopted thereunder, or a minimum firesafety code adopted by the State Fire Marshal or a local authority, may exist, inspect any and all buildings and structures which are subject to the requirements of this chapter or s. 509.215 and rules adopted thereunder. The authority to inspect shall extend to all equipment, vehicles, and chemicals which are located on or within the premises of any such building or structure.

(1) Each county, municipality, and special district that has firesafety enforcement responsibilities shall employ or contract with a firesafety inspector. Except as provided in s. 633.312(2), ~~and (3)~~, and (4), the firesafety inspector must conduct all firesafety inspections that are required by law. The governing body of a county, municipality, or special district that has firesafety enforcement responsibilities may provide a schedule of fees to pay only the costs of inspections conducted pursuant to this subsection and related administrative expenses. Two or more counties, municipalities, or special districts that have firesafety enforcement responsibilities may jointly employ or contract with a firesafety inspector.

Section 3. Present subsections (4) and (5) of section 633.312, Florida Statutes, are redesignated as subsections (5) and (6), respectively, and subsection (3) of that section is amended, to read:

633.312 Inspection of fire control systems, fire hydrants, and fire protection systems.—

(3)(a) The inspecting contractor shall provide to the building owner or hydrant owner and the local authority having jurisdiction a copy of the applicable uniform summary inspection report established under this chapter. The local authority having jurisdiction may accept uniform summary inspection reports by United States mail, by hand delivery, by electronic submission, or through a third-party vendor that collects the reports on behalf of the local authority having jurisdiction.

(b) The State Fire Marshal shall adopt rules to implement a uniform summary inspection report and submission procedures to be used by all third-party vendors and local authorities having jurisdiction. For purposes of this section, a uniform summary inspection report must record the address where the fire protection system or hydrant is located, the company and person conducting the inspection and their license number, the date of the inspection, and the fire protection system or hydrant inspection status, including a brief summary of each deficiency, critical deficiency, noncritical deficiency, or impairment found. A contractor's detailed inspection report is not required to follow the uniform summary inspection report format. The State Fire Marshal shall establish by rule a submission procedure for each means provided under paragraph (a) by which a local authority having jurisdiction may accept uniform summary inspection reports. Each of the submission procedures must allow a contractor to attach additional documents with the submission of a uniform summary inspection report, including a physical copy of the contractor's detailed inspection report. A submission procedure may not require a contractor to submit information contained within the detailed inspection report unless the information is required to be included in the uniform summary inspection report.

(4) The maintenance of fire hydrant and fire protection systems as well as corrective actions on deficient systems is the responsibility of the owner of the system or hydrant. Equipment requiring periodic testing or operation to ensure its maintenance shall be tested or operated as specified in the Fire Prevention Code, Life Safety Code, National Fire Protection Association standards, or as directed by the appropriate authority, provided that such appropriate authority may not require a sprinkler system not required by the Fire Prevention Code, Life Safety Code, or National Fire Protection Association standards to be removed

regardless of its condition. This section does not prohibit governmental entities from inspecting and enforcing firesafety codes.

Section 4. Paragraph (1) of subsection (2) of section 718.112, Florida Statutes, is amended to read:

718.112 Bylaws.—

(2) REQUIRED PROVISIONS.—The bylaws shall provide for the following and, if they do not do so, shall be deemed to include the following:

(1) Firesafety.—~~An association must ensure reasonable compliance with the Florida Fire Prevention Code. For purposes of this paragraph, the term “reasonable compliance” means the ability to select alternative solutions to ensure that the property meets the level of firesafety required by the Florida Fire Prevention Code. As to a residential condominium building that is a high-rise building as defined under the Florida Fire Prevention Code, the association may either retrofit a fire sprinkler system or install an engineered life safety system as specified in the Florida Fire Prevention Code Certificate of compliance. A provision that a certificate of compliance from a licensed electrical contractor or electrician may be accepted by the association’s board as evidence of compliance of the condominium units with the applicable fire and life safety code must be included. Notwithstanding chapter 633 or of any other code, statute, ordinance, administrative rule, or regulation, or any interpretation of the foregoing, an association, residential condominium, or unit owner is not obligated to retrofit the common elements, association property, or units of a residential condominium with a fire sprinkler system in a building that has been certified for occupancy by the applicable governmental entity if the unit owners have voted to forego such retrofitting by the affirmative vote of a majority of all voting interests in the affected condominium.~~

1. The local authority having jurisdiction may not require completion of retrofitting with a fire sprinkler system or completion of installation of an engineered life safety system before January 1, 2024 2020. ~~By December 31, 2016, a residential condominium association that is not in compliance with the requirements for a fire sprinkler system and has not voted to forego retrofitting of such a system must initiate an application for a building permit for the required installation with the local government having jurisdiction demonstrating that the association will become compliant by December 31, 2019.~~

1. ~~A vote to forego retrofitting may be obtained by limited proxy or by a ballot personally cast at a duly called membership meeting, or by execution of a written consent by the member, and is effective upon recording a certificate attesting to such vote in the public records of the county where the condominium is located. The association shall mail or hand deliver to each unit owner written notice at least 14 days before the membership meeting in which the vote to forego retrofitting of the required fire sprinkler system is to take place. Within 30 days after the association’s opt out vote, notice of the results of the opt out vote must be mailed or hand delivered to all unit owners. Evidence of compliance with this notice requirement must be made by affidavit executed by the person providing the notice and filed among the official records of the association. After notice is provided to each owner, a copy must be provided by the current owner to a new owner before closing and by a unit owner to a renter before signing a lease.~~

2. ~~If there has been a previous vote to forego retrofitting, a vote to require retrofitting may be obtained at a special meeting of the unit owners called by a petition of at least 10 percent of the voting interests. Such a vote may only be called once every 3 years. Notice shall be provided as required for any regularly called meeting of the unit owners, and must state the purpose of the meeting. Electronic transmission may not be used to provide notice of a meeting called in whole or in part for this purpose.~~

3. ~~As part of the information collected annually from condominiums, the division shall require condominium associations to report the membership vote and recording of a certificate under this subsection and, if retrofitting has been undertaken, the per unit cost of such work. The division shall annually report to the Division of State Fire Marshal~~

~~of the Department of Financial Services the number of condominiums that have elected to forego retrofitting.~~

2.4. Notwithstanding s. 553.509, a residential association may not be obligated to, and may forego the retrofitting of, any improvements required by s. 553.509(2) upon an affirmative vote of a majority of the voting interests in the affected condominium.

Section 5. *By July 1, 2019, the State Fire Marshal shall issue a data call to all local fire officials to collect data regarding high-rise condominiums greater than 75 feet in height which have not retrofitted with a fire sprinkler system or an engineered life safety system in accordance with ss. 633.208(5) and 718.112(2)(l), Florida Statutes. Local fire officials shall submit such data to the State Fire Marshal and shall include, for each individual building, the address, the number of units, and the number of stories. By July 1, 2020, all data must be received and compiled into a report by city and county. By September 1, 2020, the report must be sent to the Governor, the President of the Senate, and the Speaker of the House of Representatives.*

Section 6. 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 firesafety systems; amending s. 553.792, F.S.; requiring, beginning on a certain date, that a uniform fire alarm permit application, along with certain other information, be used and submitted to the local enforcement agency for any project requiring a fire alarm permit; providing that such application may be submitted by certain means; providing a signature requirement; specifying information required in, and a form for, such applications; providing applicability of certain building permit application procedures; authorizing contractors, under certain circumstances, to begin fire alarm system repairs upon filing the uniform fire alarm permit application; amending s. 633.216, F.S.; conforming a cross-reference; amending s. 633.312, F.S.; authorizing local authorities having jurisdiction to accept uniform summary inspection reports of certain fire hydrants and fire protection systems by certain means; requiring the State Fire Marshal to adopt rules implementing a uniform summary inspection report and certain submission procedures; providing requirements for such uniform report and procedures; providing that such procedures may not require a contractor to submit certain information; amending s. 718.112, F.S.; requiring that condominium association bylaws provide requirements for the association’s reasonable compliance with the Florida Fire Prevention Code; defining the term “reasonable compliance”; specifying authorized means of compliance for certain residential condominiums; deleting a requirement for association bylaws to contain a certain certificate of compliance provision; deleting an exemption from a requirement to retrofit certain condominium property with a fire sprinkler system; deleting obsolete provisions; extending the date before which a local authority having jurisdiction may not require completion of a condominium’s retrofitting with a fire sprinkler system; specifying the date before which such local authority having jurisdiction may not require completion of installation of an engineered life safety system; requiring the State Fire Marshal, by a certain date, to issue a data call to all local fire officials to collect data on certain high-rise condominiums; specifying data that local fire officials must submit; requiring that all data be received and compiled into a certain report by a certain date; requiring that the report be sent to the Governor and the Legislature by a certain date; providing an effective date.

Pursuant to Rule 4.19, **HB 647**, as amended, was placed on the calendar of Bills on Third Reading.

Consideration of **SB 1422** and **CS for CS for SB 418** was deferred.

BILLS ON THIRD READING

CS for HB 611—A bill to be entitled An act relating to motor vehicle racing; amending ss. 316.191 and 901.15, F.S.; authorizing a law enforcement officer to arrest a person without a warrant upon probable

cause that the person committed a criminal racing violation; providing an effective date.

—was read the third time by title.

On motion by Senator Stewart, **CS for HB 611** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Diaz	Pizzo
Albritton	Flores	Powell
Baxley	Gainer	Rader
Bean	Gibson	Rodriguez
Benacquisto	Gruters	Rouson
Berman	Harrell	Simmons
Book	Hooper	Simpson
Bracy	Hutson	Stargel
Bradley	Lee	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright

Nays—None

Vote after roll call:

Yea—Farmer

SB 120—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, **SB 120** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

CS for SB 236—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 exemption 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 read the third time by title.

On motion by Senator Book, **CS for SB 236** 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—39

Mr. President	Diaz	Pizzo
Albritton	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Gibson	Rouson
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright

Nays—None

CS for SB 262—A bill to be entitled An act relating to child welfare; amending s. 39.001, 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 as soon as possible; requiring the Department of Children and Families to ensure that parents have the information necessary to contact their case manager; requiring that a new case manager who is assigned to a case notify the parent and provide updated contact information; specifying that continuances and extensions of time by the court on its own motion may not exceed a certain period of time; amending s. 39.402, F.S.; specifying that time limitations governing placement of a child in a shelter do not include continuances requested by the court; requiring the court to advise parents in plain language what is expected of them to achieve reunification with their child; expanding the requirements that parents must meet to achieve reunification with their child; amending s. 39.507, F.S.; requiring the court during an adjudicatory hearing to advise parents in plain language of certain requirements to achieve permanency with their child; expanding the requirements that parents must meet to achieve reunification with their child; amending s. 39.521, F.S.; requiring the department to serve copies of the case plan and the family functioning assessment on the parents of the child and provide copies of the plan and assessment to the other parties; amending s. 39.522, F.S.; specifying that a postdisposition hearing, if needed, must occur before a child achieves a permanency placement; amending s. 39.6011, F.S.; requiring that the written notice in a case plan include certain responsibilities and actions required of the parents and inform the parent that a breach of the case plan by the parent's action or inaction may result in an earlier filing of a petition for ter-

mination of parental rights; requiring the department to ensure that the parent has certain contact information and to explain certain strategies included in the case plan; providing a timeframe for referrals for services; amending s. 39.6012, F.S.; expanding the tasks and services a case plan must describe; amending s. 39.6013, F.S.; conforming a cross-reference; amending s. 39.621, F.S.; revising when a court must hold certain hearings relating to dependency cases; amending s. 39.806, F.S.; specifying that grounds for termination of parental rights may be established when a case plan is materially breached by a parent or parents' action or inaction; amending s. 39.811, F.S.; requiring the court to enter a written order of disposition within a specified timeframe following termination of parental rights; providing an effective date.

—as amended April 25, was read the third time by title.

On motion by Senator Albritton, CS for SB 262, as amended, was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Diaz	Pizzo
Albritton	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Gibson	Rouson
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Lee	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright

Nays—None

SJR 362—A joint resolution proposing amendments to Section 5 of Article II and Section 5 of Article XI and the repeal of Section 2 of Article XI of the State Constitution to abolish the Constitution Revision Commission.

Be It Resolved by the Legislature of the State of Florida:

That the following amendments to Section 5 of Article II and Section 5 of Article XI and the repeal of Section 2 of Article XI of the State Constitution are agreed to and shall be submitted to the electors of this state for approval or rejection at the next general election or at an earlier special election specifically authorized by law for that purpose:

ARTICLE II

GENERAL PROVISIONS

SECTION 5. Public officers.—

(a) No person holding any office of emolument under any foreign government, or civil office of emolument under the United States or any other state, shall hold any office of honor or of emolument under the government of this state. No person shall hold at the same time more than one office under the government of the state and the counties and municipalities therein, except that a notary public or military officer may hold another office, and any officer may be a member of ~~the a constitution revision commission~~, taxation and budget reform commission, a constitutional convention, or a statutory body having only advisory powers.

(b) Each state and county officer, before entering upon the duties of the office, shall give bond as required by law, and shall swear or affirm:

“I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the state; and that I will well and faithfully perform the duties of (title of office) on which I am now about to enter. So help me God.”

and thereafter shall devote personal attention to the duties of the office, and continue in office until a successor qualifies.

(c) The powers, duties, compensation and method of payment of state and county officers shall be fixed by law.

ARTICLE XI

AMENDMENTS

SECTION 5. Amendment or revision election.—

(a) A proposed amendment to or revision of this constitution, or any part of it, shall be submitted to the electors at the next general election held more than ninety days after the joint resolution or report of ~~a revision commission~~, constitutional convention or *the* taxation and budget reform commission proposing it is filed with the custodian of state records, unless, pursuant to law enacted by the affirmative vote of three-fourths of the membership of each house of the legislature and limited to a single amendment or revision, it is submitted at an earlier special election held more than ninety days after such filing.

(b) A proposed amendment or revision of this constitution, or any part of it, by initiative shall be submitted to the electors at the general election provided the initiative petition is filed with the custodian of state records no later than February 1 of the year in which the general election is held.

(c) The legislature shall provide by general law, prior to the holding of an election pursuant to this section, for the provision of a statement to the public regarding the probable financial impact of any amendment proposed by initiative pursuant to section 3.

(d) Once in the tenth week, and once in the sixth week immediately preceding the week in which the election is held, the proposed amendment or revision, with notice of the date of election at which it will be submitted to the electors, shall be published in one newspaper of general circulation in each county in which a newspaper is published.

(e) Unless otherwise specifically provided for elsewhere in this constitution, if the proposed amendment or revision is approved by vote of at least sixty percent of the electors voting on the measure, it shall be effective as an amendment to or revision of the constitution of the state on the first Tuesday after the first Monday in January following the election, or on such other date as may be specified in the amendment or revision.

BE IT FURTHER RESOLVED that the following statement be placed on the ballot:

CONSTITUTIONAL AMENDMENT

ARTICLE II, SECTION 5

ARTICLE XI, SECTIONS 2 AND 5

ABOLISHING THE CONSTITUTION REVISION COMMISSION.— Proposing an amendment to the State Constitution to abolish the Constitution Revision Commission, which meets at 20-year intervals and is scheduled to next convene in 2037, as a method of submitting proposed amendments or revisions to the State Constitution to electors of the state for approval. This amendment does not affect the ability to revise or amend the State Constitution through citizen initiative, constitutional convention, the Taxation and Budget Reform Commission, or legislative joint resolution.

—was read the third time by title.

On motion by Senator Brandes, **SJR 362** was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Berman	Braynon
Albritton	Book	Broxson
Baxley	Bracy	Diaz
Bean	Bradley	Farmer
Benacquisto	Brandes	Flores

Gainer	Passidomo	Simpson
Gibson	Perry	Stargel
Gruters	Pizzo	Stewart
Harrell	Powell	Thurston
Hooper	Rader	Torres
Mayfield	Rodriguez	Wright
Montford	Simmons	

Nays—4

Cruz	Lee	Rouson
Taddeo		

Vote after roll call:

Yea—Hutson

CS for SB 442—A bill to be entitled An act relating to postsecondary education for certain military personnel; amending s. 1004.096, F.S.; requiring the Board of Governors and State Board of Education, in consultation with the Department of Veterans' Affairs, to create a uniform system for the award of postsecondary credit to certain servicemembers and veterans of the United States Armed Forces; requiring the Articulation Coordinating Committee to convene a workgroup by a specified date; providing membership and duties of the workgroup; providing administrative support for the workgroup; requiring the workgroup to provide recommendations to the Board of Governors and State Board of Education by a specified date; requiring the Articulation Coordinating Committee to review and identify military experience and credentials for postsecondary credit by a specified date; requiring the Articulation Coordinating Committee to approve and the Board of Governors and State Board of Education to adopt a specified list; requiring certain postsecondary institutions to award credit for specified military experience and credentials; authorizing the award of additional credits; requiring that certain credits be transferrable between specified postsecondary institutions; amending s. 1009.26, F.S.; requiring specified postsecondary institutions to waive the transcript fee for active duty members of the Armed Forces of the United States, certain veterans, and their spouses and dependents; providing reporting requirements for such institutions; requiring the Board of Governors and the State Board of Education, respectively, to adopt regulations and rules; providing an effective date.

—was read the third time by title.

On motion by Senator Lee, **CS for SB 442** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

SENATOR SIMMONS PRESIDING

SB 742—A bill to be entitled An act relating to designation of eligible telecommunications carriers; amending s. 364.10, F.S.; including cer-

tain commercial mobile radio service providers within the definition of 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 limited 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 Braynon, **SB 742** was passed and certified to the House. The vote on passage was:

Yeas—39

Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simmons
Bracy	Hooper	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Cruz	Passidomo	Torres
Diaz	Perry	Wright

Nays—None

Vote after roll call:

Yea—Mr. President

CS for SB 828—A bill to be entitled An act relating to lewd or lascivious exhibition; amending s. 800.09, F.S.; prohibiting certain lewd or lascivious acts in the presence of county correctional personnel; providing criminal penalties; providing an effective date.

—was read the third time by title.

On motion by Senator Rader, **CS for SB 828** was passed and certified to the House. The vote on passage was:

Yeas—37

Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Simpson
Book	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Hutson	Taddeo
Brandes	Lee	Thurston
Braynon	Mayfield	Torres
Broxson	Montford	Wright
Cruz	Passidomo	
Diaz	Perry	

Nays—None

Vote after roll call:

Yea—Rouson

MOTIONS

On motion by Senator Benacquisto, the rules were waived and time of adjournment was extended until 4:30 p.m.

CS for CS for CS for SB 168—A bill to be entitled An act relating to federal immigration enforcement; 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 use best efforts to support the enforcement of federal immigration law; prohibiting restrictions by the 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 alien unlawfully present in the United States 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; providing applicability; specifying duties concerning immigration detainers; requiring county correctional facilities to enter agreements for payments for complying with immigration detainers; providing for enforcement; providing for declaratory or injunctive relief; requiring a court to enjoin unlawful sanctuary policies; requiring written findings of fact under certain circumstances; 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.

—as amended April 25, was read the third time by title.

SENATOR BENACQUISTO PRESIDING

SENATOR SIMMONS PRESIDING

On motion by Senator Gruters, **CS for CS for CS for SB 168**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—22

Mr. President	Diaz	Passidomo
Albritton	Gainer	Perry
Baxley	Gruters	Simmons
Bean	Harrell	Simpson
Benacquisto	Hooper	Stargel
Bradley	Hutson	Wright
Brandes	Lee	
Broxson	Mayfield	

Nays—18

Berman	Flores	Rodriguez
Book	Gibson	Rouson
Bracy	Montford	Stewart
Braynon	Pizzo	Taddeo
Cruz	Powell	Thurston
Farmer	Rader	Torres

SB 1098—A bill to be entitled An act relating to a sales tax refund for eligible job training organizations; creating s. 212.094, F.S.; defining terms; providing that eligible job training organizations are entitled to receive a refund of a specified percentage of certain sales taxes remitted to the Department of Revenue; requiring such organizations to use the refund only for specified purposes; specifying a limit on the total amount of refunds issued by the department in any state fiscal year; requiring that refunds be granted on a first-come, first-served basis; specifying requirements for applying for a certain certification with the Department of Economic Opportunity; specifying requirements and procedures for the Department of Economic Opportunity in reviewing and ap-

proving applications; specifying that certifications remain valid so long as such organizations comply with certain requirements; providing that such organizations must annually apply for refunds with the Department of Revenue within a certain timeframe; providing requirements for refund applications; providing construction; requiring such organizations, under certain circumstances and at certain timeframes, to provide a specified report to the Department of Economic Opportunity; authorizing the Department of Economic Opportunity to adopt rules; requiring the Department of Economic Opportunity to notify the Department of Revenue under certain circumstances; prohibiting the Department of Revenue from issuing refunds after receiving such notifications; providing that refund overpayments and refunds issued to ineligible organizations are subject to repayment and specified interest; authorizing the Department of Revenue to adopt emergency rules; providing for expiration of the authorization; providing effective dates.

—as amended April 25, was read the third time by title.

THE PRESIDENT PRESIDING

On motion by Senator Lee, **SB 1098**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

Vote after roll call:

Yea to Nay—Rader

CS for CS for CS for SB 1180—A bill to be entitled An act relating to prescription drug formulary consumer protection; creating s. 627.42393, F.S.; requiring insurers issuing individual or group health insurance policies to provide certain notices to current and prospective insureds, and the insureds’ treating physicians, within a certain timeframe before the effective date of any change to a prescription drug formulary during a policy year; requiring such insurers to maintain a record of formulary changes and submit a certain annual report to the Office of Insurance Regulation; specifying requirements for the annual report; requiring the office to annually compile data in such reports and prepare an annual report summarizing such data; requiring the office to annually post the report on its website and submit the report to the Governor and Legislature by a certain date; amending s. 627.6699, F.S.; requiring small employer carriers to comply with certain requirements for any change to a prescription drug formulary under the health benefit plan; amending s. 641.31, F.S.; requiring health maintenance organizations to provide certain notices to current and prospective subscribers, and the subscribers’ treating physicians, within a certain timeframe before the effective date of any change to a prescription drug formulary during a contract year; requiring such health maintenance organizations to maintain a record of formulary changes and submit a certain annual report to the office; specifying requirements for the annual report; requiring the office to annually compile data in such reports and prepare an annual report summarizing such data; requiring the office to annually post the report on its website and submit the report to the Governor and Legislature; providing a declaration of important state interest; providing an effective date.

—as amended April 25, was read the third time by title.

On motion by Senator Mayfield, **CS for CS for CS for SB 1180**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Farmer	Pizzo
Albritton	Flores	Powell
Baxley	Gainer	Rader
Bean	Gibson	Rodriguez
Benacquisto	Gruters	Rouson
Berman	Harrell	Simmons
Book	Hooper	Simpson
Bracy	Hutson	Stargel
Bradley	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Cruz	Passidomo	Torres
Diaz	Perry	Wright

Nays—1

Brandes

CS for CS for SB 1278—A bill to be entitled An act relating to biosolids management; creating s. 403.0616, F.S.; requiring the Department of Environmental Protection, subject to appropriation, to establish a real-time water quality monitoring program; encouraging the formation of public-private partnerships; creating s. 403.08715, F.S.; providing legislative findings; defining the term “biosolids”; prohibiting the land application of biosolids on certain sites; prohibiting the department from issuing or renewing certain permits; directing the department to initiate rulemaking by a specified date, adopt specified rules for biosolids management, and implement a specified water quality monitoring program; providing applicability; providing an effective date.

—was read the third time by title.

On motion by Senator Mayfield, **CS for CS for SB 1278** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

CS for SB 1306—A bill to be entitled An act relating to the Women’s Suffrage Centennial Commission; creating s. 267.0618, F.S.; creating the commission adjunct to the Department of State; providing for the purpose of the commission; specifying the composition of the commission and requirements of commission members; prescribing duties of the commission in order to ensure a suitable statewide observance of the centennial of women’s suffrage; authorizing establishment of a youth working group; requiring the Division of Historical Resources of the

department to provide administrative and staff support; providing for expiration; providing an effective date.

—was read the third time by title.

On motion by Senator Book, **CS for SB 1306** was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Diaz	Perry
Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simmons
Bracy	Hooper	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Torres
Cruz	Passidomo	Wright

Nays—None

SB 1338—A bill to be entitled An act relating to guardianship; amending s. 744.1097, F.S.; applying provisions relating to the determination of venue in proceedings for the appointment of a guardian to minors; amending s. 744.331, F.S.; requiring that a court dismiss a petition for determination of incapacity if all members of the examining committee conclude that the person is not incapacitated, unless a certain motion is filed within a specified period; providing requirements for such motion; requiring the court to rule on the motion as soon as practicable; authorizing the court to impose sanctions under certain circumstances; amending s. 744.3701, F.S.; making technical revisions; providing for retroactive application; providing an effective date.

—was read the third time by title.

On motion by Senator Rodriguez, **SB 1338** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

CS for SB 1476—A bill to be entitled An act relating to the Citizens Property Insurance Corporation; amending s. 627.351, F.S.; specifying a limit on annual rate increases, except for certain coverage, in policies issued by the corporation to insureds located in certain counties; providing for future expiration; providing an effective date.

—was read the third time by title.

On motion by Senator Flores, **CS for SB 1476** was passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Farmer	Rodriguez
Albritton	Flores	Rouson
Baxley	Gibson	Simmons
Bean	Harrell	Simpson
Benacquisto	Hooper	Stargel
Berman	Hutson	Stewart
Book	Lee	Taddeo
Bracy	Montford	Thurston
Braynon	Passidomo	Torres
Broxson	Perry	Wright
Cruz	Pizzo	
Diaz	Powell	

Nays—6

Bradley	Gainer	Mayfield
Brandes	Gruters	Rader

CS for SB 1656—A bill to be entitled An act relating to criminal statutes; creating s. 775.022, F.S.; providing legislative intent; defining the term “criminal statute”; specifying that the reenactment or amendment of a criminal statute operates prospectively and does not affect or abate specified circumstances; providing exceptions; providing that a reference to any other chapter, part, section, or subdivision of the Florida Statutes in a criminal statute or a reference within a criminal statute constitutes a general reference under the doctrine of incorporation by reference; providing an effective date.

—as amended April 25, was read the third time by title.

On motion by Senator Lee, **CS for SB 1656**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bradley	Lee	Stewart
Brandes	Mayfield	Taddeo
Braynon	Montford	Thurston
Broxson	Passidomo	Torres
Cruz	Perry	Wright
Diaz	Pizzo	

Nays—1

Bracy

Vote after roll call:

Yea—Hutson

The Senate resumed consideration of—

CS for SB 7066—A bill to be entitled An act relating to election administration; amending s. 97.012, F.S.; requiring the Secretary of State to provide signature matching training to certain persons; amending s. 97.021, F.S.; revising the definition of the term “voter interface device”; amending s. 98.077, F.S.; revising deadlines for voter signature updates for purposes of vote-by-mail and provisional ballots; providing an exception; amending s. 98.0981, F.S.; revising the voter threshold necessary to require the reporting of certain precinct-level results by ballot; amending s. 99.063, F.S.; removing a provision requiring certain language to follow the name of gubernatorial candidates in specified circumstances; amending s. 100.061, F.S.; revising the date of the primary election; amending s. 101.015, F.S.; requiring the De-

partment of State to establish minimum security standards to address chain of custody of ballots, transport of ballots, and ballot security; amending s. 101.048, F.S.; requiring a county canvassing board to review certain information; providing requirements for the canvassing and counting of provisional ballots; requiring the supervisor of elections to process a valid provisional ballot cure affidavit as a voter signature update; revising the Provisional Ballot Voter’s Certificate and Affirmation form; providing a process to cure a provisional ballot with a signature deficiency; requiring a supervisor to mail a voter registration application to an elector in certain circumstances; amending s. 101.151, F.S.; revising requirements for department rules governing ballot design; amending s. 101.20, F.S.; authorizing the distribution of sample ballots by e-mail or mail in lieu of newspaper publication; amending s. 101.56075, F.S.; authorizing voting to be conducted using a voter interface device that produces a voter-verifiable paper output; amending s. 101.5614, F.S.; authorizing certain individuals to serve as witnesses during the ballot duplication process; amending s. 101.62, F.S.; revising the deadlines by which requests for vote-by-mail ballots must be received and by which vote-by-mail ballots shall be mailed by the supervisor; expanding the period during which a designee may physically collect a vote-by-mail ballot; amending s. 101.64, F.S.; requiring the secrecy envelope included with a vote-by-mail ballot to include a specified statement; amending s. 101.65, F.S.; revising requirements for vote-by-mail ballot instructions; amending s. 101.657, F.S.; requiring a supervisor to report the total number of vote-by-mail ballots received at each early voting location; amending s. 101.68, F.S.; revising the date that canvassing of vote-by-mail ballots may begin; revising requirements related to the canvassing and counting of vote-by-mail ballots; revising the deadline by which vote-by-mail ballot cure affidavits must be submitted; requiring the supervisor to process a valid vote-by-mail ballot cure affidavit as a voter signature update; amending s. 101.69, F.S.; requiring a supervisor to provide secure drop boxes in specified locations for an elector to place his or her vote-by-mail ballot; amending s. 101.6923, F.S.; revising vote-by-mail ballot instructions for certain first-time voters; amending s. 102.031, F.S.; expanding the area in which voter solicitation is prohibited; authorizing an elector to photograph his or her own ballot; amending s. 102.141, F.S.; providing notice requirements for meetings of a county canvassing board; requiring certain individuals to wear identification badges during certain periods; amending s. 102.166, F.S.; modifying certification requirements for voting systems to require the functionality to simultaneously sort and count ballot overvotes and undervotes; revising requirements for department rules regarding manual recounts of certain ballots; amending s. 102.168, F.S.; modifying provisions governing election contests to authorize judicial review of additional information related to determining validity of provisional and vote-by-mail ballot signatures to conform to changes made by the act; amending s. 104.051, F.S.; providing a penalty for certain supervisors who willfully violate the Florida Election Code; providing effective dates.

—which was previously amended, ordered engrossed, and placed on the calendar of Bills on Third Reading this day.

On motion by Senator Baxley, by two-thirds vote, **CS for SB 7066**, as amended, was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Farmer	Pizzo
Albritton	Flores	Powell
Baxley	Gainer	Rader
Bean	Gibson	Rodriguez
Benacquisto	Gruters	Rouson
Berman	Harrell	Simmons
Book	Hooper	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Cruz	Passidomo	Torres
Diaz	Perry	Wright

Nays—1

Bracy

MOTIONS

On motion by Senator Benacquisto, the rules were waived and time of adjournment was extended until 5:00 p.m.

The Senate resumed consideration of—

CS for CS for SB 1024—A bill to be entitled An act relating to blockchain technology; providing legislative findings; establishing the Florida Blockchain Task Force within the Department of Financial Services; requiring the task force to develop a specified master plan; specifying the composition of the task force; specifying duties and procedures of the task force; providing that task force members shall serve without compensation but are entitled to certain reimbursement; requiring the task force to submit a specified report to the Governor and the Legislature and to make presentations; providing that the task force is entitled to assistance and services of state governmental entities; requiring the department to provide support staff and other assistance to the task force; providing for termination of the task force; providing an effective date.

—which was previously placed on the calendar of Bills on Third Reading this day.

On motion by Senator Gruters, by two-thirds vote, **CS for CS for SB 1024** was read a third time by title, passed, and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Farmer	Pizzo
Albritton	Flores	Powell
Baxley	Gainer	Rader
Bean	Gibson	Rodriguez
Benacquisto	Gruters	Rouson
Berman	Harrell	Simmons
Book	Hooper	Simpson
Bracy	Hutson	Stargel
Bradley	Lee	Stewart
Braynon	Mayfield	Taddeo
Broxson	Montford	Thurston
Cruz	Passidomo	Torres
Diaz	Perry	Wright

Nays—None

Vote after roll call:

Yea—Brandes

The Senate resumed consideration of—

CS for HB 1159—A bill to be entitled An act relating to private property rights; creating s. 163.045, F.S.; prohibiting local governments from requiring notices, applications, approvals, permits, fees, or mitigation for the pruning, trimming, or removal of trees on residential property if a property owner obtains specified documentation; prohibiting local governments from requiring property owners to replant such trees; providing an exception for mangrove protection actions; amending s. 163.3209, F.S.; deleting a provision that authorizes electric utilities to perform certain right-of-way tree maintenance only if a property owner has received local government approval; creating s. 70.002, F.S.; creating a Property Owner Bill of Rights; requiring county property appraisers to provide specified information on their websites; providing an effective date.

—which was previously considered this day.

On motion by Senator Albritton, **CS for HB 1159** was passed and certified to the House. The vote on passage was:

Yeas—22

Mr. President	Baxley	Book
Albritton	Benacquisto	Bradley

Brandes	Hooper	Simmons
Broxson	Hutson	Simpson
Diaz	Lee	Stargel
Gainer	Mayfield	Wright
Gruters	Montford	
Harrell	Passidomo	

Nays—16

Bean	Flores	Stewart
Berman	Gibson	Taddeo
Bracy	Pizzo	Thurston
Braynon	Rader	Torres
Cruz	Rodriguez	
Farmer	Rouson	

Vote after roll call:

Yea—Perry

Nay to Yea—Taddeo

MOTION TO RECONSIDER BILL

Senator Lee moved that the Senate reconsider the vote by which—

CS for HB 281—A bill to be entitled An act relating to public records; amending s. 97.0585, F.S.; providing an exemption from public records requirements for the telephone numbers and email addresses of voter registration applicants and voters; 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 statements of public necessity; providing an effective date.

—failed to pass by the required constitutional two-thirds vote of the members present and voting this day. The motion was adopted.

On motion by Senator Lee, **CS for HB 281** was placed on the Calendar of Bills on Third Reading.

MOTIONS

On motion by Senator Benacquisto, the rules were waived and the following bills temporarily postponed on the Special Order Calendar this day were retained on the Special Order Calendar: **CS for CS for SB 1704** and **CS for CS for SB 642**.

On motion by Senator Benacquisto, 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, April 29, 2019.

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, April 26, 2019: **CS for SB 332**, **CS for SB 532**, **CS for CS for SB 620**, **SJR 690**, **SB 702**, **SB 746**, **CS for SB 1526**, **CS for CS for CS for SB 796**, **CS for SM 804**, **CS for CS for SB 838**, **CS for SB 860**, **CS for CS for SB 1528**, **CS for CS for SB 874**, **CS for CS for SB 974**, **CS for CS for CS for SB 1000**, **CS for CS for SB 1712**, **HB 7067**, **HB 7073**, **CS for CS for SB 1024**, **SB 1210**, **CS for CS for SB 1418**, **CS for SB 1622**, **CS for CS for CS for SB 1666**, **CS for SB 7078**, **CS for CS for SB 1704**, **CS for SB 7046**, **SB 7052**, **SB 7054**, **CS for SB 7062**, **SB 7100**.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Kathleen Passidomo, Majority Leader
Audrey Gibson, Minority Leader

**MESSAGES FROM THE GOVERNOR AND
OTHER EXECUTIVE COMMUNICATIONS**

The Governor advised that he had filed with the Secretary of State **CS for CS for SB 96, CS for SB 124, CS for SB 184, CS for CS for CS for SB 248, CS for SB 7006, CS for SB 7012, CS for SB 7014, SB 7034, SB 7036, and SB 7060** which he approved on April 26, 2019.

**MESSAGES FROM THE HOUSE OF
REPRESENTATIVES**

FIRST READING

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 647, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Grieco, Rommel, Bush, Cortes, J., DiCeglie, LaMarca, Sabatini, Toledo, Williams—

HB 647—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; requiring the State Fire Marshal to issue a data call to all local fire officials to collect data on certain high-rise condominiums by a specified date; specifying the data that local fire officials must submit; requiring that all data be received and compiled into a report by a specified date; requiring that the report be sent to the Governor and the Legislature by a specified date; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; Community Affairs; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 955 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Perez, Fernandez-Barquin, Hill, Rodriguez, A., Sabatini, Tomkow—

HB 955—A bill to be entitled An act relating to Medicaid eligibility requirements; amending s. 409.972, F.S.; requiring the Agency for Health Care Administration to seek federal approval to require Medicaid enrollees to engage in certain work activities to maintain eligibility and enrollment; eliminating a premium-sharing requirement; providing an effective date.

—was referred to the Committees on Health Policy; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 979 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Ways & Means Committee and Representative(s) Valdes, Fine, Fernandez-Barquin, Hart, Santiago—

CS for HB 979—A bill to be entitled An act relating to sales tax absorption; amending s. 212.07, F.S.; deleting prohibitions against a dealer advertising or holding out to the public that he or she will absorb all or part of the sales and use tax or will relieve the purchaser of all or part of the tax; authorizing dealers, subject to specified conditions, to advertise or hold out to the public that they will absorb all or part of the tax or refund any part thereof to the purchaser; revising a criminal penalty; amending s. 212.15, F.S.; providing that certain persons who unlawfully fail to remit absorbed sales taxes are guilty of theft of state funds; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Finance and Tax; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1151 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Ways & Means Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Buchanan, Caruso—

CS for CS for HB 1151—A bill to be entitled An act relating to homestead exemptions; amending s. 196.031, F.S.; providing that a person or family unit receiving or claiming the benefit of certain ad valorem tax exemptions or tax credits in another state is entitled to the homestead exemption in this state if the person or family unit demonstrates to the property appraiser that certain conditions have been met; amending s. 196.121, F.S.; providing that homestead exemption forms prescribed by the Department of Revenue may include taxpayer information relating to such ad valorem tax exemptions or tax credits in another state; providing applicability; providing an effective date.

—was referred to the Committees on Community Affairs; Finance and Tax; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 1183 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Jacobs—

HB 1183—A bill to be entitled An act relating to Broward County; providing legislative findings; providing for the transfer of certain county-related functions and duties, including ex officio clerk of the board of county commissioners, county recorder, auditor, and custodian of county funds to the county government; providing that the County Auditor maintain power and authority as prescribed in the Broward County Charter; providing an exception to general law; providing for a referendum; providing effective dates.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 1219, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Representative(s) Sabatini, Smith, D.—

HB 1219—A bill to be entitled An act relating to the Beverage Law; amending s. 561.20, F.S.; deleting a provision prohibiting a specified licensee from certain actions relating alcoholic beverages to be sold or served at a catered event; amending s. 561.221, F.S.; authorizing a craft distillery to hold multiple vendor's licenses for the sale of alcoholic beverages; authorizing certain wineries and craft distilleries to transfer wine or distilled spirits to its vendor's licensed premises; requiring the Division of Alcoholic Beverages and Tobacco of the Department of Business and Professional Regulation to issue permits to a craft distillery to conduct tastings and sales at specified events; amending s. 561.24, F.S.; authorizing a craft distillery to be licensed as a distributor under certain circumstances; amending s. 561.42, F.S.; prohibiting certain entities and persons from directly or indirectly providing certain items or services to any vendor; prohibiting a licensed vendor from accepting certain items or 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; providing a definition for the term "decalomania"; providing exemptions relating to tied house evil for certain sales and purchases of merchandise; providing conditions for the exemptions; providing a definition for the term "merchandise"; prohibiting a manufacturer or importer of malt beverages from soliciting or receiving any portion of certain payments from its distributors; providing a definition for 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; amending s. 562.34, F.S.; conforming provisions to changes made by the act; creating s. 562.65, F.S.; providing definitions; authorizing a licensed vendor of alcoholic beverages to allow dogs and cats in certain designated areas on their licensed premises; providing conditions for dogs or cats to be allowed in a licensed premises; providing rulemaking; amending s. 563.06, F.S.; revising limitations on the size of malt beverage containers; repealing s. 564.05, F.S., relating to limitations on the size of individual wine containers; amending s. 564.055, F.S.; authorizing cider to be packaged, filled, refilled, or sold in a growler under certain conditions; providing requirements; providing penalties; revising limitations on the size of cider containers; amending s. 564.09, F.S.; revising provisions that authorize a restaurant to allow patrons to remove partially consumed bottles of wine from a restaurant for off-premises consumption; amending s. 565.03, F.S.; revising definitions; revising the requirements for the sale of branded products by a licensed 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; revising requirements relating to the shipping of distilled spirits to consumers by a craft distillery; providing that it is unlawful to transfer a certain distillery license, or ownership in a distillery license, to certain individuals or entities; prohibiting a craft distillery from having its ownership affiliated with certain other distilleries; authorizing a craft distillery to transfer specified distilled spirits to its souvenir gift shop; requiring a craft distillery to submit certain excise taxes; amending s. 565.17, F.S.; authorizing a craft distillery to conduct spirituous beverage tastings under certain circumstances; providing an effective date.

—was referred to the Committees on Innovation, Industry, and Technology; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7123, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Appropriations Committee, Ways & Means Committee and Representative(s) Avila—

CS for HB 7123—A bill to be entitled An act relating to taxation; amending s. 195.096, F.S.; authorizing the Department of Revenue to change the methodology for statistical and analytical reviews for certain assessment purposes if it first makes specific determinations concerning natural disasters in counties; amending s. 196.197, F.S.; providing criteria to be used in determining the value of tax exemptions for charitable use of certain hospitals; defining the term "unadjusted exempt value"; providing application requirements for tax exemptions on certain properties; 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; amending s. 218.131, F.S.; revising the timing of distribution of moneys to certain counties impacted by a reduction in ad valorem tax revenue resulting from certain tax abatements related to specified hurricanes; amending s. 624.51055, F.S.; specifying contribution deadlines for an insurance premium tax credit; amending s. 1002.33, F.S.; conforming provisions to changes made by the act; amending s. 1002.395, F.S.; specifying dates by which certain taxpayers may apply for insurance premium tax credit; allowing insurance premium tax credit amounts to be applied retroactively to installment payments for purposes of determining penalty amounts; amending s. 1011.71, F.S.; providing that certain school district voted operating millage levies be shared with charter schools in the school district; 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; providing an exemption from the sales and use tax for the retail sale of certain clothing, school supplies, and personal computers and personal computer-related accessories during a specified period; providing exceptions to the exemption; providing appropriations to the Department of Revenue for implementation purposes; providing applicability; authorizing the department to adopt emergency rules; providing effective dates.

—was referred to the Committees on Finance and Tax; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed HB 7127 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Ways & Means Committee and Representative(s) Avila—

HB 7127—A bill to be entitled An act relating to the corporate income tax; amending s. 220.03, F.S.; adopting the Internal Revenue Code in effect on January 1, 2019; amending s. 220.1105, F.S., revising definitions; extending the period during which specified automatic refunds and downward adjustments to tax rates apply; amending s. 220.13, F.S.; revising the definition of the term "adjusted federal income" regarding additions and subtractions from taxable income; revising subtractions to be made in calculating taxable income; creating s. 220.27, F.S.; requiring the submission of certain corporate tax information to the Department of Revenue; requiring the department to create a secure online application for taxpayers to use when submitting such information; providing deadlines; providing audit and investigation authority; providing for a penalty; providing for future repeal; authorizing the adoption of emergency rules; providing an appropriation; providing an effective date.

—was referred to the Committees on Finance and Tax; and Appropriations.

ENROLLING REPORTS

SB 310, SB 320, and CS for CS for SB 426 have been enrolled, signed by the required constitutional officers, and presented to the Governor on April 26, 2019.

Debbie Brown, Secretary

CORRECTION AND APPROVAL OF JOURNAL

ADJOURNMENT

The Journal of April 25 was corrected and approved.

On motion by Senator Benacquisto, the Senate adjourned at 4:28 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Monday, April 29 or upon call of the President.

CO-INTRODUCERS

Senators Rader—CS for SM 804; Stargel—CS for SM 804



Journal of the Senate

Number 20—Regular Session

Monday, April 29, 2019

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CALL TO ORDER

The Senate was called to order by President Galvano at 10:00 a.m. A quorum present—37:

Mr. President	Farmer	Rader
Albritton	Flores	Rodriguez
Baxley	Gainer	Rouson
Bean	Gruters	Simmons
Benacquisto	Harrell	Simpson
Berman	Hooper	Stargel
Book	Hutson	Stewart
Bracy	Mayfield	Taddeo
Bradley	Montford	Thurston
Brandes	Passidomo	Torres
Braynon	Perry	Wright
Broxson	Pizzo	
Diaz	Powell	

PRAYER

The following prayer was offered by Rabbi Moshe Matz, Executive Director, Agudath Israel of Florida, Miami Beach:

In Jewish tradition, prayer is a formal and structured expression of our relationship and reliance on our Father in heaven. We gather together three times a day in prayer: once in the morning to begin our day with the right focus; once again in the middle of the afternoon to ensure we have not been distracted; and finally in the evening to conclude the day by reaffirming the recognition of G-d in our lives. The key to successful prayer is humility. With this in mind, we would like to beseech the almighty creator with sincere humility through a prayer that we say three times a day: "You graciously endow man with wisdom and teach insight to a frail mortal. Endow us graciously from yourself with wisdom, insight, and discernment. Blessed are you, Hashem, gracious giver of wisdom."

We should be able to use our G-d given wisdom to promote his values and to practice his will. And in these challenging days, people of faith are targeted for their beliefs and practices like we witnessed just this week in the hate-filled attack in a synagogue in Poway, California. We beg the almighty for his divine protection and guidance to be true ambassadors of love and respect.

May G-d bless you and all the selfless government officials that work on our behalf and the citizens of our beautiful State of Florida. May G-d

continue to bless and bestow bounty on the beacon of freedom that we know as the United States of America.

MOMENT OF SILENCE

At the request of the President, the Senate observed a moment of silence for the Chabad of Poway congregation following a shooting at the synagogue on April 27 and to honor Lori Gilbert-Kaye, who was killed in the shooting.

PLEDGE

Senate Pages, Malia Brown of Tallahassee; Aziza Davis of Tallahassee; Elon Davis of Tallahassee; and Timothy Glass of Tallahassee, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

MOTIONS

On motion by Senator Benacquisto, the rules were waived and **CS for SB 1272** was withdrawn from the committees of reference, placed on the Special Order Calendar, and taken up instanter. The motion was adopted.

By unanimous consent, the rules were waived and the Senate proceeded to—

SPECIAL ORDER CALENDAR

CS for SB 1272—A bill to be entitled An act relating to anti-Semitism; amending s. 1000.05, F.S.; prohibiting discrimination in the Florida K-20 public education system based on religion; requiring public K-20 educational institutions to take into consideration anti-Semitism under certain instances of discrimination; defining the term "anti-Semitism"; providing an exception; providing construction; amending s. 1002.20, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1272**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 741** was withdrawn from the Committees on Judiciary; Education; and Rules.

On motion by Senator Gruters—

CS for CS for HB 741—A bill to be entitled An act relating to anti-Semitism; amending s. 1000.05, F.S.; prohibiting discrimination in the Florida K-20 public education system based on religion; requiring a public K-20 educational institution to take into consideration anti-Semitism under certain instances of discrimination; defining the term "anti-Semitism"; providing construction; amending s. 1002.20, F.S.; conforming provisions to changes made by the act; providing an effective date.

—a companion measure, was substituted for **CS for SB 1272** and read the second time by title.

On motion by Senator Gruters, by two-thirds vote, **CS for CS for HB 741** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

CO-INTRODUCERS

All Senators voting yea, not previously shown as co-introducers, were recorded as co-introducers of **CS for SB 1272**, a companion bill to **CS for CS for HB 741**.

The vote was:

Yeas—38

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Harrell	Simmons
Berman	Hooper	Simpson
Book	Hutson	Stargel
Bracy	Lee	Stewart
Bradley	Mayfield	Taddeo
Brandes	Montford	Thurston
Braynon	Passidomo	Torres
Broxson	Perry	Wright
Diaz	Pizzo	

Nays—None

Vote after roll call:

Yea—Cruz

By direction of the President, the rules were waived and the Senate reverted to—

BILLS ON THIRD READING

Consideration of **CS for HB 281** was deferred.

CS for CS for HB 23—A bill to be entitled An act relating to telehealth; creating s. 220.197, F.S.; providing a tax credit for eligible taxpayers; authorizing an unused tax credit amount to be carried forward for a certain period of time; authorizing the Department of Revenue to perform audits and investigations under certain circumstances; authorizing the department to pursue recovery of tax credits if the taxpayer received such credit for which the taxpayer was not entitled; authorizing the transfer of a tax credit under certain circumstances; authorizing the department and the Office of Insurance Regulation to adopt rules; creating s. 456.47, F.S.; providing definitions; establishing a standard of care for telehealth providers; authorizing telehealth pro-

viders 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; authorizing certain telehealth providers to use telehealth to prescribe specified controlled substances under certain circumstances; 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; providing recordkeeping requirements for telehealth providers; providing registration requirements for out-of-state telehealth providers; requiring the Department of Health to publish certain information on its website; authorizing a board or the department if there is no board to revoke a telehealth provider’s registration under certain circumstances; providing venue; providing exemptions to the registration requirement; providing rulemaking authority; providing an appropriation; authorizing positions; amending s. 624.509, F.S.; providing that a health insurer or health maintenance organization is allowed a tax credit against a specified tax imposed if it covers services provided by telehealth; authorizing an unused tax credit amount to be carried forward for a certain period of time; authorizing the Department of Revenue to perform audits and investigations under certain circumstances; authorizing the department to pursue recovery of tax credits if the taxpayer received such credit for which the taxpayer was not entitled; authorizing the transfer of a tax credit under certain circumstances; authorizing the department and the Office of Insurance Regulation to adopt rules; providing that an insurer claiming the tax credit is not required to pay any additional retaliatory tax; providing definitions; providing effective dates.

—as amended April 26, was read the third time by title.

On motion by Senator Harrell, **CS for CS for HB 23**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—30

Mr. President	Cruz	Perry
Albritton	Diaz	Pizzo
Baxley	Flores	Rader
Bean	Gainer	Simmons
Benacquisto	Gruters	Simpson
Book	Harrell	Stargel
Bracy	Hooper	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Torres
Broxson	Passidomo	Wright

Nays—9

Berman	Gibson	Rodriguez
Braynon	Montford	Rouson
Farmer	Powell	Thurston

Vote after roll call:

Yea—Hutson

CS for HB 19—A bill to be entitled An act relating to prescription drug importation programs; creating s. 381.02035, F.S.; establishing the Canadian Prescription Drug Importation Program within the Agency for Health Care Administration for a specified purpose; providing definitions; requiring the agency to contract with a vendor to facilitate wholesale prescription drug importation under the program; providing responsibilities for the vendor; providing eligibility criteria for prescription drugs, Canadian suppliers, and importers under the program; requiring participating Canadian suppliers and importers to comply with specified federal requirements for distributing prescription drugs imported under the program; prohibiting Canadian suppliers and importers from distributing, dispensing, or selling prescription drugs imported under the program outside of the state; requiring the agency to request federal approval of the program; providing requirements for such request; requiring the agency to begin operating the program within a specified timeframe after receiving federal approval; requiring

the agency, in consultation with the vendor, to submit an annual report to the Governor and Legislature by a specified date; providing requirements for such report; requiring the agency to adopt rules; creating s. 499.0285, F.S.; requiring the Department of Business and Professional Regulation to establish the International Prescription Drug Importation Program for a specified purpose; providing definitions; providing eligibility criteria for prescription drugs, exporters, and importers under the program; requiring participating importers to submit certain documentation to the department for prescription drugs imported under the program; requiring the department to immediately suspend the importation of a specific prescription drug or importation by a specific importer if a violation has occurred under the program; authorizing the department to revoke such suspension under certain circumstances; requiring the department to adopt rules; creating s. 465.0157, F.S.; establishing an international export pharmacy permit for participation in the International Prescription Drug Importation Program; providing requirements for permit application and renewal; amending s. 465.017, F.S.; authorizing the department to inspect international export pharmacy permittees; amending s. 499.01, F.S.; requiring nonresident prescription drug manufacturers to register with the department to participate in the program; providing an exception; establishing an international prescription drug wholesale distributor permit; providing requirements for such permit; amending s. 499.012, F.S.; providing permit application requirements for international prescription drug wholesale distributors and nonresident prescription drug manufacturers to participate in the program; amending ss. 499.005, 499.0051, and 499.015, F.S.; conforming provisions to changes made by the act; amending s. 499.065, F.S.; requiring the department to inspect international prescription drug wholesale distributor establishments and require their immediate closure under certain circumstances; requiring the Department of Business and Professional Regulation, in collaboration with the Department of Health, to negotiate a federal arrangement to operate a pilot program for importing prescription drugs into the state; providing that implementation of the act is contingent upon such federal arrangement or obtaining federal guidance; providing an effective date.

—as amended April 26, was read the third time by title.

On motion by Senator Bean, **CS for HB 19**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—27

Mr. President	Diaz	Passidomo
Albritton	Flores	Perry
Baxley	Gainer	Rader
Bean	Gruters	Simmons
Benacquisto	Harrell	Simpson
Book	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Broxson	Mayfield	Wright

Nays—13

Berman	Gibson	Rouson
Bracy	Montford	Thurston
Braynon	Pizzo	Torres
Cruz	Powell	
Farmer	Rodriguez	

CS for HB 21—A bill to be entitled An act relating to health care facility market barriers; repealing ss. 154.245 and 154.246, F.S., relating to the issuance of a certificate of need by the Agency for Health Care Administration as a condition to bond validation and project construction; creating s. 381.4066, F.S.; establishing local health councils under ch. 381, F.S.; providing for the appointment of members; providing powers and duties; designating health service planning districts; providing for funding; requiring the agency to establish rules relating to the imposition of fees and financial accountability; requiring the agency to coordinate the planning of health care services in the state

and develop and maintain a comprehensive health care database; requiring the Department of Health to contract with local health councils for specified services; amending s. 395.003, F.S.; removing a provision requiring that certain hospital beds be specified as general beds for licensure; removing provisions relating to the prohibition of licensure for hospitals that treat specific populations; amending s. 395.1055, F.S.; removing provisions requiring the agency to adopt rules relating to data for certificate-of-need reviews; revising provisions relating to appointments to a technical advisory panel for certain pediatric cardiovascular programs; requiring the agency to adopt rules establishing licensure standards for providers of adult cardiovascular services; requiring such providers to comply with specified national standards; repealing s. 395.6025, F.S., relating to rural hospital replacement facilities; repealing ss. 408.031, 408.032, 408.033, 408.034, 408.035, 408.036, 408.0361, 408.037, 408.038, 408.039, 408.040, 408.041, 408.042, 408.043, 408.044, 408.045, and 408.0455, F.S., relating to the Health Facility and Services Development Act; amending ss. 159.27, 186.503, 189.08, 220.1845, 376.30781, 376.86, 383.216, 395.0191, 395.1065, 400.071, 400.606, 400.6085, 408.07, 408.806, 408.808, 408.810, and 408.820, F.S.; conforming provisions to changes made by the act and conforming cross-references; repealing s. 651.118, F.S., relating to the issuance of certificates of need by the Agency for Health Care Administration for nursing home beds; providing an effective date.

—as amended April 26, was read the third time by title.

On motion by Senator Harrell, **CS for HB 21**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—23

Mr. President	Flores	Passidomo
Albritton	Gruters	Perry
Baxley	Harrell	Rouson
Benacquisto	Hooper	Simmons
Bradley	Hutson	Simpson
Brandes	Lee	Stargel
Broxson	Mayfield	Wright
Diaz	Montford	

Nays—17

Bean	Farmer	Rodriguez
Berman	Gainer	Stewart
Book	Gibson	Taddeo
Bracy	Pizzo	Thurston
Braynon	Powell	Torres
Cruz	Rader	

HB 7067—A bill to be entitled An act relating to registration fees; amending s. 456.47; requiring an out-of-state health care provider to pay an application fee and biennial renewal fee to be registered to provide telehealth services in this state; providing a contingent effective date.

—was read the third time by title.

On motion by Senator Bradley, **HB 7067** was passed by the required constitutional two-thirds vote of the membership and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Broxson	Lee
Albritton	Cruz	Mayfield
Bean	Diaz	Montford
Benacquisto	Farmer	Passidomo
Berman	Flores	Perry
Book	Gainer	Pizzo
Bracy	Gibson	Powell
Bradley	Gruters	Rader
Brandes	Hooper	Rodriguez
Braynon	Hutson	Rouson

Simmons	Stewart	Torres
Simpson	Taddeo	Wright
Stargel	Thurston	

Nays—None

Vote after roll call:

Yea—Baxley, Harrell

Yea to Nay—Brandes

Consideration of **CS for SB 1622** and **CS for CS for CS for SB 1666** was deferred.

CS for HB 843—A bill to be entitled An act relating to patient access to primary care and specialist providers; creating s. 395.1052, F.S.; requiring a hospital to notify a patient’s primary care or specialist provider within a specified timeframe after the patient’s admission; requiring a hospital to inform a patient, upon admission, of the option to request consultation between the patient’s primary care or specialist provider and the treating physician at the hospital; requiring a hospital to notify a patient’s primary care or specialist provider of the patient’s discharge and provide specified information and records to the primary care or specialist provider within a specified timeframe after discharge; providing an effective date.

—as amended April 26, was read the third time by title.

On motion by Senator Harrell, **CS for HB 843**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Diaz	Perry
Albritton	Farmer	Powell
Baxley	Flores	Rader
Bean	Gainer	Rodriguez
Benacquisto	Gibson	Rouson
Berman	Gruters	Simmons
Book	Harrell	Simpson
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Cruz	Passidomo	Wright

Nays—None

Vote after roll call:

Yea—Pizzo

RECONSIDERATION OF BILL

On motion by Senator Lee, the Senate reconsidered the vote by which—

CS for HB 281—A bill to be entitled An act relating to public records; amending s. 97.0585, F.S.; providing an exemption from public records requirements for the telephone numbers and email addresses of voter registration applicants and voters; 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 statements of public necessity; providing an effective date.

—failed to pass by the required constitutional two-thirds vote of the members present and voting April 26.

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 was adopted by two-thirds vote:

Amendment 1 (113608) (with title amendment)—Delete lines 34-85 and insert:

(d) All information concerning preregistered voter registration applicants who are 16 or 17 years of age. This paragraph is subject to the Open Government Sunset Review Act in accordance with s. 119.15 and shall stand repealed on October 2, 2024, unless reviewed and saved from repeal through reenactment by the Legislature.

(3) This section applies to information held by an agency before, on, or after the effective date of this exemption.

Section 2. *The Legislature finds that it is a public necessity*

And the title is amended as follows:

Delete lines 3-11 and insert: 97.0585, F.S.; providing an exemption from public records requirements for information concerning preregistered voter registration applicants who are minors; providing for future legislative review and repeal of the exemption; providing for retroactive application; providing a statement of public necessity; providing an effective

On motion by Senator Lee, **CS for HB 281**, as amended, 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—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

CS for CS for CS for SB 1666—A bill to be entitled An act relating to vessels; amending s. 327.395, F.S.; revising boating safety identification requirements for certain persons; requiring any person who rents and operates certain vessels to have certain photographic and safety identification in his or her possession before operating the vessel; authorizing the commission to appoint certain persons to issue temporary certificates; authorizing the commission to issue boating safety identification cards for temporary certificates in digital or electronic formats; authorizing the commission to appoint agents to administer and charge fees for the boating safety education course or temporary certificate examination; amending s. 327.4109, F.S.; defining a term; directing the Fish and Wildlife Conservation Commission to conduct, contingent upon appropriation, a specified study of the impacts of long-term stored vessels and certain anchored and moored vessels on local communities and the state and to submit a report to the Governor and Legislature within a specified timeframe; providing for expiration of the study requirements; amending s. 327.60, F.S.; authorizing certain counties to create no-discharge zones; providing requirements for discharge in specified areas outside the no-discharge zones; reenacting and amending s. 327.73, F.S., relating to noncriminal infractions; specifying the fines for violations related to no-discharge zones; amending s. 328.72, F.S.; revising the distribution of vessel registration fees to provide grants for derelict vessel removal; amending s. 376.15, F.S.; authorizing the commission to use certain funds to remove, or to pay private contractors to remove, derelict vessels; amending s. 823.11, F.S.; prohibiting persons from residing or dwelling on certain derelict vessels until certain conditions are met; providing an effective date.

—was read the third time by title.

On motion by Senator Flores, **CS for CS for CS for SB 1666** was passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Farmer	Powell
Albritton	Flores	Rader
Baxley	Gainer	Rodriguez
Bean	Gibson	Rouson
Benacquisto	Gruters	Simmons
Berman	Harrell	Simpson
Book	Hooper	Stargel
Bracy	Hutson	Stewart
Bradley	Lee	Taddeo
Brandes	Mayfield	Thurston
Braynon	Montford	Torres
Broxson	Passidomo	Wright
Cruz	Perry	
Diaz	Pizzo	

Nays—None

Consideration of **HB 647** was deferred.

MOMENT OF SILENCE

In recognition of the annual Law Enforcement Memorial Service held at the Capitol this day, Senator Bean led the Senate in a moment of silence for all of the men and women in law enforcement who have made the ultimate sacrifice while serving the State of Florida. Senator Bean also honored the memory of Senator Broxson's father, a former sheriff of Santa Rosa County, who was killed in the line of duty in 1959.

SPECIAL ORDER CALENDAR, continued

CS for CS for SB 92—A bill to be entitled An act relating to the C-51 reservoir project; amending s. 373.4598, F.S.; revising the portions of the C-51 reservoir project for which the South Florida Water Management District may negotiate; revising water storage and use requirements specified for the project if state funds are appropriated for the project; specifying that Phase II of the project may be funded by appropriation, in addition to other sources; providing an effective date.

—was read the second time by title.

SENATOR SIMMONS PRESIDING

Pending further consideration of **CS for CS for SB 92**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 95** was withdrawn from the Committees on Environment and Natural Resources; Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

On motion by Senator Book—

CS for CS for HB 95—A bill to be entitled An act relating to the C-51 reservoir project; amending s. 373.4598, F.S.; revising the portions of the C-51 reservoir project for which the South Florida Water Management District may negotiate; revising water storage and use requirements specified for the project if state funds are appropriated for the project; specifying that Phase II of the project may be funded by appropriation, in addition to other sources; authorizing the 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.

—a companion measure, was substituted for **CS for CS for SB 92** and 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 Book moved the following amendment which was adopted:

Amendment 1 (862984) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Paragraphs (c), (d), and (e) of subsection (9) of section 373.4598, Florida Statutes, are amended to read:

373.4598 Water storage reservoirs.—

(9) C-51 RESERVOIR PROJECT.—

(c) ~~For Phase II of the C-51 reservoir project,~~ The district may negotiate with the owners of the C-51 reservoir project site for the acquisition of *any portion of the project not already committed to utilities for alternative water supply purposes* or to enter into a public-private partnership. The district may acquire land near the C-51 reservoir through the purchase or exchange of land that is owned by the district or the state as necessary to implement ~~Phase II of the project.~~ The state and the district may consider potential swaps of land that is owned by the state or the district to achieve an optimal combination of water quality and water storage. The district may not exercise eminent domain for the purpose of implementing the C-51 reservoir project.

(d) If state funds are appropriated for ~~Phase I or Phase II of the C-51 reservoir project:~~

1. The district, *to the extent practicable, must shall* operate the reservoir project to maximize the reduction of high-volume Lake Okeechobee regulatory releases to the St. Lucie or Caloosahatchee estuaries, in addition to *maximizing the reduction of harmful discharges providing relief* to the Lake Worth Lagoon. *However, the operation of Phase I of the C-51 reservoir project must be in accordance with any operation and maintenance agreement approved by the district;*

2. *In addition to any permitted amounts for water supply, water made available by the reservoir project must shall* be used for natural systems ~~in addition to any allocated amounts for water supply;~~ and

3. ~~Any~~ Water received from Lake Okeechobee may ~~not~~ be available to support consumptive use permits *only if such use is in accordance with district rules.*

(e) Phase I of the C-51 reservoir project may be funded by appropriation or through the water storage facility revolving loan fund as provided in s. 373.475. Phase II of the C-51 reservoir project may be funded *by appropriation,* pursuant to this section, pursuant to s. 373.475, as a project component of CERP, or pursuant to s. 375.041(3)(b) 4.

Section 2. This act shall take effect July 1, 2019.

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 C-51 reservoir project; amending s. 373.4598, F.S.; revising the portions of the C-51 reservoir project for which the South Florida Water Management District may negotiate; revising water storage and use requirements specified for the project if state funds are appropriated for the project; specifying that Phase II of the project may be funded by appropriation, in addition to other sources; providing an effective date.

Pursuant to Rule 4.19, **CS for CS for HB 95**, as amended, was placed on the calendar of Bills on Third Reading.

CS for CS for SB 302—A bill to be entitled An act relating to nonemergency medical transportation services; amending s. 316.87, F.S.; authorizing certain transportation network companies to provide nonemergency medical transportation services to a Medicaid recipient under certain circumstances; requiring the Agency for Health Care Administration to update its regulations, policies, or other guidance by a specified date to reflect such authorization; providing limitations on requirements for transportation network companies and transportation

network company drivers; providing construction; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 302**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 411** was withdrawn from the Committees on Health Policy; Banking and Insurance; and Rules.

On motion by Senator Brandes—

CS for HB 411—A bill to be entitled An act relating to nonemergency medical transportation services; amending s. 316.87, F.S.; authorizing certain nonemergency medical transportation services to be provided to a Medicaid recipient by certain transportation network companies; requiring the Agency for Health Care Administration to update the Florida Medicaid Non-Emergency Transportation Services Coverage Policy and other regulations by a certain date; specifying requirements for transportation network companies and transportation network company drivers; providing construction; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 302** and 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 (319712) (with title amendment)—Delete everything after the enacting clause and insert:

Section 1. Section 316.87, Florida Statutes, is amended to read:

316.87 Nonemergency medical transportation services.—

(1) To ensure the availability of nonemergency medical transportation services throughout the state, a provider licensed by the county or operating under a permit issued by the county may not be required to use a vehicle that is larger than needed to transport the number of persons being transported or that is inconsistent with the medical condition of the individuals receiving the nonemergency medical transportation services. This ~~subsection~~ ~~section~~ does not apply to the procurement, contracting, or provision of paratransit transportation services, directly or indirectly, by a county or an authority, pursuant to the Americans with Disabilities Act of 1990, as amended.

(2) *Subject to compliance with state and federal Medicaid requirements, a transportation network company that:*

- (a) *Is under contract with a Medicaid managed care plan;*
- (b) *Is under contract with a transportation broker under contract with a Medicaid managed care plan;*
- (c) *Is under contract with a transportation broker under contract with the Agency for Health Care Administration; or*
- (d) *Receives referrals from a transportation broker under contract with a Medicaid managed care plan or the Agency for Health Care Administration,*

may provide nonemergency medical transportation services under ss. 409.905 and 409.973 to a Medicaid recipient if all drivers and prospective drivers are screened pursuant to the procedures set forth in s. 435.03 or functionally equivalent procedures, as determined by the Agency for Health Care Administration. By October 1, 2019, the Agency for Health Care Administration shall update its regulations, policies, or other guidance, including its Medicaid Non-Emergency Transportation Services Coverage Policy, as necessary, to reflect this authorization. Requirements for transportation network companies and transportation network company drivers may not exceed those imposed under s. 627.748, except as necessary to conform to other applicable state and federal Medicaid transportation requirements administered by the Agency for Health Care Administration.

(3) *Subsection (2) may not be construed to:*

(a) *Expand or limit the transportation benefits provided to Medicaid recipients or to require a Medicaid managed care plan to contract with a transportation network company or transportation broker.*

(b) *Exempt any person, firm, corporation, association, or governmental entity that engages in the business or service of providing advanced life support or basic life support transportation services from the licensure requirements provided in s. 401.25.*

Section 2. This act shall take effect July 1, 2019.

And the title is amended as follows:

Delete everything before the enacting clause and insert: A bill to be entitled An act relating to nonemergency medical transportation services; amending s. 316.87, F.S.; authorizing certain transportation network companies to provide nonemergency medical transportation services to a Medicaid recipient under certain circumstances; requiring the Agency for Health Care Administration to update its regulations, policies, or other guidance by a specified date to reflect such authorization; providing limitations on requirements for transportation network companies and transportation network company drivers; providing construction; providing an effective date.

Pursuant to Rule 4.19, **CS for HB 411**, as amended, was placed on the calendar of Bills on Third Reading.

CS for CS for SB 464—A bill to be entitled An act relating to prepaid college plans; amending s. 1009.98, F.S.; authorizing the transfer of fees associated with dormitory residency to approved qualified nonprofit organizations under certain circumstances; prohibiting transferred fees from exceeding a specified amount; defining the term “qualified nonprofit organization”; amending s. 1009.983, F.S.; revising the governance of the Florida Prepaid College Board’s direct-support organization; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 464**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 547** was withdrawn from the Committees on Education; Appropriations Subcommittee on Education; and Appropriations.

On motion by Senator Flores—

CS for CS for HB 547—A bill to be entitled An act relating to the Stanley G. Tate Florida Prepaid College Program; amending s. 1009.98, F.S.; authorizing the transfer of fees associated with dormitory residency to approved qualified nonprofit organizations under certain circumstances; prohibiting transferred fees from exceeding a specified amount; providing a definition; amending s. 1009.983, F.S.; revising the composition of a certain direct-support organization’s board of directors; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 464** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 547** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 536—A bill to be entitled An act relating to 911 services; amending s. 365.172, F.S.; revising the applicability of definitions; creating s. 365.177, F.S.; requiring that the Technology Program within the Department of Management Services develop a plan to require that emergency dispatchers be able to transfer an emergency call from one E911 system to another E911 system in this state; providing a declaration of important state interest; creating s. 365.179, F.S.; defining the terms “first responder agency” and “911 public safety answering point”; requiring each sheriff, in collaboration with certain first responder agencies, to enter into specified written agreements; requiring each agreement to require a PSAP to be able to directly communicate with first responder agencies; requiring each PSAP to be able to broadcast certain emergency communications and public safety information; requiring law enforcement agency heads to authorize the installation of their agency’s dispatch channels on certain other law enforcement agency radios, upon request; providing an exception; re-

quiring each county sheriff to certify compliance in writing with the Department of Law Enforcement by a specified date; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 536**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 441** was withdrawn from the Committees on Innovation, Industry, and Technology; Infrastructure and Security; and Appropriations.

On motion by Senator Brandes—

CS for CS for HB 441—A bill to be entitled An act relating to E911 systems; amending s. 365.172, F.S.; revising applicability of definitions; requiring counties to develop a plan for implementing a text-to-911 system and implement a system by a specified date; creating s. 365.177, F.S.; requiring the Technology Program within the Department of Management Services to develop a plan to upgrade 911 public safety answer points to allow the transfer of emergency calls from one E911 system to another one in the state; providing duties relating to the development of such plan; creating s. 365.179, F.S.; defining the terms “first responder agency” and “911 public safety answering point”; requiring each sheriff, in collaboration with certain first responder agencies, to enter into specified written agreements; requiring each agreement to require a PSAP to be able to directly communicate with first responder agencies; requiring each PSAP to be able to broadcast certain emergency communications and public safety information; requiring law enforcement agency heads to authorize the installation of its dispatch channels on certain other law enforcement agency radios, upon request; providing an exception; requiring each county sheriff to certify compliance in writing with the Department of Law Enforcement by a specified date; providing a declaration of important state interest; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 536** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 441** was placed on the calendar of Bills on Third Reading.

CS for SB 630—A bill to be entitled An act relating to nonopioid alternatives; amending s. 456.44, F.S.; providing a legislative finding; requiring the Department of Health to develop and publish on its website an educational pamphlet regarding the use of nonopioid alternatives for the treatment of pain; requiring that the pamphlet include specified information, including the advantages and disadvantages of the use of such alternatives; providing requirements for health care practitioners; providing an exception; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 630**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 451** was withdrawn from the Committees on Health Policy; Judiciary; and Rules.

On motion by Senator Perry—

CS for CS for HB 451—A bill to be entitled An act relating to nonopioid alternatives; amending s. 456.44, F.S.; providing legislative intent; requiring the Department of Health to develop and publish on its website an educational pamphlet regarding the use of nonopioid alternatives for the treatment of pain; requiring the pamphlet to include specified information, including the advantages and disadvantages of the use of such alternatives; providing requirements for health care practitioners; providing an effective date.

—a companion measure, was substituted for **CS for SB 630** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 451** was placed on the calendar of Bills on Third Reading.

CS for SB 718—A bill to be entitled An act relating to the Honor and Remember flag; creating s. 256.16, F.S.; designating the Honor and Remember flag as an emblem of the state; authorizing the display of the flag at specified locations, on specified days, and in a specified manner;

requiring the flags to be manufactured in the United States; authorizing local governments to display the flag at certain locations; authorizing certain departments, agencies, and local governments to adopt certain regulations by a specified date; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 718**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 427** was withdrawn from the Committees on Military and Veterans Affairs and Space; Community Affairs; and Appropriations.

On motion by Senator Gruters—

CS for CS for HB 427—A bill to be entitled An act relating to the Honor and Remember flag; creating s. 256.16, F.S.; designating the Honor and Remember flag as the emblem of the state; authorizing the display of the flag at specified locations, on specified days, and in a specified manner; requiring the flags to be manufactured in the United States; authorizing local governments to display the flag at certain locations; authorizing certain departments, agencies, and local governments to adopt certain regulations by a specified date; providing an effective date.

—a companion measure, was substituted for **CS for SB 718** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 427** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 722—A bill to be entitled An act relating to carrying of firearms by tactical medical professionals; amending s. 790.25, F.S.; exempting certain licensed medical professionals from specified provisions concerning the carrying of firearms; requiring certain policies and procedures for law enforcement agencies; providing immunities and privileges for such professionals; providing construction; requiring the appointing law enforcement agency to issue any firearm or ammunition to tactical medical professionals; providing a definition; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 722**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 487** was withdrawn from the Committees on Judiciary; Infrastructure and Security; and Rules.

On motion by Senator Hooper—

CS for HB 487—A bill to be entitled An act relating to carrying of firearms by tactical medical professionals; amending s. 790.25, F.S.; exempting certain licensed medical professionals from specified provisions concerning the carrying of firearms; requiring certain policies and procedures for law enforcement agencies; providing such professionals have no duty to retreat in certain circumstances; providing a limitation on liability; providing a definition; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 722** and 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 Hooper moved the following amendment which was adopted:

Amendment 1 (764278) (with title amendment)—Delete lines 52-56 and insert:

c. Has the same immunities and privileges as a law enforcement officer, as defined in s. 943.10, in a civil or criminal action arising out of a tactical law enforcement operation when acting within the scope of his or her official duties.

3. This paragraph may not be construed to authorize a tactical medical professional to carry, transport, or store any firearm or ammunition on any fire apparatus or EMS vehicle

4. *The appointing law enforcement agency shall issue any firearm or ammunition that the tactical medical professional carries in accordance with this paragraph.*

5. *For the purposes of this paragraph, the term “tactical*

And the title is amended as follows:

Delete line 9 and insert: circumstances; providing immunities and privileges for such professionals; providing construction; requiring the appointing law enforcement agency to issue to tactical medical professionals any firearm or ammunition;

Pursuant to Rule 4.19, **CS for HB 487**, as amended, was placed on the calendar of Bills on Third Reading.

CS for SB 728—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; authorizing community development districts to merge with another type of special district created by special act or by filing a petition for establishment of a new district; authorizing a community development district merging with another type of district to enter into merger agreements for certain purposes; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 728**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 437** was withdrawn from the Committees on Community Affairs; Infrastructure and Security; and Rules.

On motion by Senator Lee—

CS for CS for HB 437—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; authorizing community development districts to merge with another type of special district created by special act or by filing a petition for establishment of a new district; authorizing a community development district merging with another type of district to enter into merger agreements for certain purposes; providing an effective date.

—a companion measure, was substituted for **CS for SB 728** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 437** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 772—A bill to be entitled An act relating to liens against motor vehicles and vessels; amending s. 559.917, F.S.; authorizing a person claiming a lien against a motor vehicle to obtain the release of the vehicle from a lien claimed by a motor vehicle repair shop under certain circumstances; amending s. 559.920, F.S.; prohibiting a motor vehicle repair shop from violating certain provisions; amending s. 713.585, F.S.; revising notice requirements for enforcing a lien by sale of a motor vehicle; revising requirements for notice of lien and notice of sale of a motor vehicle; requiring a lienor to make the motor vehicle available for inspection by notice recipients; revising requirements for transfer of title; authorizing a lienor to charge an administrative fee up to a certain amount; defining the term “administrative fee”; requiring a motor vehicle repair shop, garage, automotive service facility, or storage operator to use a third-party service to provide notices of lien and sale; providing an exception; defining the term “third-party service”; requiring a third-party service to apply to and be approved by the Department of Highway Safety and Motor Vehicles; providing requirements; authorizing the department to deny, suspend, or revoke approval under certain circumstances; providing recordkeeping requirements; providing requirements for retaining approved status; requiring maintenance of a website for access to certain information; requiring a lienor to release certain personal property; requiring the lienor to release the vehicle upon payment of charges; requiring a lienor to accept a copy of an electronic title or a paper title as evidence of a person’s interest in a vehicle; amending s. 713.78, F.S.; revising requirements for notice of lien for recovering, towing, or storing a vehicle or vessel; revising requirements for notice of the sale of such vehicle or vessel; revising requirements for transfer of title; authorizing a lienor to charge an administrative fee up to a certain amount; defining the term “administrative fee”; requiring a towing-storage operator to use a third-party service to provide notices of lien and sale; providing an exception; defining the term “third-party service”; requiring a third-party service to apply to and be approved by the department; providing requirements; authorizing the department to deny, suspend, or revoke approval under certain circumstances; providing recordkeeping requirements; providing requirements for retaining approved status; requiring maintenance of a website for access to certain information; requiring a lienor to accept a copy of an electronic title or a paper title as evidence of a person’s interest in a vehicle or vessel; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 772**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for HB 431** was withdrawn from the Committees on Banking and Insurance; Judiciary; and Rules.

On motion by Senator Stargel—

CS for CS for CS for HB 431—A bill to be entitled An act relating to liens against motor vehicles and vessels; amending s. 559.917, F.S.; authorizing a person claiming a lien against a motor vehicle to obtain the release of the vehicle from a lien claimed by a motor vehicle repair shop under certain circumstances; amending s. 559.920, F.S.; prohibiting a motor vehicle repair shop from violating certain provisions; amending s. 713.585, F.S.; revising notice requirements for enforcing a lien by sale of a motor vehicle; revising requirements for notice of lien and notice of sale of a motor vehicle; requiring the lienor to make the motor vehicle available for inspection by notice recipients; revising requirements for transfer of title; authorizing a lienor to charge an administrative fee up to a certain amount; defining the term “adminis-

trative fee”; requiring a motor vehicle repair shop, garage, automotive service facility, or storage operator to use a third-party service to provide notices of lien and sale; providing an exception; defining the term “third-party service”; requiring a third-party service to apply to and be approved by the department; providing requirements; authorizing the department to deny, suspend, or revoke approval under certain circumstances; providing recordkeeping requirements; providing requirements for retaining approved status; requiring maintenance of a website for access to certain information; requiring a lienor to release certain personal property; requiring release of the vehicle upon payment of charges; requiring a lienor to accept a copy of an electronic title or a paper title as evidence of a person’s interest in a vehicle; amending s. 713.78, F.S.; revising requirements for notice of lien for recovering, towing, or storing a vehicle or vessel; revising requirements for notice of the sale of such vehicle or vessel; revising requirements for transfer of title; authorizing a lienor to charge an administrative fee up to a certain amount; defining the term “administrative fee”; requiring a towing-storage operator to use a third-party service to provide notices of lien and sale; providing an exception; defining the term “third-party service”; requiring a third-party service to apply to and be approved by the department; providing requirements; authorizing the department to deny, suspend, or revoke approval under certain circumstances; providing recordkeeping requirements; providing requirements for retaining approved status; requiring maintenance of a website for access to certain information; requiring a lienor to accept a copy of an electronic title or a paper title as evidence of a person’s interest in a vehicle or vessel; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 772** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for CS for HB 431** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 816** was deferred.

CS for CS for SB 892—A bill to be entitled An act relating to business organizations; amending s. 607.0101, F.S.; providing applicability; amending s. 607.0102, F.S.; making technical changes; amending s. 607.0120, F.S.; making technical changes; providing requirements, authorizations, and prohibitions relating to when the terms of a plan or a filed document may be dependent on facts objectively ascertainable outside of the plan or filed document; defining the terms “filed document” and “plan”; amending s. 607.0121, F.S.; making technical changes; conforming provisions to changes made by the act; amending s. 607.0122, F.S.; conforming provisions to changes made by the act; amending s. 607.0123, F.S.; revising provisions, requirements, and authorizations relating to the effective time and date of a document; amending s. 607.0124, F.S.; revising the process authorizing a domestic or foreign corporation to correct a document filed by the Department of State; authorizing a filing to be withdrawn before it takes effect if certain requirements are met; amending s. 607.0125, F.S.; revising the filing duties of the department; amending s. 607.0126, F.S.; revising the appeals process relating to the department’s refusal to file a document; amending s. 607.0127, F.S.; requiring certain certificates to be taken by certain entities as prima facie evidence of the facts stated; revising when a certificate and a copy of a document are conclusive evidence that the original document is on file with the department; amending s. 607.0128, F.S.; revising provisions relating to department-issued certificates of status; amending s. 607.0130, F.S.; deleting provisions relating to the powers of the department; amending s. 607.01401, F.S.; defining and redefining terms; amending s. 607.0141, F.S.; revising provisions relating to written and oral notice under ch. 607, F.S.; providing construction; creating s. 607.0143, F.S.; defining the terms “qualified director,” “material relationship,” and “material interest”; providing for circumstances under which a director is not automatically prevented from being a qualified director; amending s. 607.0201, F.S.; conforming provisions to changes made by the act; amending s. 607.0202, F.S.; revising requirements and authorizations for the contents of articles of incorporation; authorizing provisions of the articles of incorporation to be made dependent upon facts objectively ascertainable outside of the articles of incorporation; prohibiting the articles of incorporation from containing certain provisions; amending s. 607.0203, F.S.; conforming provisions to changes made by the act; amending s. 607.0204, F.S.; deleting an exemption from liability related to persons

who have actual knowledge that there is no incorporation when purporting to act as or on behalf of a corporation; making a technical change; amending s. 607.0205, F.S.; making technical changes; requiring directors or incorporators calling an organizational meeting to give at least 2, rather than 3, days’ notice; amending s. 607.0206, F.S.; revising provisions relating to the contents of the bylaws of a corporation; amending s. 607.0207, F.S.; making technical changes; creating s. 607.0208, F.S.; authorizing provisions of the articles of incorporation or the bylaws to create exclusive jurisdiction for certain claims; providing applicability for such provisions; prohibiting the articles or bylaws from prohibiting certain actions; defining the term “internal corporate claim”; amending s. 607.0301, F.S.; revising purposes and applicability; amending s. 607.0302, F.S.; making technical changes; amending s. 607.0303, F.S.; revising the requirements relating to the liability of certain persons acting in accordance with emergency bylaws; making technical changes; amending s. 607.0304, F.S.; revising when a corporation’s power to act may be challenged; amending s. 607.0401, F.S.; authorizing a corporation to register under a name that is not otherwise distinguishable on the records of the department under certain circumstances; providing applicability; creating s. 607.04021, F.S.; authorizing a person to reserve the exclusive use of a corporate name and to transfer the reservation; authorizing the department to revoke a reservation under certain circumstances; amending s. 607.0403, F.S.; making technical changes; conforming a cross-reference; amending s. 607.0501, F.S.; revising requirements for registered offices and registered agents; providing for the duties of a registered agent; authorizing a court to stay a proceeding until a corporation is compliant with requirements relating to registered agents and registered offices; making technical changes; amending s. 607.0502, F.S.; revising the procedures relating to a corporation changing its registered agent or its registered office; creating s. 607.0503, F.S.; revising procedures and requirements relating to the resignation of a registered agent; creating s. 607.05031, F.S.; revising procedures and requirements relating to the change of name or address by a registered agent; creating s. 607.05032, F.S.; providing for the delivery of notice or other communication; amending s. 607.0504, F.S.; revising the procedures for service of process, notice, or demand on a corporation; amending s. 607.0505, F.S.; conforming provisions to changes made by the act; amending s. 607.0601, F.S.; revising provisions relating to shares authorized by articles of incorporation; amending s. 607.0602, F.S.; revising provisions relating to the determination of the board of directors to classify or reclassify certain shares; amending s. 607.0604, F.S.; deleting a provision relating to the good faith judgment of the board of directors as to the fair value of fractions of a share; making technical changes; amending s. 607.0620, F.S.; revising provisions relating to subscriptions for shares; amending s. 607.0621, F.S.; expanding the circumstances in which shares that are escrowed or restricted and distributions that are credited may be canceled; amending s. 607.0622, F.S.; making a technical change; amending s. 607.0623, F.S.; authorizing the board to fix a record date for determining shareholders entitled to a share dividend; amending s. 607.0624, F.S.; revising provisions relating to rights, options, warrants, and awards for the purchase of shares of the corporation; defining the term “shares”; amending ss. 607.0625, 607.0626, and 607.0627, F.S.; making technical changes; amending s. 607.0630, F.S.; revising provisions relating to shareholders’ preemptive rights; amending s. 607.0631, F.S.; revising provisions relating to a corporation’s acquisition of its own shares; amending s. 607.06401, F.S.; revising provisions relating to distributions to shareholders; providing applicability; making technical changes; amending s. 607.0701, F.S.; revising provisions relating to a corporation’s annual meeting; amending s. 607.0702, F.S.; revising provisions relating to a corporation’s special meeting of the shareholders; amending s. 607.0703, F.S.; revising provisions relating to court-ordered meetings; amending s. 607.0704, F.S.; revising provisions relating to actions by shareholders without a meeting; making technical changes; amending s. 607.0705, F.S.; revising provisions relating to notices of meetings; amending s. 607.0706, F.S.; relocating and revising requirements for a shareholder to waive certain required notice; amending s. 607.0707, F.S.; revising provisions relating to record dates; creating s. 607.0709, F.S.; relocating and revising provisions relating to remote participation in the annual and special meetings of shareholders; amending s. 607.0720, F.S.; revising provisions relating to shareholders’ lists for meetings; amending s. 607.0721, F.S.; revising provisions relating to when certain shares are entitled to vote; defining the term “voting power”; amending s. 607.0722, F.S.; revising provisions relating to the appointment of a proxy; amending s. 607.0723, F.S.; revising provisions relating to shares held by intermediaries and nominees being treated as the record shareholder; amending s. 607.0724,

F.S.; revising provisions relating to the acceptance of votes and other instruments; requiring that ballots and shareholder demands be accepted under certain circumstances; amending s. 607.0725, F.S.; making technical changes; providing applicability for provisions that provide for voting of classes or series as separate voting groups; amending s. 607.0726, F.S.; making clarifying changes; amending s. 607.0728, F.S.; requiring that certain corporations have shares registered pursuant to s. 12 of the Securities Exchange Act of 1934 rather than pursuant to a list on a national securities exchange, for the purposes of certain voting requirements; creating s. 607.0729, F.S.; requiring certain corporations to appoint one or more inspectors to determine voting results; authorizing the inspectors to appoint or retain certain persons for specific reasons; providing requirements for inspectors; authorizing the inspectors to take certain actions; providing for review of determinations of law by the inspectors; providing for the closing of polls for elections; amending s. 607.0730, F.S.; making technical changes; amending s. 607.0731, F.S.; making clarifying changes; expanding the circumstances under which a transferee is deemed to have notice of a voting agreement; amending s. 607.0732, F.S.; revising provisions relating to shareholder agreements; providing construction; repealing s. 607.07401, F.S., relating to Shareholders' derivative actions; creating s. 607.0741, F.S.; providing standing requirements for a shareholder commencing a derivative proceeding; defining the term "shareholder"; creating s. 607.0742, F.S.; relocating and revising provisions relating to a complaint brought in a proceeding in the right of a corporation; creating s. 607.0743, F.S.; authorizing a court to stay a derivative proceeding under certain circumstances; creating s. 607.0744, F.S.; relocating and revising provisions relating to the dismissal of a derivative proceeding; creating s. 607.0745, F.S.; relocating a provision relating to the discontinuance or settlement of a derivative action; creating s. 607.0746, F.S.; relocating and revising provisions relating to proceeds and expenses after the termination of a derivative proceeding; creating s. 607.0747, F.S.; providing applicability relating to foreign corporations; creating s. 607.0748, F.S.; authorizing a circuit court to appoint one or more persons to be custodians or receivers of and for a corporation for certain proceedings; providing guidance to the court for appointing such custodians and receivers; creating s. 607.0749, F.S.; authorizing a provisional director to be appointed at the discretion of the court in a proceeding by a shareholder and under certain circumstances; providing requirements for the provisional director; requiring the court to allow reasonable compensation paid by the corporation to the provisional director for certain services; amending s. 607.0801, F.S.; making technical changes; amending s. 607.0802, F.S.; revising provisions relating to the qualifications of directors; amending s. 607.0803, F.S.; making clarifying changes; amending s. 607.0804, F.S.; providing applicability; amending s. 607.0805, F.S.; revising provisions relating to terms of directors; amending s. 607.0806, F.S.; revising provisions relating to staggered terms for directors; amending s. 607.0807, F.S.; revising provisions relating to the resignation of directors; amending s. 607.0808, F.S.; revising provisions relating to the removal of directors by shareholders; creating s. 607.08081, F.S.; authorizing circuit courts to remove a director from office and order certain relief under certain circumstances; amending s. 607.0809, F.S.; revising provisions relating to vacancies on a board of directors; amending s. 607.0820, F.S.; making technical changes; amending s. 607.0821, F.S.; revising provisions relating to action by directors without a meeting; amending s. 607.0823, F.S.; revising provisions relating to the waiver of notice of a meeting of a board of directors; amending s. 607.0824, F.S.; revising provisions relating to what constitutes a quorum of the board of directors; amending s. 607.0825, F.S.; revising provisions relating to the establishment and the powers of executive and board committees; creating s. 607.0826, F.S.; authorizing a corporation to agree to submit a matter that the board of directors determines it no longer recommends to a vote of the corporation's shareholders; amending s. 607.0830, F.S.; revising the general standards for directors; amending s. 607.0831, F.S.; revising provisions relating to the liability of directors; amending s. 607.0832, F.S.; defining terms; revising provisions relating to directors' conflicts of interest; amending s. 607.0833, F.S.; making a technical change; amending s. 607.0834, F.S.; revising provisions relating to liability for unlawful distributions; amending s. 607.08401, F.S.; authorizing the board of directors to appoint one or more individuals to act as officers of the corporation; specifying which records must be authenticated by an officer; creating s. 607.08411, F.S.; providing general standards for officers of the corporation; amending s. 607.0842, F.S.; revising provisions relating to the resignation and removal of officers; amending s. 607.0850, F.S.; defining terms; deleting provisions relating to the indemnification of officers, directors, employees, and agents; creating s.

607.0851, F.S.; relocating and revising provisions relating to the permissible indemnification of certain persons by a corporation; creating s. 607.0852, F.S.; relocating and revising provisions relating to the mandatory indemnification of certain persons by a corporation; creating s. 607.0853, F.S.; authorizing a corporation to advance funds to pay for or reimburse certain expenses; providing requirements for the authorization of advanced funds; creating s. 607.0854, F.S.; relocating and revising provisions related to court-ordered indemnification and advance for expenses; creating s. 607.0855, F.S.; relocating and revising provisions relating to the determination and authorization of indemnification; creating s. 607.0857, F.S.; relocating and revising provisions relating to a corporation purchasing and maintaining certain insurance; creating s. 607.0858, F.S.; relocating and revising provisions relating to indemnification by a corporation which is not specifically provided for by law; providing applicability; creating s. 607.0859, F.S.; relocating and revising provisions relating to overriding restrictions on indemnification; amending s. 607.0901, F.S.; revising defined terms; revising provisions related to affiliated transactions; revising applicability; amending s. 607.0902, F.S.; conforming a cross-reference; amending s. 607.1001, F.S.; making a technical change; amending s. 607.1002, F.S.; expanding the list of types of amendments a corporation's board of directors may adopt without shareholder approval; making technical changes; amending s. 607.10025, F.S.; making technical changes; conforming a cross-reference; deleting a provision exempting corporations with less than a specified number of shareholders of record from applicability; amending s. 607.1003, F.S.; revising provisions relating to amendments to the articles of incorporation; amending s. 607.1004, F.S.; revising provisions relating to voting on amendments by voting groups; amending s. 607.1005, F.S.; requiring that a corporation have no board of directors for a majority of its incorporators to be authorized to adopt amendments to the corporation's articles of incorporation; amending s. 607.1006, F.S.; revising provisions relating to articles of amendment; amending s. 607.1007, F.S.; revising provisions relating to restated articles of incorporation; amending s. 607.1008, F.S.; revising provisions relating to an amendment pursuant to reorganization; amending s. 607.1009, F.S.; specifying when new interest holder liability as a result of an amendment takes effect; amending s. 607.1020, F.S.; revising provisions relating to amendments of the bylaws by boards of directors or shareholders; amending s. 607.1021, F.S.; making a technical change; amending s. 607.1022, F.S.; revising provisions relating to bylaws that increase a quorum or voting requirement for directors; creating s. 607.1023, F.S.; authorizing a corporation to elect in its bylaws to be governed in the election of directors under certain circumstances; providing applicability; authorizing certain bylaws to be repealed by the board of directors or shareholders under certain circumstances; amending s. 607.1101, F.S.; revising provisions relating to the merger of certain corporations and eligible entities; amending s. 607.1102, F.S.; revising provisions relating to plans of share exchange; amending s. 607.1103, F.S.; revising provisions relating to actions on a plan of merger or a plan of share exchange; creating s. 607.11035, F.S.; specifying when shareholder approval of a plan of merger or a plan of share exchange is not required; defining terms; amending s. 607.1104, F.S.; revising provisions relating to the mergers involving subsidiary corporations; amending s. 607.11045, F.S.; revising applicability; amending s. 607.1105, F.S.; revising provisions relating to articles of merger or share exchange; amending s. 607.1106, F.S.; revising provisions relating to the effectiveness of a merger or share exchange; amending s. 607.1107, F.S.; revising provisions relating to the abandonment of a merger or share exchange; deleting provisions relating to mergers or share exchanges with foreign corporations; repealing s. 607.1108, F.S., relating to merger of domestic corporation and other business entity; repealing s. 607.1109, F.S., relating to articles of merger; repealing s. 607.11101, F.S., relating to the effect of a merger of domestic corporation and other business entity; repealing s. 607.1112, F.S., relating to the conversion of a domestic corporation into another business entity; repealing s. 607.1113, F.S., relating to certificates of conversion; repealing s. 607.1114, F.S., relating to the effect of the conversion of a domestic corporation into another business entity; repealing s. 607.1115, F.S., relating to the conversion of another business entity into a domestic corporation; creating s. 607.11920, F.S.; authorizing a foreign corporation to become a domestic corporation under certain circumstances; authorizing a domestic corporation to become a foreign corporation under certain circumstances; requiring that a plan of domestication include certain information; authorizing a domestication to include certain provisions; authorizing a plan of domestication to be made dependent upon facts objectively ascertainable outside of the plan; providing applicability; creating s. 607.11921, F.S.; requiring a

plan of domestication to be adopted in a certain manner; creating s. 607.11922, F.S.; requiring a domesticating corporation to sign articles of domestication under certain circumstances; requiring that the articles of domestication contain certain information; providing procedures and requirements relating to the filing of the articles of domestication and the effectiveness of the domestication; providing that certain domesticating corporations' certificates of authority are automatically canceled upon the domestication becoming effective; providing that a copy of the articles of domestication may be filed in certain official records; creating s. 607.11923, F.S.; providing for the amendment of a plan of domestication; providing for the abandonment of a plan of domestication; creating s. 607.11924, F.S.; specifying the effects of a domestication; specifying that a domestication does not constitute or cause the dissolution of the domesticating corporation; prohibiting certain property from being diverted as a result of a domestication unless certain requirements are met; providing applicability; creating ss. 607.11930 and 607.11931, F.S.; relocating and revising provisions relating to the conversion of corporations; creating s. 607.11932, F.S.; relocating and revising provisions relating to actions on plans of conversion; providing applicability; creating s. 607.11933, F.S.; relocating and revising provisions relating to articles of conversion and the effectiveness of such articles; creating s. 607.11934, F.S.; relocating and revising provisions relating to amendments to plans of conversion; creating s. 607.11935, F.S.; relocating and revising provisions relating to the effectiveness of a conversion; amending s. 607.1201, F.S.; revising provisions relating to the disposition of assets not requiring shareholder approval; amending s. 607.1202, F.S.; revising provisions relating to shareholder approval of certain dispositions; amending s. 607.1301, F.S.; defining, deleting, and revising terms; amending s. 607.1302, F.S.; revising provisions relating to appraisal rights of shareholders; amending s. 607.1303, F.S.; making technical changes; amending s. 607.1320, F.S.; revising provisions relating to notice of appraisal rights; amending s. 607.1321, F.S.; revising provisions relating to notice of intent to demand payment; amending s. 607.1322, F.S.; revising provisions relating to appraisal notice and form; amending s. 607.1323, F.S.; making technical changes; amending s. 607.1324, F.S.; specifying that a shareholder ceases to have certain rights upon payment of an agreed value; amending s. 607.1326, F.S.; making technical changes; amending s. 607.1330, F.S.; revising provisions relating to court action to determine the fair value of shares and accrued interest; amending ss. 607.1331, 607.1332, and 607.1333, F.S.; making technical changes; creating s. 607.1340, F.S.; relocating provisions relating to certain shareholders challenging certain actions; making technical changes; amending s. 607.1401, F.S.; revising provisions relating to incorporators or directors dissolving a corporation; amending s. 607.1402, F.S.; revising provisions relating to the dissolution of a corporation by the board of directors and the shareholders; amending s. 607.1403, F.S.; revising provisions relating to articles of dissolution; defining the terms "dissolved corporation" and "successor entity"; amending s. 607.1404, F.S.; revising provisions relating to revocation of dissolution; amending s. 607.1405, F.S.; revising provisions relating to the effect of dissolution; amending s. 607.1406, F.S.; revising provisions relating to known claims against a dissolved corporation; defining the term "known claims"; deleting the term "successor entity"; amending s. 607.1407, F.S.; revising provisions relating to unknown claims against a dissolved corporation; creating s. 607.1408, F.S.; relocating provisions relating to claims against dissolved corporations; creating s. 607.1409, F.S.; authorizing certain dissolved corporations to file an application with the circuit court for a certain determination; providing guidelines for the proceedings; creating s. 607.1410, F.S.; providing duties for directors of dissolved corporations; amending s. 607.1420, F.S.; revising provisions relating to the administrative dissolution of a corporation; repealing s. 607.1421, F.S., relating to the procedure for and effect of administrative dissolution; amending s. 607.1422, F.S.; revising provisions relating to reinstatement following administrative dissolution; amending s. 607.1423, F.S.; revising provisions relating to judicial review of denials of reinstatement; amending s. 607.1430, F.S.; revising provisions relating to grounds for judicial dissolution; defining the term "shareholder"; amending s. 607.1431, F.S.; revising provisions relating to procedures for judicial dissolution; amending s. 607.1432, F.S.; revising provisions relating to receivership and custodianship; amending s. 607.1433, F.S.; revising provisions relating to judgment of dissolution; amending s. 607.1434, F.S.; revising provisions relating to alternative remedies to judicial dissolution; amending s. 607.1435, F.S.; revising provisions relating to court-appointed provisional directors; amending s. 607.1436, F.S.; revising provisions relating to elections to purchase instead of dissolution; amending s. 607.14401, F.S.; revising provisions relating to deposits

associated with a dissolved corporation; amending s. 607.1501, F.S.; revising provisions relating to the authority of a foreign corporation to transact business in this state; creating s. 607.15015, F.S.; providing for applicability of certain laws for a foreign corporation; providing that a foreign corporation may not be denied a certificate of authority for certain reasons; specifying that a certificate of authority does not authorize a foreign corporation to take certain actions; amending s. 607.1502, F.S.; revising provisions relating to transacting business in this state without a certificate of authority; providing applicability; amending s. 607.1503, F.S.; revising provisions relating to applications for a certificate of authority; amending s. 607.1504, F.S.; revising provisions relating to amendments to certificates of authority; amending s. 607.1505, F.S.; revising provisions relating to the effect of a certificate of authority; amending s. 607.1506, F.S.; revising provisions relating to the corporate name of a foreign corporation; amending s. 607.1507, F.S.; revising provisions relating to the registered offices and registered agents of foreign corporations; providing a civil penalty; amending s. 607.1508, F.S.; revising provisions relating to changing the names of registered offices and registered agents of foreign corporations; amending s. 607.1509, F.S.; revising provisions relating to resignations of registered agents of foreign corporations; creating s. 607.15091, F.S.; revising provisions relating to name and address changes for registered agents of foreign corporations; creating s. 607.15092, F.S.; providing requirements for delivery of notice or other communication; amending s. 607.15101, F.S.; revising provisions relating to service of process, notice, or demand on a foreign corporation; amending s. 607.1520, F.S.; revising provisions relating to the withdrawal of a certificate of authority for a foreign corporation; requiring a foreign corporation to take certain actions to cancel its certificate of authority; creating s. 607.1521, F.S.; specifying that certain foreign corporations are deemed to have withdrawn their certificate of authority under certain circumstances; creating s. 607.1522, F.S.; requiring a foreign corporation to deliver a notice of withdrawal of a certificate of authority under certain circumstances; providing for effective service of process on such foreign corporations; creating s. 607.1523, F.S.; authorizing the Department of Legal Affairs to maintain certain actions and to enjoin a foreign corporation under certain circumstances; amending s. 607.1530, F.S.; revising provisions relating to revocation of a foreign corporation's certificate of authority; repealing s. 607.1531, F.S., relating to the procedure for and effect of revocation; amending s. 607.15315, F.S.; revising provisions relating to reinstatement of a foreign corporation's certificate of authority; amending s. 607.1532, F.S.; revising provisions relating to judicial review of a denial of reinstatement; amending s. 607.1601, F.S.; revising provisions relating to the maintenance of corporate records; amending s. 607.1602, F.S.; revising provisions relating to inspection of records by shareholders; revising the definition of the term "shareholder"; amending s. 607.1603, F.S.; revising provisions relating to the scope of shareholders' inspection rights; amending s. 607.1604, F.S.; revising provisions relating to court-ordered inspections; amending s. 607.1605, F.S.; revising provisions relating to directors' inspection rights; amending s. 607.1620, F.S.; revising provisions relating to financial statements for shareholders; repealing s. 607.1621, F.S., relating to other reports to shareholders; amending s. 607.1622, F.S.; revising provisions relating to annual reports that are required to be filed with the Department of State; amending s. 607.1701, F.S.; making a technical change; revising applicability; amending s. 607.1702, F.S.; revising applicability; amending s. 607.1711, F.S.; making a technical change; repealing s. 607.1801, F.S., relating to domestication of foreign corporations; amending s. 607.1907, F.S.; revising provisions relating to savings provisions; creating s. 607.1908, F.S.; providing for severability; amending s. 607.604, F.S.; revising provisions relating to an election of social purpose corporation status; amending s. 607.604, F.S.; revising provisions relating to an election of benefit corporation status; conforming a cross-reference; amending s. 605.0102, F.S.; conforming a cross-reference; revising the definitions of the terms "private organic rules" and "public organic record"; amending s. 605.0105, F.S.; revising provisions relating to operating agreements; amending s. 605.0112, F.S.; revising provisions relating to names of limited liability companies; creating s. 605.01125, F.S.; authorizing a person to reserve the exclusive use of the name of a limited liability company; providing requirements for reserving the name; authorizing the department to revoke reservations under certain circumstances; amending s. 605.0113, F.S.; revising provisions relating to registered agents of limited liability companies; defining the term "authorized entity"; amending s. 605.0114, F.S.; revising provisions relating to changes of a registered agent or registered office; amending s. 605.0115, F.S.; requiring a registered agent to promptly mail a copy of a statement of resignation to a

limited liability company's or foreign limited liability company's current mailing address; amending s. 605.0116, F.S.; making clarifying changes; amending s. 605.0117, F.S.; revising provisions relating to service of process, notice, and demand on limited liability companies and registered foreign limited liability companies; amending s. 605.0118, F.S.; conforming a provision to changes made by the act; amending s. 605.0207, F.S.; revising provisions relating to effective dates and times for records filed with the Department of State; amending s. 605.0209, F.S.; revising what a statement of correction must contain; amending s. 605.0210, F.S.; revising provisions relating to the department's refusal to file a record; amending s. 605.0211, F.S.; revising provisions relating to certificates of status for foreign limited liability companies; amending s. 605.0215, F.S.; specifying that a copy of a document filed by the department must bear the signature of the Secretary of State and the seal of this state in order to be conclusive evidence that the original document is on file with the department; amending s. 605.04092, F.S.; defining terms; revising provisions relating to conflict of interest transactions; amending s. 605.0410, F.S.; conforming a cross-reference; amending s. 605.0702, F.S.; revising provisions relating to grounds for judicial dissolution of a limited liability company; amending s. 605.0706, F.S.; revising provisions relating to an election to purchase the entire interest of a petitioner instead of dissolving the limited liability company; amending s. 605.0715, F.S.; conforming a provision to changes made by the act; requiring a dissolved limited liability company to amend its articles of organization to change its name under certain circumstances; amending s. 605.0716, F.S.; revising provisions relating to judicial review of denial of reinstatement; amending ss. 605.0803 and 605.0903, F.S.; making clarifying changes; amending s. 605.0904, F.S.; revising provisions relating to a foreign limited liability company's failure to have a certificate of authority; amending s. 605.0906, F.S.; requiring, rather than authorizing, certain foreign limited liability companies to use an alternate name to transact business in this state; amending s. 605.0907, F.S.; revising provisions relating to foreign limited liability companies' amendments to certificates of authority; amending s. 605.0908, F.S.; making technical changes; creating s. 605.09091, F.S.; providing requirements relating to the judicial review of denial of reinstatement for foreign limited liability companies; amending ss. 605.0910 and 605.0911, F.S.; revising provisions relating to the withdrawal or cancellation of a foreign limited liability company's certificate of authority; amending s. 605.0912, F.S.; revising provisions relating to a foreign limited liability company's withdrawal on the dissolution, merger, or conversion to a nonfiling entity; amending ss. 605.1025 and 605.1035, F.S.; conforming cross-references; amending s. 605.1061, F.S.; making a technical change; amending s. 605.1063, F.S.; providing requirements for when an appraisal event is required to be approved by written consent of members; amending s. 605.1072, F.S.; revising provisions relating to other remedies for a member to challenge certain completed appraisal events; providing construction; amending s. 617.0302, F.S.; conforming provisions to changes made by the act; conforming a cross-reference; amending s. 617.0501, F.S.; revising provisions relating to registered offices and registered agents of corporations not for profit; defining the term "authorized entity"; creating s. 617.05015, F.S.; authorizing a person to reserve the exclusive use of the name of a corporation not for profit; providing requirements for such reservation; amending s. 617.0831, F.S.; conforming cross-references; amending ss. 617.1102 and 617.1108, F.S.; conforming provisions to changes made by the act; conforming cross-references; amending s. 617.1507, F.S.; revising provisions relating to registered offices and registered agents of foreign corporations not for profit; defining the term "authorized entity"; amending s. 620.1108, F.S.; revising provisions relating to the names of certain limited partnerships; creating s. 620.11085, F.S.; authorizing a person to reserve the exclusive use of the name of a limited partnership; providing requirements for such reservation; amending ss. 620.2104, 620.2108, and 620.8918, F.S.; conforming cross-references; amending s. 621.12, F.S.; revising provisions relating to the names of certain corporations and limited liability companies; amending s. 865.09, F.S.; prohibiting certain fictitious names from containing "PA"; amending s. 662.150, F.S.; conforming a provision to changes made by the act; conforming cross-references; amending ss. 331.355, 339.12, 628.530, 631.0515, 658.44, 663.03, 663.403, and 694.16, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 892**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 1009** was

withdrawn from the Committees on Commerce and Tourism; Judiciary; Appropriations Subcommittee on Transportation, Tourism, and Economic Development; and Appropriations.

On motion by Senator Passidomo—

CS for CS for HB 1009—A bill to be entitled An act relating to business organizations; amending s. 607.0101, F.S.; providing applicability; amending s. 607.0102, F.S.; making technical changes; amending s. 607.0120, F.S.; making technical changes; providing requirements, authorizations, and prohibitions relating to when the terms of a plan or a filed document may be dependent on facts objectively ascertainable outside of the plan or filed document; defining the terms "filed document" and "plan"; amending s. 607.0121, F.S.; making technical changes; conforming provisions to changes made by the act; amending s. 607.0122, F.S.; conforming provisions to changes made by the act; amending s. 607.0123, F.S.; revising provisions, requirements, and authorizations relating to the effective time and date of a document; amending s. 607.0124, F.S.; revising the process authorizing a domestic or foreign corporation to correct a document filed by the Department of State; authorizing a filing to be withdrawn before it takes effect if certain requirements are met; amending s. 607.0125, F.S.; revising the filing duties of the department; amending s. 607.0126, F.S.; revising the appeals process relating to the department's refusal to file a document; amending s. 607.0127, F.S.; requiring certain certificates to be taken by certain entities as prima facie evidence of the facts stated; revising when a certificate and a copy of a document are conclusive evidence that the original document is on file with the department; amending s. 607.0128, F.S.; revising provisions relating to department-issued certificates of status; amending s. 607.0130, F.S.; deleting provisions relating to the powers of the department; amending s. 607.01401, F.S.; defining and redefining terms; amending s. 607.0141, F.S.; revising provisions relating to written and oral notice under ch. 607, F.S.; providing construction; creating s. 607.0143, F.S.; defining the terms "qualified director," "material relationship," and "material interest"; providing for circumstances under which a director is not automatically prevented from being a qualified director; amending s. 607.0201, F.S.; conforming provisions to changes made by the act; amending s. 607.0202, F.S.; revising requirements and authorizations for the contents of articles of incorporation; authorizing provisions of the articles of incorporation to be made dependent upon facts objectively ascertainable outside of the articles of incorporation; prohibiting the articles of incorporation from containing certain provisions; amending s. 607.0203, F.S.; conforming provisions to changes made by the act; amending s. 607.0204, F.S.; deleting an exemption from liability related to persons who have actual knowledge that there is no incorporation when purporting to act as or on behalf of a corporation; making a technical change; amending s. 607.0205, F.S.; making technical changes; requiring directors or incorporators calling an organizational meeting to give at least 2, rather than 3, days' notice; amending s. 607.0206, F.S.; revising provisions relating to the contents of the bylaws of a corporation; amending s. 607.0207, F.S.; making technical changes; creating s. 607.0208, F.S.; authorizing provisions of the articles of incorporation or the bylaws to create exclusive jurisdiction for certain claims; providing applicability for such provisions; prohibiting the articles or bylaws from prohibiting certain actions; defining the term "internal corporate claim"; amending s. 607.0301, F.S.; revising purposes and applicability; amending s. 607.0302, F.S.; making technical changes; amending s. 607.0303, F.S.; revising the requirements relating to the liability of certain persons acting in accordance with emergency bylaws; making technical changes; amending s. 607.0304, F.S.; revising when a corporation's power to act may be challenged; amending s. 607.0401, F.S.; authorizing a corporation to register under a name that is not otherwise distinguishable on the records of the department under certain circumstances; providing applicability; creating s. 607.04021, F.S.; authorizing a person to reserve the exclusive use of a corporate name and to transfer the reservation; authorizing the department to revoke a reservation under certain circumstances; amending s. 607.0403, F.S.; making technical changes; conforming a cross-reference; amending s. 607.0501, F.S.; revising requirements for registered offices and registered agents; providing for the duties of a registered agent; authorizing a court to stay a proceeding until a corporation is compliant with requirements relating to registered agents and registered offices; making technical changes; amending s. 607.0502, F.S.; revising the procedures relating to a corporation changing its registered agent or its registered office; creating s. 607.0503, F.S.; revising procedures and requirements relating to the resignation of a registered agent; creating s. 607.05031,

F.S.; revising procedures and requirements relating to the change of name or address by a registered agent; creating s. 607.05032, F.S.; providing for the delivery of notice or other communication; amending s. 607.0504, F.S.; revising the procedures for service of process, notice, or demand on a corporation; amending s. 607.0505, F.S.; conforming provisions to changes made by the act; amending s. 607.0601, F.S.; revising provisions relating to shares authorized by articles of incorporation; amending s. 607.0602, F.S.; revising provisions relating to the determination of the board of directors to classify or reclassify certain shares; amending s. 607.0604, F.S.; deleting a provision relating to the good faith judgment of the board of directors as to the fair value of fractions of a share; making technical changes; amending s. 607.0620, F.S.; revising provisions relating to subscriptions for shares; amending s. 607.0621, F.S.; expanding the circumstances in which shares that are escrowed or restricted and distributions that are credited may be canceled; amending s. 607.0622, F.S.; making a technical change; amending s. 607.0623, F.S.; authorizing the board to fix a record date for determining shareholders entitled to a share dividend; amending s. 607.0624, F.S.; revising provisions relating to rights, options, warrants, and awards for the purchase of shares of the corporation; defining the term “shares”; amending ss. 607.0625, 607.0626, and 607.0627, F.S.; making technical changes; amending s. 607.0630, F.S.; revising provisions relating to shareholders’ preemptive rights; amending s. 607.0631, F.S.; revising provisions relating to a corporation’s acquisition of its own shares; amending s. 607.06401, F.S.; revising provisions relating to distributions to shareholders; providing applicability; making technical changes; amending s. 607.0701, F.S.; revising provisions relating to a corporation’s annual meeting; amending s. 607.0702, F.S.; revising provisions relating to a corporation’s special meeting of the shareholders; amending s. 607.0703, F.S.; revising provisions relating to court-ordered meetings; amending s. 607.0704, F.S.; revising provisions relating to actions by shareholders without a meeting; making technical changes; amending s. 607.0705, F.S.; revising provisions relating to notices of meetings; amending s. 607.0706, F.S.; relocating and revising requirements for a shareholder to waive certain required notice; amending s. 607.0707, F.S.; revising provisions relating to record dates; creating s. 607.0709, F.S.; relocating and revising provisions relating to remote participation in the annual and special meetings of shareholders; amending s. 607.0720, F.S.; revising provisions relating to shareholders’ lists for meetings; amending s. 607.0721, F.S.; revising provisions relating to when certain shares are entitled to vote; defining the term “voting power”; amending s. 607.0722, F.S.; revising provisions relating to the appointment of a proxy; amending s. 607.0723, F.S.; revising provisions relating to shares held by intermediaries and nominees being treated as the record shareholder; amending s. 607.0724, F.S.; revising provisions relating to the acceptance of votes and other instruments; requiring that ballots and shareholder demands be accepted under certain circumstances; amending s. 607.0725, F.S.; making technical changes; providing applicability for provisions that provide for voting of classes or series as separate voting groups; amending s. 607.0726, F.S.; making clarifying changes; amending s. 607.0728, F.S.; requiring that certain corporations have shares registered pursuant to s. 12 of the Securities Exchange Act of 1934 rather than pursuant to a list on a national securities exchange, for the purposes of certain voting requirements; creating s. 607.0729, F.S.; requiring certain corporations to appoint one or more inspectors to determine voting results; authorizing the inspectors to appoint or retain certain persons for specific reasons; providing requirements for inspectors; authorizing the inspectors to take certain actions; providing for review of determinations of law by the inspectors; providing for the closing of polls for elections; amending s. 607.0730, F.S.; making technical changes; amending s. 607.0731, F.S.; making clarifying changes; expanding the circumstances under which a transferee is deemed to have notice of a voting agreement; amending s. 607.0732, F.S.; revising provisions relating to shareholder agreements; providing construction; repealing s. 607.07401, F.S., relating to Shareholders’ derivative actions; creating s. 607.0741, F.S.; providing standing requirements for a shareholder commencing a derivative proceeding; defining the term “shareholder”; creating s. 607.0742, F.S.; relocating and revising provisions relating to a complaint brought in a proceeding in the right of a corporation; creating s. 607.0743, F.S.; authorizing a court to stay a derivative proceeding under certain circumstances; creating s. 607.0744, F.S.; relocating and revising provisions relating to the dismissal of a derivative proceeding; creating s. 607.0745, F.S.; relocating a provision relating to the discontinuance or settlement of a derivative action; creating s. 607.0746, F.S.; relocating and revising provisions relating to proceeds and expenses after the termination of a derivative proceeding; creating

s. 607.0747, F.S.; providing applicability relating to foreign corporations; creating s. 607.0748, F.S.; authorizing a circuit court to appoint one or more persons to be custodians or receivers of and for a corporation for certain proceedings; providing guidance to the court for appointing such custodians and receivers; creating s. 607.0749, F.S.; authorizing a provisional director to be appointed at the discretion of the court in a proceeding by a shareholder and under certain circumstances; providing requirements for the provisional director; requiring the court to allow reasonable compensation paid by the corporation to the provisional director for certain services; creating s. 607.0750, F.S.; providing for direct action by a shareholder; amending s. 607.0801, F.S.; making technical changes; amending s. 607.0802, F.S.; revising provisions relating to the qualifications of directors; amending s. 607.0803, F.S.; making clarifying changes; amending s. 607.0804, F.S.; providing applicability; amending s. 607.0805, F.S.; revising provisions relating to terms of directors; amending s. 607.0806, F.S.; revising provisions relating to staggered terms for directors; amending s. 607.0807, F.S.; revising provisions relating to the resignation of directors; amending s. 607.0808, F.S.; revising provisions relating to the removal of directors by shareholders; creating s. 607.08081, F.S.; authorizing circuit courts to remove a director from office and order certain relief under certain circumstances; amending s. 607.0809, F.S.; revising provisions relating to vacancies on a board of directors; amending s. 607.0820, F.S.; making technical changes; amending s. 607.0821, F.S.; revising provisions relating to action by directors without a meeting; amending s. 607.0823, F.S.; revising provisions relating to the waiver of notice of a meeting of a board of directors; amending s. 607.0824, F.S.; revising provisions relating to what constitutes a quorum of the board of directors; amending s. 607.0825, F.S.; revising provisions relating to the establishment and the powers of executive and board committees; creating s. 607.0826, F.S.; authorizing a corporation to agree to submit a matter that the board of directors determines it no longer recommends to a vote of the corporation’s shareholders; amending s. 607.0830, F.S.; revising the general standards for directors; amending s. 607.0831, F.S.; revising provisions relating to the liability of directors; amending s. 607.0832, F.S.; defining terms; revising provisions relating to directors’ conflicts of interest; amending s. 607.0833, F.S.; making a technical change; amending s. 607.0834, F.S.; revising provisions relating to liability for unlawful distributions; amending s. 607.08401, F.S.; authorizing the board of directors to appoint one or more individuals to act as officers of the corporation; specifying which records must be authenticated by an officer; creating s. 607.08411, F.S.; providing general standards for officers of the corporation; amending s. 607.0842, F.S.; revising provisions relating to the resignation and removal of officers; amending s. 607.0850, F.S.; defining terms; deleting provisions relating to the indemnification of officers, directors, employees, and agents; creating s. 607.0851, F.S.; relocating and revising provisions relating to the permissible indemnification of certain persons by a corporation; creating s. 607.0852, F.S.; relocating and revising provisions relating to the mandatory indemnification of certain persons by a corporation; creating s. 607.0853, F.S.; authorizing a corporation to advance funds to pay for or reimburse certain expenses; providing requirements for the authorization of advanced funds; creating s. 607.0854, F.S.; relocating and revising provisions related to court-ordered indemnification and advance for expenses; creating s. 607.0855, F.S.; relocating and revising provisions relating to the determination and authorization of indemnification; creating s. 607.0857, F.S.; relocating and revising provisions relating to a corporation purchasing and maintaining certain insurance; creating s. 607.0858, F.S.; relocating and revising provisions relating to indemnification by a corporation which is not specifically provided for by law; providing applicability; creating s. 607.0859, F.S.; relocating and revising provisions relating to overriding restrictions on indemnification; amending s. 607.0901, F.S.; revising defined terms; revising provisions related to affiliated transactions; revising applicability; amending s. 607.0902, F.S.; conforming a cross-reference; amending s. 607.1001, F.S.; making a technical change; amending s. 607.1002, F.S.; expanding the list of types of amendments a corporation’s board of directors may adopt without shareholder approval; making technical changes; amending s. 607.10025, F.S.; making technical changes; conforming a cross-reference; deleting a provision exempting corporations with less than a specified number of shareholders of record from applicability; amending s. 607.1003, F.S.; revising provisions relating to amendments to the articles of incorporation; amending s. 607.1004, F.S.; revising provisions relating to voting on amendments by voting groups; amending s. 607.1005, F.S.; requiring that a corporation have no board of directors for a majority of its incorporators to be authorized to adopt amendments to the corporation’s articles of incorporation;

amending s. 607.1006, F.S.; revising provisions relating to articles of amendment; amending s. 607.1007, F.S.; revising provisions relating to restated articles of incorporation; amending s. 607.1008, F.S.; revising provisions relating to an amendment pursuant to reorganization; amending s. 607.1009, F.S.; specifying when new interest holder liability as a result of an amendment takes effect; amending s. 607.1020, F.S.; revising provisions relating to amendments of the bylaws by boards of directors or shareholders; amending s. 607.1021, F.S.; making a technical change; amending s. 607.1022, F.S.; revising provisions relating to bylaws that increase a quorum or voting requirement for directors; creating s. 607.1023, F.S.; authorizing a corporation to elect in its bylaws to be governed in the election of directors under certain circumstances; providing applicability; authorizing certain bylaws to be repealed by the board of directors or shareholders under certain circumstances; amending s. 607.1101, F.S.; revising provisions relating to the merger of certain corporations and eligible entities; amending s. 607.1102, F.S.; revising provisions relating to plans of share exchange; amending s. 607.1103, F.S.; revising provisions relating to actions on a plan of merger or a plan of share exchange; creating s. 607.11035, F.S.; specifying when shareholder approval of a plan of merger or a plan of share exchange is not required; defining terms; amending s. 607.1104, F.S.; revising provisions relating to the mergers involving subsidiary corporations; amending s. 607.11045, F.S.; revising applicability; amending s. 607.1105, F.S.; revising provisions relating to articles of merger or share exchange; amending s. 607.1106, F.S.; revising provisions relating to the effectiveness of a merger or share exchange; amending s. 607.1107, F.S.; revising provisions relating to the abandonment of a merger or share exchange; deleting provisions relating to mergers or share exchanges with foreign corporations; repealing s. 607.1108, F.S., relating to merger of domestic corporation and other business entity; repealing s. 607.1109, F.S., relating to articles of merger; repealing s. 607.11101, F.S., relating to the effect of a merger of domestic corporation and other business entity; repealing s. 607.1112, F.S., relating to the conversion of a domestic corporation into another business entity; repealing s. 607.1113, F.S., relating to certificates of conversion; repealing s. 607.1114, F.S., relating to the effect of the conversion of a domestic corporation into another business entity; repealing s. 607.1115, F.S., relating to the conversion of another business entity into a domestic corporation; creating s. 607.11920, F.S.; authorizing a foreign corporation to become a domestic corporation under certain circumstances; authorizing a domestic corporation to become a foreign corporation under certain circumstances; requiring that a plan of domestication include certain information; authorizing a domestication to include certain provisions; authorizing a plan of domestication to be made dependent upon facts objectively ascertainable outside of the plan; providing applicability; creating s. 607.11921, F.S.; requiring a plan of domestication to be adopted in a certain manner; creating s. 607.11922, F.S.; requiring a domesticating corporation to sign articles of domestication under certain circumstances; requiring that the articles of domestication contain certain information; providing procedures and requirements relating to the filing of the articles of domestication and the effectiveness of the domestication; providing that certain domesticating corporations' certificates of authority are automatically canceled upon the domestication becoming effective; providing that a copy of the articles of domestication may be filed in certain official records; creating s. 607.11923, F.S.; providing for the amendment of a plan of domestication; providing for the abandonment of a plan of domestication; creating s. 607.11924, F.S.; specifying the effects of a domestication; specifying that a domestication does not constitute or cause the dissolution of the domesticating corporation; prohibiting certain property from being diverted as a result of a domestication unless certain requirements are met; providing applicability; creating ss. 607.11930 and 607.11931, F.S.; relocating and revising provisions relating to the conversion of corporations; creating s. 607.11932, F.S.; relocating and revising provisions relating to actions on plans of conversion; providing applicability; creating s. 607.11933, F.S.; relocating and revising provisions relating to articles of conversion and the effectiveness of such articles; creating s. 607.11934, F.S.; relocating and revising provisions relating to amendments to plans of conversion; creating s. 607.11935, F.S.; relocating and revising provisions relating to the effectiveness of a conversion; amending s. 607.1201, F.S.; revising provisions relating to the disposition of assets not requiring shareholder approval; amending s. 607.1202, F.S.; revising provisions relating to shareholder approval of certain dispositions; amending s. 607.1301, F.S.; defining, deleting, and revising terms; amending s. 607.1302, F.S.; revising provisions relating to appraisal rights of shareholders; amending s. 607.1303, F.S.; making technical changes; amending s. 607.1320, F.S.; revising provisions relating

to notice of appraisal rights; amending s. 607.1321, F.S.; revising provisions relating to notice of intent to demand payment; amending s. 607.1322, F.S.; revising provisions relating to appraisal notice and form; amending s. 607.1323, F.S.; making technical changes; amending s. 607.1324, F.S.; specifying that a shareholder ceases to have certain rights upon payment of an agreed value; amending s. 607.1326, F.S.; making technical changes; amending s. 607.1330, F.S.; revising provisions relating to court action to determine the fair value of shares and accrued interest; amending ss. 607.1331, 607.1332, and 607.1333, F.S.; making technical changes; creating s. 607.1340, F.S.; relocating provisions relating to certain shareholders challenging certain actions; making technical changes; amending s. 607.1401, F.S.; revising provisions relating to incorporators or directors dissolving a corporation; amending s. 607.1402, F.S.; revising provisions relating to the dissolution of a corporation by the board of directors and the shareholders; amending s. 607.1403, F.S.; revising provisions relating to articles of dissolution; defining the terms "dissolved corporation" and "successor entity"; amending s. 607.1404, F.S.; revising provisions relating to revocation of dissolution; amending s. 607.1405, F.S.; revising provisions relating to the effect of dissolution; amending s. 607.1406, F.S.; revising provisions relating to known claims against a dissolved corporation; defining the term "known claims"; deleting the term "successor entity"; amending s. 607.1407, F.S.; revising provisions relating to unknown claims against a dissolved corporation; creating s. 607.1408, F.S.; relocating provisions relating to claims against dissolved corporations; creating s. 607.1409, F.S.; authorizing certain dissolved corporations to file an application with the circuit court for a certain determination; providing guidelines for the proceedings; creating s. 607.1410, F.S.; providing duties for directors of dissolved corporations; amending s. 607.1420, F.S.; revising provisions relating to the administrative dissolution of a corporation; repealing s. 607.1421, F.S., relating to the procedure for and effect of administrative dissolution; amending s. 607.1422, F.S.; revising provisions relating to reinstatement following administrative dissolution; amending s. 607.1423, F.S.; revising provisions relating to judicial review of denials of reinstatement; amending s. 607.1430, F.S.; revising provisions relating to grounds for judicial dissolution; defining the term "shareholder"; amending s. 607.1431, F.S.; revising provisions relating to procedures for judicial dissolution; amending s. 607.1432, F.S.; revising provisions relating to receivership and custodianship; amending s. 607.1433, F.S.; revising provisions relating to judgment of dissolution; amending s. 607.1434, F.S.; revising provisions relating to alternative remedies to judicial dissolution; amending s. 607.1435, F.S.; revising provisions relating to court-appointed provisional directors; amending s. 607.1436, F.S.; revising provisions relating to elections to purchase instead of dissolution; amending s. 607.14401, F.S.; revising provisions relating to deposits associated with a dissolved corporation; amending s. 607.1501, F.S.; revising provisions relating to the authority of a foreign corporation to transact business in this state; creating s. 607.15015, F.S.; providing for applicability of certain laws for a foreign corporation; providing that a foreign corporation may not be denied a certificate of authority for certain reasons; specifying that a certificate of authority does not authorize a foreign corporation to take certain actions; amending s. 607.1502, F.S.; revising provisions relating to transacting business in this state without a certificate of authority; providing applicability; amending s. 607.1503, F.S.; revising provisions relating to applications for a certificate of authority; amending s. 607.1504, F.S.; revising provisions relating to amendments to certificates of authority; amending s. 607.1505, F.S.; revising provisions relating to the effect of a certificate of authority; amending s. 607.1506, F.S.; revising provisions relating to the corporate name of a foreign corporation; amending s. 607.1507, F.S.; revising provisions relating to the registered offices and registered agents of foreign corporations; providing a civil penalty; amending s. 607.1508, F.S.; revising provisions relating to changing the names of registered offices and registered agents of foreign corporations; amending s. 607.1509, F.S.; revising provisions relating to resignations of registered agents of foreign corporations; creating s. 607.15091, F.S.; revising provisions relating to name and address changes for registered agents of foreign corporations; creating s. 607.15092, F.S.; providing requirements for delivery of notice or other communication; amending s. 607.15101, F.S.; revising provisions relating to service of process, notice, or demand on a foreign corporation; amending s. 607.1520, F.S.; revising provisions relating to the withdrawal of a certificate of authority for a foreign corporation; requiring a foreign corporation to take certain actions to cancel its certificate of authority; creating s. 607.1521, F.S.; specifying that certain foreign corporations are deemed to have withdrawn their certificate of authority under certain circumstances;

creating s. 607.1522, F.S.; requiring a foreign corporation to deliver a notice of withdrawal of a certificate of authority under certain circumstances; providing for effective service of process on such foreign corporations; creating s. 607.1523, F.S.; authorizing the Department of Legal Affairs to maintain certain actions and to enjoin a foreign corporation under certain circumstances; amending s. 607.1530, F.S.; revising provisions relating to revocation of a foreign corporation's certificate of authority; repealing s. 607.1531, F.S., relating to the procedure for and effect of revocation; amending s. 607.15315, F.S.; revising provisions relating to reinstatement of a foreign corporation's certificate of authority; amending s. 607.1532, F.S.; revising provisions relating to judicial review of a denial of reinstatement; amending s. 607.1601, F.S.; revising provisions relating to the maintenance of corporate records; amending s. 607.1602, F.S.; revising provisions relating to inspection of records by shareholders; revising the definition of the term "shareholder"; amending s. 607.1603, F.S.; revising provisions relating to the scope of shareholders' inspection rights; amending s. 607.1604, F.S.; revising provisions relating to court-ordered inspections; amending s. 607.1605, F.S.; revising provisions relating to directors' inspection rights; amending s. 607.1620, F.S.; revising provisions relating to financial statements for shareholders; repealing s. 607.1621, F.S., relating to other reports to shareholders; amending s. 607.1622, F.S.; revising provisions relating to annual reports that are required to be filed with the Department of State; amending s. 607.1701, F.S.; making a technical change; revising applicability; amending s. 607.1702, F.S.; revising applicability; amending s. 607.1711, F.S.; making a technical change; repealing s. 607.1801, F.S., relating to domestication of foreign corporations; amending s. 607.1907, F.S.; revising provisions relating to savings provisions; creating s. 607.1908, F.S.; providing for severability; amending s. 607.504, F.S.; revising provisions relating to an election of social purpose corporation status; amending s. 607.604, F.S.; revising provisions relating to an election of benefit corporation status; conforming a cross-reference; amending s. 605.0102, F.S.; conforming a cross-reference; revising the definitions of the terms "private organic rules" and "public organic record"; amending s. 605.0105, F.S.; revising provisions relating to operating agreements; amending s. 605.0112, F.S.; revising provisions relating to names of limited liability companies; creating s. 605.01125, F.S.; authorizing a person to reserve the exclusive use of the name of a limited liability company; providing requirements for reserving the name; authorizing the department to revoke reservations under certain circumstances; amending s. 605.0113, F.S.; revising provisions relating to registered agents of limited liability companies; defining the term "authorized entity"; amending s. 605.0114, F.S.; revising provisions relating to changes of a registered agent or registered office; amending s. 605.0115, F.S.; requiring a registered agent to promptly mail a copy of a statement of resignation to a limited liability company's or foreign limited liability company's current mailing address; amending s. 605.0116, F.S.; making clarifying changes; amending s. 605.0117, F.S.; revising provisions relating to service of process, notice, and demand on limited liability companies and registered foreign limited liability companies; amending s. 605.0118, F.S.; conforming a provision to changes made by the act; amending s. 605.0207, F.S.; revising provisions relating to effective dates and times for records filed with the Department of State; amending s. 605.0209, F.S.; revising what a statement of correction must contain; amending s. 605.0210, F.S.; revising provisions relating to the department's refusal to file a record; amending s. 605.0211, F.S.; revising provisions relating to certificates of status for foreign limited liability companies; amending s. 605.0215, F.S.; specifying that a copy of a document filed by the department must bear the signature of the Secretary of State and the seal of this state in order to be conclusive evidence that the original document is on file with the department; amending s. 605.04092, F.S.; defining terms; revising provisions relating to conflict of interest transactions; amending s. 605.0410, F.S.; conforming a cross-reference; amending s. 605.0702, F.S.; revising provisions relating to grounds for judicial dissolution of a limited liability company; amending s. 605.0706, F.S.; revising provisions relating to an election to purchase the entire interest of a petitioner instead of dissolving the limited liability company; amending s. 605.0715, F.S.; conforming a provision to changes made by the act; requiring a dissolved limited liability company to amend its articles of incorporation to change its name under certain circumstances; amending s. 605.0716, F.S.; revising provisions relating to judicial review of denial of reinstatement; amending s. 605.0801, F.S.; providing for direct action by a member; amending ss. 605.0803 and 605.0903, F.S.; making clarifying changes; amending s. 605.0904, F.S.; revising provisions relating to a foreign limited liability company's failure to have a certificate of authority; amending s. 605.0906, F.S.;

requiring, rather than authorizing, certain foreign limited liability companies to use an alternate name to transact business in this state; amending s. 605.0907, F.S.; revising provisions relating to foreign limited liability companies' amendments to certificates of authority; amending s. 605.0908, F.S.; making technical changes; creating s. 605.09091, F.S.; providing requirements relating to the judicial review of denial of reinstatement for foreign limited liability companies; amending ss. 605.0910 and 605.0911, F.S.; revising provisions relating to the withdrawal or cancellation of a foreign limited liability company's certificate of authority; amending s. 605.0912, F.S.; revising provisions relating to a foreign limited liability company's withdrawal on the dissolution, merger, or conversion to a nonfiling entity; amending ss. 605.1025 and 605.1035, F.S.; conforming cross-references; amending s. 605.1061, F.S.; making a technical change; amending s. 605.1063, F.S.; providing requirements for when an appraisal event is required to be approved by written consent of members; amending s. 605.1072, F.S.; revising provisions relating to other remedies for a member to challenge certain completed appraisal events; providing construction; amending s. 617.0302, F.S.; conforming provisions to changes made by the act; conforming a cross-reference; amending s. 617.0501, F.S.; revising provisions relating to registered offices and registered agents of corporations not for profit; defining the term "authorized entity"; creating s. 617.05015, F.S.; authorizing a person to reserve the exclusive use of the name of a corporation not for profit; providing requirements for such reservation; amending s. 617.0831, F.S.; conforming cross-references; amending ss. 617.1102 and 617.1108, F.S.; conforming provisions to changes made by the act; conforming cross-references; amending s. 617.1507, F.S.; revising provisions relating to registered offices and registered agents of foreign corporations not for profit; defining the term "authorized entity"; amending s. 620.1108, F.S.; revising provisions relating to the names of certain limited partnerships; creating s. 620.11085, F.S.; authorizing a person to reserve the exclusive use of the name of a limited partnership; providing requirements for such reservation; amending ss. 620.2104, 620.2108, and 620.8918, F.S.; conforming cross-references; amending s. 621.12, F.S.; revising provisions relating to the names of certain corporations and limited liability companies; amending s. 865.09, F.S.; prohibiting certain fictitious names from containing "PA"; amending s. 662.150, F.S.; conforming a provision to changes made by the act; conforming cross-references; amending ss. 331.355, 339.12, 628.530, 631.0515, 658.44, 663.03, 663.403, and 694.16, F.S.; conforming cross-references; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 892** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 1009** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 980** and **CS for SB 990** was deferred.

CS for SB 1164—A bill to be entitled An act relating to postsecondary fee waivers; amending s. 1009.26, F.S.; authorizing certain Florida College System institutions serving counties directly impacted by a hurricane to waive out-of-state fees for students for a specified time period; providing requirements; prohibiting certain students enrolled in certain Florida College System institutions who qualify for such fee waivers from being included in the enrollment totals of such institutions for a specified purpose; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1164**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 593** was withdrawn from the Committees on Education; Appropriations Subcommittee on Education; and Appropriations.

On motion by Senator Gainer—

CS for CS for HB 593—A bill to be entitled An act relating to postsecondary fee waivers; amending s. 1009.26, F.S.; authorizing certain Florida College System institutions serving counties directly impacted by a hurricane to waive out-of-state fees for students for a specified time period; providing reporting requirements; providing that students enrolled under such fee waivers may not be included in certain enrollment totals; providing an effective date.

—a companion measure, was substituted for **CS for SB 1164** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 593** was placed on the calendar of Bills on Third Reading.

CS for SB 980—A bill to be entitled An act relating to public records; amending s. 119.0714, F.S.; providing an exemption from public records requirements for any information that can be used to identify a petitioner or respondent in a petition for certain protective injunctions, and any related affidavit, notice of hearing, and temporary injunction, until the respondent has been personally served; providing a statement of public necessity; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 980**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 845** was withdrawn from the Committees on Judiciary; Governmental Oversight and Accountability; and Rules.

On motion by Senator Harrell—

CS for HB 845—A bill to be entitled An act relating to public records; amending s. 119.0714, F.S.; providing an exemption from public records requirements for any information that can be used to identify a petitioner or respondent in a petition for certain protective injunctions, and any related affidavit, notice of hearing, and temporary injunction, until the respondent has been personally served; providing a statement of public necessity; providing an effective date.

—a companion measure, was substituted for **CS for SB 980** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 845** was placed on the calendar of Bills on Third Reading.

CS for SB 990—A bill to be entitled An act relating to unemployment compensation; amending s. 443.101, F.S.; making editorial changes; prohibiting certain victims of domestic violence from being disqualified for benefits for voluntarily leaving work; prohibiting the employment record of an employing unit from being charged in certain circumstances; amending s. 443.131, F.S.; adding a circumstance under which the employment record of an employing unit may not be charged; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 990**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 563** was withdrawn from the Committees on Commerce and Tourism; Judiciary; and Rules.

On motion by Senator Gibson—

CS for HB 563—A bill to be entitled An act relating to unemployment compensation; amending s. 443.101, F.S.; making editorial changes; prohibiting certain victims of domestic violence from being disqualified for benefits for voluntarily leaving work; prohibiting the employment record of an employing unit from being charged in certain circumstances; amending s. 443.131, F.S.; adding a circumstance under which the employment record of an employing unit may not be charged; providing an effective date.

—a companion measure, was substituted for **CS for SB 990** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 563** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 1432—A bill to be entitled An act relating to foster parents; creating s. 39.4087, F.S.; providing a short title; providing legislative intent; creating a bill of rights for foster parents; providing for mediation; requiring the Department of Children and Families to adopt rules; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1432**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1209** was withdrawn from the Committees on Children, Families, and Elder Affairs; and Rules.

On motion by Senator Baxley, the rules were waived and—

CS for HB 1209—A bill to be entitled An act relating to caregivers for children in out-of-home care; creating s. 39.4087, F.S.; providing legislative intent; establishing goals for the Department of Children and Families relating to caregivers; providing responsibilities of the department; providing for dispute resolution; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1432** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 1209** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for SB 1618** was deferred.

CS for CS for SB 1650—A bill to be entitled An act relating to child welfare; creating s. 39.0012, F.S.; requiring the Department of Children and Families to establish a direct-support organization to assist the Children and Youth Cabinet with carrying out certain purposes and responsibilities; providing purposes and duties of the direct-support organization; providing for a board of directors; providing membership requirements; delineating contract and other governance requirements; providing for the future repeal of the direct-support organization; amending s. 39.01, F.S.; revising definitions; amending s. 39.201, F.S.; requiring the central abuse hotline to accept certain reports or calls for investigation for children who do not live in this state; requiring the Department of Children and Families to initiate an investigation when a report is received from an emergency room physician; amending s. 39.303, F.S.; expanding the types of reports that the department must refer to Child Protection Teams; amending s. 39.4015, F.S.; revising definitions; amending s. 39.402, F.S.; requiring that the order for placement of a child in shelter care contain a written finding specifying that the Department of Children and Families has placement and care responsibility for certain children; amending s. 39.407, F.S.; authorizing certain advanced practice registered nurses to prescribe psychotropic medications to certain children; revising the time period within which a court must review a child's residential treatment plan; amending s. 39.5085, F.S.; requiring information to be provided to relatives and nonrelatives regarding the Guardianship Assistance Program and the Relative Caregiver Program; amending s. 39.5086, F.S.; deleting the term "fictive kin"; amending s. 39.6225, F.S.; revising who the department must provide guardianship assistance payments to; defining the term "relative"; revising the requirements that must be met for approval of an application for the Guardianship Assistance Program; revising when guardianship assistance benefits must be terminated; conforming provisions to changes made by the act; amending s. 39.6251, F.S.; requiring a young adult in extended foster care to provide certain documentation or authorize release of certain records; revising permanency goals for young adults in extended foster care; requiring execution of a voluntary placement agreement under certain circumstances; requiring the department to adopt rules; amending s. 39.701, F.S.; revising when a court must return a child to the custody of his or her parents after making certain determinations; requiring the court to enter certain orders if a young adult enters extended foster care; amending s. 402.56, F.S.; revising membership of the Children and Youth Cabinet; amending s. 409.1451, F.S.; authorizing certain financial awards to be disregarded when a young adult is applying for other federal assistance; amending s. 409.175, F.S.; revising definitions; revising provisions related to the licensure of family foster homes and certain child-caring and child-placing agencies; requiring the department to post certain information on its website; deleting required numbers of training hours for foster parents; amending s. 409.903, F.S.; revising eligibility for Medicaid coverage; amending s. 409.991, F.S.; revising a definition; amending s. 414.045, F.S.; revising eligibility for child-only funding; amending s. 1009.25, F.S.; revising eligibility for tuition fee exemptions; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 1650**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 7099** was withdrawn from the Committees on Health Policy; Children, Families, and Elder Affairs; and Appropriations.

On motion by Senator Albritton—

CS for HB 7099—A bill to be entitled An act relating to child welfare; amending ss. 39.01 and 39.4015, F.S.; revising definitions; amending s. 39.402, F.S.; requiring certain judicial orders to specify that the Department of Children and Families has placement and care responsibility for certain children; amending s. 39.407, F.S.; authorizing psychiatric nurses to prescribe psychotropic medications to certain children; revising the time period within which a court must review a child's residential treatment plan; amending s. 39.5085, F.S.; revising eligibility for the Relative Caregiver Program; amending s. 39.5086, F.S.; removing a definition; amending s. 39.6225, F.S.; providing a definition; providing for the termination of guardianship assistance benefits under certain circumstances; conforming provisions to changes made by the act; authorizing the department to adopt rules; amending s. 39.6251, F.S.; requiring a young adult in extended foster care to provide certain documentation or execute a consent for release of certain records; revising permanency goals for young adults in extended foster care; allowing return to care through the execution of a voluntary placement agreement; authorizing the department to adopt rules; amending s. 39.701, F.S.; revising the determinations a court must make to return a child to the custody of his or her parents; requiring the court to make certain orders when a young adult enters extended foster care; amending s. 402.56, F.S.; revising membership of the Children and Youth Cabinet; creating s. 402.57, F.S.; directing the department to establish a direct-support organization; providing responsibilities and requirements of the direct-support organization; providing for membership and term limits; providing for future repeal; amending s. 409.1451, F.S.; authorizing certain financial awards to be disregarded when applying for other federal assistance; amending s. 409.175, F.S.; revising definitions; revising provisions related to the licensure of family foster homes and certain child-caring and child-placing agencies; requiring the department to post certain information on its website; deleting required number of training hours for foster parents; amending s. 409.903, F.S.; revising eligibility for Medicaid coverage for children eligible for the Guardianship Assistance Program; amending s. 409.991, F.S.; revising a definition; amending s. 414.045, F.S.; revising eligibility for child-only funding; amending s. 1009.25, F.S.; revising eligibility for tuition and fee exemptions; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 1650** and read the second time by title.

Senator Albritton moved the following amendments which were adopted:

Amendment 1 (796068) (with title amendment)—Between lines 65 and 66 insert:

Section 2. Paragraph (d) of subsection (2) of section 39.201, Florida Statutes, is amended, and paragraph (l) is added to that subsection, to read:

39.201 Mandatory reports of child abuse, abandonment, or neglect; mandatory reports of death; central abuse hotline.—

(2)

(d) If the report is of an instance of known or suspected child abuse, abandonment, or neglect *which that* occurred out of state and the alleged perpetrator and the child alleged to be a victim live out of state, the central abuse hotline *may shall* not accept the report or call for investigation *unless the child is currently being evaluated in a medical facility in this state*.

1. *If the child is currently being evaluated in a medical facility in this state, the central abuse hotline shall accept the report or call for investigation and shall transfer the information on the report or call to the appropriate state or country.*

2. *If the child is not currently being evaluated in a medical facility in this state, the central abuse hotline, but shall transfer the information on the report to or call to the appropriate state or country.*

(l) *The department shall initiate an investigation when it receives a report from an emergency room physician.*

Section 3. Paragraph (i) is added to subsection (4) of section 39.303, Florida Statutes, to read:

39.303 Child Protection Teams and sexual abuse treatment programs; services; eligible cases.—

(4) The child abuse, abandonment, and neglect reports that must be referred by the department to Child Protection Teams of the Department of Health for an assessment and other appropriate available support services as set forth in subsection (3) must include cases involving:

(i) *A child who does not live in this state who is currently being evaluated in a medical facility in this state.*

And the title is amended as follows:

Delete lines 2-3 and insert: An act relating to child welfare; amending s. 39.01, F.S.; revising the definition of the term “institutional child abuse or neglect”; amending s. 39.201, F.S.; requiring the central abuse hotline to accept certain reports or calls for investigation for children who do not live in this state; requiring the Department of Children and Families to initiate an investigation when a report is received from an emergency room physician; amending s. 39.303, F.S.; expanding the types of reports that the department must refer to Child Protection Teams; amending s. 39.4015, F.S.; deleting the definition of the term “fictive kin”; amending s.

Amendment 2 (765116) (with title amendment)—Delete lines 430-492.

And the title is amended as follows:

Delete lines 11-13 and insert: residential treatment plan; amending s. 39.5086, F.S.; removing a

Pursuant to Rule 4.19, **CS for HB 7099**, as amended, 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. 1004.28, F.S., relating to an exemption from public meeting requirements for specified meetings of a university direct-support organization at which proposals seeking research funding or research plans are discussed; removing the scheduled repeal of the exemption; 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 7001** was withdrawn from the Committees on Education; Governmental Oversight and Accountability; and Rules.

On motion by Senator Diaz—

HB 7001—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 1004.28, F.S., relating to an exemption from public meeting requirements for portions of certain state university direct-support organization meetings at which a proposal seeking research funding or a plan for initiating or supporting research is discussed; 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 7001** was placed on the calendar of Bills on Third Reading.

On motion by Senator Montford—

CS for SB 7024—A bill to be entitled An act relating to the Department of Environmental Protection citizen support organizations; amending s. 20.2551, F.S.; requiring the department to submit a report to the Legislature by a specified date; providing requirements for the report; abrogating the scheduled repeal of provisions governing citizen support organizations established under the department; amending s. 258.015, F.S.; abrogating the scheduled repeal of provisions governing citizen support organizations established under the department for the benefit of the state park system; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, CS for SB 7024 was placed on the calendar of Bills on Third Reading.

SB 7032—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 252.905, F.S., which provides an exemption from public records requirements for information furnished by a person or a business to the Division of Emergency Management for emergency planning assistance; removing the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pending further consideration of SB 7032, pursuant to Rule 3.11(3), there being no objection, HB 7011 was withdrawn from the Committees on Infrastructure and Security; Governmental Oversight and Accountability; and Rules.

On motion by Senator Lee—

HB 7011—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 252.905, F.S., which provides an exemption from public record requirements for information provided to the Division of Emergency Management for the purpose of being provided assistance with emergency planning; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for SB 7032 and read the second time by title.

Pursuant to Rule 4.19, HB 7011 was placed on the calendar of Bills on Third Reading.

RECESS

On motion by Senator Benacquisto, the Senate recessed at 11:55 a.m. to reconvene at 1:30 p.m. or upon call of the President.

AFTERNOON SESSION

The Senate was called to order by the President at 1:30 p.m. A quorum present—40:

Table with 3 columns: Mr. President, Farmer, Pizzo, Albritton, Flores, Powell, Baxley, Gainer, Rader, Bean, Gibson, Rodriguez, Benacquisto, Gruters, Rouson, Berman, Harrell, Simmons, Book, Hooper, Simpson, Bracy, Hutson, Stargel, Brandes, Lee, Stewart, Braynon, Mayfield, Taddeo, Broxson, Montford, Thurston, Cruz, Passidomo, Torres, Diaz, Perry, Wright

BILLS ON THIRD READING, continued

HB 647—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; requiring the State Fire Marshal to issue a data call to all local fire officials to collect data on certain high-rise condominiums by a specified date; specifying the data that local fire officials must submit; requiring that all data be received and compiled into a report by a specified date; requiring that the report be sent to the Governor and the Legislature by a specified date; providing an effective date.

—as amended April 26, was read the third time by title.

RECONSIDERATION OF AMENDMENT

On motion by Senator Hooper, the Senate reconsidered the vote by which Amendment 1 (799580) was adopted April 26.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Brandes moved the following amendment to Amendment 1 (799580) which was adopted by two-thirds vote:

Amendment 1A (630038) (with title amendment)—Delete lines 85-250 and insert:

(4) The procedures set forth in this section do not apply to the installation or replacement of a fire alarm system if a plans review is not required by the local enforcement agency.

(5) For repairs to an existing fire alarm system that was previously permitted by the local enforcement agency, the contractor may begin the repair upon filing the uniform fire alarm permit application with the local enforcement agency if the local enforcement agency requires fire alarm permits for repairs.

Section 2. Subsection (1) of section 633.216, Florida Statutes, is amended to read:

633.216 Inspection of buildings and equipment; orders; firesafety inspection training requirements; certification; disciplinary action.—The State Fire Marshal and her or his agents or persons authorized to enforce laws and rules of the State Fire Marshal shall, at any reasonable hour, when the State Fire Marshal has reasonable cause to believe that a violation of this chapter or s. 509.215, or a rule adopted thereunder, or a minimum firesafety code adopted by the State Fire Marshal or a local authority, may exist, inspect any and all buildings and structures which are subject to the requirements of this chapter or s. 509.215 and rules adopted thereunder. The authority to inspect shall extend to all equipment, vehicles, and chemicals which are located on or within the premises of any such building or structure.

(1) Each county, municipality, and special district that has firesafety enforcement responsibilities shall employ or contract with a firesafety inspector. Except as provided in s. 633.312(2), and (3), and (4), the firesafety inspector must conduct all firesafety inspections that are required by law. The governing body of a county, municipality, or special district that has firesafety enforcement responsibilities may provide a schedule of fees to pay only the costs of inspections conducted pursuant to this subsection and related administrative expenses. Two or more counties, municipalities, or special districts that have firesafety enforcement responsibilities may jointly employ or contract with a firesafety inspector.

Section 3. Present subsections (4) and (5) of section 633.312, Florida Statutes, are redesignated as subsections (5) and (6), respectively, and subsection (3) of that section is amended, to read:

633.312 Inspection of fire control systems, fire hydrants, and fire protection systems.—

(3)(a) The inspecting contractor shall provide to the building owner or hydrant owner and the local authority having jurisdiction a copy of

the applicable uniform summary inspection report established under this chapter. The local authority having jurisdiction may accept uniform summary inspection reports by United States mail, by hand delivery, by electronic submission, or through a third-party vendor that collects the reports on behalf of the local authority having jurisdiction.

(b) The State Fire Marshal shall adopt rules to implement a uniform summary inspection report and submission procedures to be used by all third-party vendors and local authorities having jurisdiction. For purposes of this section, a uniform summary inspection report must record the address where the fire protection system or hydrant is located, the company and person conducting the inspection and their license number, the date of the inspection, and the fire protection system or hydrant inspection status, including a brief summary of each deficiency, critical deficiency, noncritical deficiency, or impairment found. A contractor's detailed inspection report is not required to follow the uniform summary inspection report format. The State Fire Marshal shall establish by rule a submission procedure for each means provided under paragraph (a) by which a local authority having jurisdiction may accept uniform summary inspection reports. Each of the submission procedures must allow a contractor to attach additional documents with the submission of a uniform summary inspection report, including a physical copy of the contractor's detailed inspection report. A submission procedure may not require a contractor to submit information contained within the detailed inspection report unless the information is required to be included in the uniform summary inspection report.

(4) The maintenance of fire hydrant and fire protection systems as well as corrective actions on deficient systems is the responsibility of the owner of the system or hydrant. Equipment requiring periodic testing or operation to ensure its maintenance shall be tested or operated as specified in the Fire Prevention Code, Life Safety Code, National Fire Protection Association standards, or as directed by the appropriate authority, provided that such appropriate authority may not require a sprinkler system not required by the Fire Prevention Code, Life Safety Code, or National Fire Protection Association standards to be removed regardless of its condition. This section does not prohibit governmental entities from inspecting and enforcing firesafety codes.

Section 4. Paragraph (1) of subsection (2) of section 718.112, Florida Statutes, is amended to read:

718.112 Bylaws.—

(2) REQUIRED PROVISIONS.—The bylaws shall provide for the following and, if they do not do so, shall be deemed to include the following:

(1) Certificate of compliance.—A provision that a certificate of compliance from a licensed electrical contractor or electrician may be accepted by the association's board as evidence of compliance of the condominium units with the applicable fire and life safety code must be included. Notwithstanding chapter 633 or of any other code, statute, ordinance, administrative rule, or regulation, or any interpretation of the foregoing, an association, residential condominium, or unit owner is not obligated to retrofit the common elements, association property, or units of a residential condominium with a fire sprinkler system in a building that has been certified for occupancy by the applicable governmental entity if the unit owners have voted to forego such retrofitting by the affirmative vote of a majority of all voting interests in the affected condominium. The local authority having jurisdiction may not require completion of retrofitting with a fire sprinkler system or completion of installation of an engineered life safety system before January 1, 2024 2020. By December 31, 2020 2016, a residential condominium association that is not in compliance with the requirements for a fire sprinkler system and that had ~~has~~ not voted to forego retrofitting of such a system by December 31, 2016, must initiate an application for a building permit for the required installation with the local government having jurisdiction demonstrating that the association will become compliant by December 31, 2023 2019.

1. A vote to forego retrofitting may be obtained by limited proxy or by a ballot personally cast at a duly called membership meeting, or by execution of a written consent by the member, and is effective upon recording a certificate attesting to such vote in the public records of the county where the condominium is located. The association shall mail or hand deliver to each unit owner written notice at least 14 days before the membership meeting in which the vote to forego retrofitting of the required fire sprinkler system is to take place. Within 30 days after the

association's opt-out vote, notice of the results of the opt-out vote must be mailed or hand delivered to all unit owners. Evidence of compliance with this notice requirement must be made by affidavit executed by the person providing the notice and filed among the official records of the association. After notice is provided to each owner, a copy must be provided by the current owner to a new owner before closing and by a unit owner to a renter before signing a lease.

2. If there has been a previous vote to forego retrofitting, a vote to require retrofitting may be obtained at a special meeting of the unit owners called by a petition of at least 10 percent of the voting interests. Such a vote may only be called once every 3 years. Notice shall be provided as required for any regularly called meeting of the unit owners, and must state the purpose of the meeting. Electronic transmission may not be used to provide notice of a meeting called in whole or in part for this purpose.

3. As part of the information collected annually from condominiums, the division shall require condominium associations to report the membership vote and recording of a certificate under this subsection and, if retrofitting has been undertaken, the per-unit cost of such work. The division shall annually report to the Division of State Fire Marshal of the Department of Financial Services the number of condominiums that have elected to forego retrofitting.

4. Notwithstanding s. 553.509, a residential association may not be obligated to, and may forego the retrofitting of, any improvements required by s. 553.509(2) upon an affirmative vote of a majority of the voting interests in the affected condominium.

5. This paragraph does not apply to timeshare condominium associations, which shall be governed by s. 721.24.

And the title is amended as follows:

Delete lines 280-311 and insert: applications; providing applicability; authorizing contractors, under certain circumstances, to begin fire alarm system repairs upon filing the uniform fire alarm permit application; amending s. 633.216, F.S.; conforming a cross-reference; amending s. 633.312, F.S.; authorizing local authorities having jurisdiction to accept uniform summary inspection reports of certain fire hydrants and fire protection systems by certain means; requiring the State Fire Marshal to adopt rules implementing a uniform summary inspection report and certain submission procedures; providing requirements for such uniform report and procedures; providing that such procedures may not require a contractor to submit certain information; amending s. 718.112, F.S.; extending and specifying the date before which a local authority having jurisdiction may not require a condominium to complete retrofitting with a fire sprinkler system or complete installation of an engineered life safety system, respectively; requiring certain residential condominium associations that had not voted to forego retrofitting as of a certain date to initiate a certain building permit application by a certain date; providing applicability; requiring the State

Amendment 1 (799580), as amended, was adopted by two-thirds vote.

On motion by Senator Hooper, HB 647, as amended, was passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Diaz	Perry
Albritton	Farmer	Pizzo
Baxley	Flores	Powell
Bean	Gainer	Rader
Benacquisto	Gibson	Rodriguez
Berman	Gruters	Rouson
Book	Harrell	Simmons
Bracy	Hooper	Stargel
Bradley	Hutson	Stewart
Brandes	Lee	Taddeo
Braynon	Mayfield	Thurston
Broxson	Montford	Torres
Cruz	Passidomo	Wright

Nays—None

SPECIAL ORDER CALENDAR, continued

SENATOR BENACQUISTO PRESIDING

SB 7044—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 790.0601, F.S., relating to an exemption from public records requirements for personal identifying information of an individual who has applied for a license to carry a concealed weapon or firearm through a tax collector appointed by the Department of Agriculture and Consumer Services to receive applications and fees; abrogating the scheduled repeal of the exemption; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7044**, pursuant to Rule 3.11(3), there being no objection, **HB 7059** was withdrawn from the Committees on Criminal Justice; Governmental Oversight and Accountability; and Rules.

On motion by Senator Perry—

HB 7059—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 790.0601, F.S., which provides an exemption from public records requirements for certain personal identifying information held by the tax collector when an individual applies for a license to carry a concealed weapon or firearm; removing the scheduled repeal of the exemption; providing an effective date.

—a companion measure, was substituted for **SB 7044** and read the second time by title.

Pursuant to Rule 4.19, **HB 7059** was placed on the calendar of Bills on Third Reading.

SB 7082—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; adding to Schedule V of the controlled substances list certain drug products in their finished dosage formulations which are approved by the United States Food and Drug Administration; reenacting ss. 817.563(2), 831.31, 893.07(5)(b), and 893.13(1)(a), (2)(a), (5)(c), and (6)(d), F.S., relating to controlled substances named or described in s. 893.03, F.S.; the sale, manufacture, delivery, or possession, with intent to sell, manufacture, or deliver, of counterfeit controlled substances; required reporting of certain theft or significant loss of controlled substances; and prohibited acts and penalties relating to controlled substances, respectively, to incorporate the amendment made to s. 893.03, F.S., in references thereto; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 7082**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 7107** was withdrawn from the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

On motion by Senator Perry—

CS for HB 7107—A bill to be entitled An act relating to controlled substances; amending s. 893.02, F.S.; amending the definition of “cannabis”; amending s. 893.03, F.S.; scheduling a certain drug product containing cannabidiol to Schedule V; reenacting ss. 817.563(2), 831.31, 893.07(5)(b), and 893.13(1)(a), (2)(a), (5)(c), and (6)(d), F.S., relating to controlled substances named or described in s. 893.03, F.S.; the sale, manufacture, delivery, or possession, with intent to sell, manufacture, or deliver, of counterfeit controlled substances; required reporting of certain theft or significant loss of controlled substances; and prohibited acts and penalties relating to controlled substances, respectively, to incorporate amendments made by the act; providing an effective date.

—a companion measure, was substituted for **SB 7082** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 7107** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 1704—A bill to be entitled An act relating to the Department of Financial Services; amending s. 17.56, F.S.; requiring the Division of Treasury to maintain, rather than turn over to the Division of Accounting and Auditing, warrants drawn by the Chief Financial Officer; specifying the timeframe during which such warrants must be maintained; making a technical change; amending ss. 497.263 and 497.266, F.S.; deleting a requirement that trust companies, where certain care and maintenance trust funds may be established, must operate pursuant to ch. 660, F.S.; amending s. 497.376, F.S.; specifying required educational credentials for certain applicants for a combination license as both funeral director and embalmer; amending s. 497.377, F.S.; specifying qualifications for certain applicants for a combination funeral director and embalmer intern license; providing application requirements; specifying limitations on and authorized actions of interns; specifying the expiration of intern licenses; authorizing the licensing authority to adopt certain rules; amending s. 497.380, F.S.; revising requirements for the supervision of licensed funeral establishments by funeral directors in charge; revising establishments a funeral director may be in charge of; revising funeral director licensing requirements for certain establishments; amending s. 497.385, F.S.; revising requirements for the supervision of licensed centralized embalming facilities; amending s. 497.452, F.S.; deleting a requirement that trust companies must operate pursuant to ch. 660, F.S., to be exempt from a certain preneed licensing requirement; amending s. 497.453, F.S.; specifying annual trust reporting requirements for certain preneed licensees or certain groups of preneed licensees; defining the term “Year 1” and “Year 2”; authorizing the department to adopt certain rules; amending s. 497.458, F.S.; deleting a requirement that trust companies must operate pursuant to ch. 660, F.S., to enter into certain revocable trust instruments; amending s. 497.459, F.S.; authorizing preneed licensees, under certain circumstances, to provide certain persons with a written notice of intent to perform under the preneed contract; specifying where such notice must be sent; providing that funds held in trust must be distributed in accordance with the contract terms if certain persons fail to respond to the notice within a certain timeframe; providing construction; amending s. 497.464, F.S.; deleting a requirement that trust companies must operate pursuant to ch. 660, F.S., to act as trustees for certain preneed contract purchasers; amending s. 497.604, F.S.; revising requirements for the supervision of direct disposal establishments; amending s. 497.606, F.S.; revising requirements for the supervision of cinerator facilities; creating s. 553.7921, F.S.; requiring contractors to file a uniform fire alarm permit application with local enforcement agencies under certain circumstances; requiring that such application be submitted with certain other required information; providing that the application may be submitted by certain means if signed by certain persons; specifying information required in the application; amending s. 626.022, F.S.; conforming a cross-reference; amending s. 626.025, F.S.; conforming a provision to changes made by the act; amending s. 626.175, F.S.; authorizing the department to issue nonrenewable temporary licenses authorizing the appointment of personal lines agents; deleting such authorization for industrial fire or burglary agents; revising circumstances under which the department may issue temporary licenses authorizing the appointment of life agents; specifying circumstances under which the department may issue temporary licenses authorizing the appointment of personal lines agents; prohibiting certain licensees from soliciting, negotiating, or effecting contracts of insurance; amending s. 626.207, F.S.; providing an exception from a disqualification period from licensure as an insurance representative for certain persons found guilty or pleading guilty or nolo contendere to certain felonies; authorizing the department to issue licenses on a probationary period for a certain timeframe; specifying when the probationary period ends; amending s. 626.221, F.S.; specifying that a certain exemption from an examination requirement applies to applicants for an all-lines adjuster license; amending s. 626.2815, F.S.; revising the individuals that are subject to a certain continuing education requirement; amending s. 626.321, F.S.; deleting an examination requirement for an applicant for an industrial fire insurance or burglary insurance license; providing that, beginning on a specified date, the license and appointment may be renewed, but no new or additional licenses may be issued and the license may not be reinstated; deleting an examination requirement for crop hail and multiple peril crop insurance licenses; amending s. 626.471, F.S.; authorizing an appointing entity to provide a termination notice to the appointee by e-mail; providing that the e-mail must be addressed to the appointee’s last e-mail address of record; specifying when notice by e-mail is deemed to have been given; repealing s. 626.521, F.S., relating to credit and character reports; amending s. 626.536, F.S.; deleting a re-

quirement for insurance agencies to report certain administrative actions to the department; amending s. 626.6215, F.S.; adding certain grounds for the department's discretionary refusal, suspension, or revocation of an insurance agency license; amending s. 626.729, F.S.; revising the definition of the term "industrial fire insurance" relating to burglary insurance; repealing s. 626.7355, F.S., relating to a temporary license as a customer representative pending examination; amending ss. 626.8437 and 626.844, F.S.; revising certain grounds for the denial of, suspension of, revocation of, or refusal to renew licenses or appointments of title insurance agents or agencies; amending s. 626.8732, F.S.; revising qualifications for the issuance of a nonresident public adjuster's license; amending s. 627.7015, F.S.; requiring mediators in certain property insurance claim mediations to provide a certain written report to certain parties at the conclusion of the mediation; amending s. 633.216, F.S.; conforming a cross-reference; amending s. 633.218, F.S.; deleting a requirement that state-owned or state-leased buildings be identified through use of the United States National Grid Coordinate System; amending s. 633.306, F.S.; specifying requirements for components and parts of installed fire extinguishers and preengineered systems; amending s. 633.312, F.S.; specifying means by which local authorities having jurisdiction may accept inspection reports by contractors inspecting fire hydrants and fire protection systems; requiring the State Fire Marshal to adopt rules implementing a uniform summary inspection report and submission procedures; providing requirements for such report and procedures; amending s. 633.520, F.S.; authorizing the Division of State Fire Marshal to adopt certain rules establishing firefighter employer cancer prevention best practices; amending s. 648.49, F.S.; specifying that reinstatement of a bail bond agent license is contingent upon filing an application with, and approval by, the department; amending s. 717.124, F.S.; increasing the threshold amount of electronically submitted claims under which the department may use alternative identity verification methods; authorizing the department to develop and implement specified identification verification and disbursement processes for certain unclaimed property accounts; authorizing the department to develop processes for certain electronic submissions; specifying requirements for the submission of claims and recordkeeping; authorizing the department to adopt rules; providing an effective date.

—was read the second time by title.

On motion by Senator Wright, further consideration of **CS for CS for SB 1704** was deferred.

Consideration of **CS for CS for SB 642** was deferred.

On motion by Senator Simmons—

CS for SB 1618—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 under which it is unlawful to smoke in, on, or near school property; amending s. 569.002, F.S.; defining the terms "the minimum age for purchase" and "electronic smoking device"; redefining the term "tobacco products"; deleting exemptions relating to tobacco products for persons under a certain age who meet specified requirements related to disability of nonage, military service, emancipation by a court and release from parental care and responsibility, and acting within the scope of lawful employment with certain entities; amending s. 569.007, F.S.; conforming provisions relating to the sale of tobacco products to federal law; providing an exception to laws relating to the sale of tobacco products for establishments that prohibit persons under 21 years of age from being on the licensed premises; amending s. 569.0075, F.S.; revising the age under which the gift of tobacco products to a person by certain entities is prohibited; amending s. 569.008, F.S.; revising legislative intent to reflect that the Legislature intends to prevent the sale of certain tobacco products to persons under a specified age; eliminating the division's authority to mitigate penalties imposed against a dealer for certain violations; amending s. 569.101, F.S.; revising the age limitation that applies to the sale, delivery, bartering, furnishing, or giving of certain tobacco products; revising penalties for violations; conforming the age specified in provisions related to a complete defense for persons charged with certain violations; amending s.

569.11, F.S.; deleting provisions prohibiting persons under 18 years of age from possessing tobacco products; conforming the age specified for misrepresentation of age to unlawfully 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 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 Simmons moved the following amendment:

Amendment 1 (123848) (with title amendment)—Delete lines 59-548 and insert:

Section 2. Section 163.085, Florida Statutes, is created to read:

163.085 Preemption of the establishment of the minimum age for tobacco products, nicotine products, or nicotine dispensing devices and the regulation of marketing of such products.—

(1) *DEFINITIONS.—As used in this section, the term:*

(a) *"Local government" means a county, municipality, or special district.*

(b) *"Minimum age" means the lawful age to purchase or knowingly possess tobacco products, nicotine products, or nicotine dispensing devices.*

(c) *"Nicotine dispensing device" has the same meaning as in s. 877.112.*

(d) *"Nicotine product" has the same meaning as in s. 877.112.*

(e) *"Retail licensure" means any certification, registration, or license that is required for a person, firm, association, or corporation to deal, at retail, with or regarding any tobacco products.*

(f) *"Tobacco products" has the same meaning as in s. 569.002.*

(2) *PREEMPTION.—The establishment of the minimum age for the sale and delivery of tobacco products, nicotine products, or nicotine dispensing devices, and the regulation of the marketing of such products, is preempted to the state. Nothing in this section shall be construed to affect a local government's ability to require retail licensure for the sale of tobacco products.*

Section 3. Present paragraphs (b) through (f) of subsection (1) of section 210.095, Florida Statutes, are redesignated as paragraphs (a) through (e), respectively, a new paragraph (f) is added to that section, and present paragraph (a) of subsection (1), paragraph (c) of subsection (2), paragraph (a) of subsection (3), paragraph (a) of subsection (4), subsection (5), and paragraphs (a), (b), (e), and (g) of subsection (8) of that section are amended, to read:

210.095 Mail order, Internet, and remote sales of tobacco products; age verification.—

(1) For purposes of this section, the term:

(a) ~~"Adult" means an individual who is at least of the legal minimum purchase age for tobacco products.~~

(f) *"The minimum age for purchase" means 21 years of age.*

(2)

(c) A person may not make a delivery sale of tobacco products to any individual who is not ~~the minimum age for purchase~~ *an adult*.

(3) A person may not mail, ship, or otherwise deliver tobacco products in connection with an order for a delivery sale unless, before the

first delivery to the consumer, the person accepting the order for the delivery sale:

(a) Obtains from the individual submitting the order a certification that includes:

1. Reliable confirmation that the individual is *the minimum age for purchase* ~~an adult~~; and

2. A statement signed by the individual in writing and under penalty of perjury which:

- a. Certifies the address and date of birth of the individual; and
- b. Confirms that the individual wants to receive delivery sales from a tobacco company and understands that, under the laws of this state, the following actions are illegal:

- (I) Signing another individual's name to the certification;
- (II) Selling tobacco products to individuals under the legal minimum purchase age; and
- (III) Purchasing tobacco products, if the person making the purchase is under the legal minimum purchase age.

In addition to the requirements of this subsection, a person accepting an order for a delivery sale may request that a consumer provide an electronic mail address.

(4) The notice described in paragraph (3)(c) must include prominent and clearly legible statements that sales of tobacco products are:

(a) Illegal if made to individuals who are not *the minimum age for purchase* ~~adults~~.

The notice must include an explanation of how each tax has been, or is to be, paid with respect to the delivery sale.

(5) Each person who mails, ships, or otherwise delivers tobacco products in connection with an order for a delivery sale must:

(a) Include as part of the shipping documents, in a clear and conspicuous manner, the following statement: "Tobacco Products: Florida law prohibits shipping to individuals under 21 ~~18~~ years of age and requires the payment of all applicable taxes."

(b) Use a method of mailing, shipping, or delivery which obligates the delivery service to require:

1. The individual submitting the order for the delivery sale or another individual who is *the minimum age for purchase* ~~adult~~ who resides at the individual's address to sign his or her name to accept delivery of the shipping container. Proof of the legal minimum purchase age of the individual accepting delivery is required only if the individual appears to be under 27 years of age.

2. Proof that the individual is either the addressee or the individual who is *the minimum age for purchase* ~~adult~~ designated by the addressee, in the form of a valid, government-issued identification card bearing a photograph of the individual who signs to accept delivery of the shipping container.

(c) Provide to the delivery service, if such service is used, evidence of full compliance with subsection (7).

If the person accepting a purchase order for a delivery sale delivers the tobacco products without using a delivery service, the person must comply with all of the requirements of this section which apply to a delivery service. Any failure to comply with a requirement of this section constitutes a violation thereof.

(8)(a) Except as otherwise provided in this section, a violation of this section by a person other than an individual who is not *the minimum age for purchase* ~~an adult~~ is a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083, and:

1. For a first violation of this section, the person shall be fined \$1,000 or five times the retail value of the tobacco products involved in the violation, whichever is greater.

2. For a second or subsequent violation of this section, the person shall be fined \$5,000 or five times the retail value of the tobacco products involved in the violation, whichever is greater.

(b) A person who is *the minimum age for purchase* ~~an adult~~ and knowingly submits a false certification under subsection (3) commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083. For each offense, the person shall be fined \$10,000 or five times the retail value of the tobacco products involved in the violation, whichever is greater.

(e) A person who, in connection with a delivery sale, delivers tobacco products on behalf of a delivery service to an individual who is not *the minimum age for purchase* ~~an adult~~ commits a misdemeanor of the third degree, punishable as provided in s. 775.082 or s. 775.083.

(g) An individual who is not *the minimum age for purchase* ~~an adult~~ and who knowingly violates any provision of this section commits a misdemeanor of the third degree, punishable as provided in s. 775.082 or s. 775.083.

Section 4. Subsection (1) of section 386.212, Florida Statutes, is amended to read:

386.212 Smoking prohibited near school property; penalty.—

(1) It is unlawful for any person under 21 ~~18~~ years of age to smoke tobacco in, on, or within 1,000 feet of the real property comprising a public or private elementary, middle, or secondary school between the hours of 6 a.m. and midnight. This section does not apply to any person occupying a moving vehicle or within a private residence.

Section 5. Present subsections (3) through (7) of section 569.002, Florida Statutes, are redesignated as subsections (4) through (8), respectively, a new subsection (3) is added to that section, and present subsection (7) is amended, to read:

569.002 Definitions.—As used in this chapter, the term:

(3) "*The minimum age for purchase*" means 21 years of age.

(8)(7) "Any person under the *minimum age of purchase* ~~18~~" does not include any person under the *minimum age of purchase* ~~18~~ who:

(a) ~~Has had his or her disability of nonage removed under chapter 743;~~

(a)(b) Is in the military reserve or on active duty in the Armed Forces of the United States; or

(c) ~~Is otherwise emancipated by a court of competent jurisdiction and released from parental care and responsibility; or~~

(b)(d) Is acting in his or her scope of lawful employment with an entity licensed under the provisions of chapter 210 or this chapter.

Section 6. Subsections (1) and (2) of section 569.007, Florida Statutes, are amended to read:

569.007 Sale or delivery of tobacco products; restrictions.—

(1) In order to prevent persons under *the minimum age of purchase* ~~18 years of age~~ from purchasing or receiving tobacco products, the sale or delivery of tobacco products is prohibited, except:

(a) When under the direct control or line of sight of the dealer or the dealer's agent or employee; or

(b) Sales from a vending machine are prohibited under the provisions of paragraph (1)(a) and are only permissible from a machine that is equipped with an operational lockout device which is under the control of the dealer or the dealer's agent or employee who directly regulates the sale of items through the machine by triggering the lockout device to allow the dispensing of one tobacco product. The lockout device must include a mechanism to prevent the machine from functioning if the power source for the lockout device fails or if the lockout device is disabled, and a mechanism to ensure that only one tobacco product is dispensed at a time.

(2) The provisions of subsection (1) shall not apply to an establishment that prohibits persons under ~~21~~ 18 years of age on the licensed premises.

Section 7. Section 569.0075, Florida Statutes, is amended to read:

569.0075 Gift of sample tobacco products prohibited.—The gift of sample tobacco products to any person under the *minimum age for purchase* ~~age of 18~~ by an entity licensed or permitted under the provisions of chapter 210 or this chapter, or by an employee of such entity, is prohibited and is punishable as provided in s. 569.101.

Section 8. Subsections (1), (2), and (3) of section 569.008, Florida Statutes, are amended to read:

569.008 Responsible retail tobacco products dealers; qualifications; mitigation of disciplinary penalties; diligent management and supervision; presumption.—

(1) The Legislature intends to prevent the sale of tobacco products to persons under *the minimum age for purchase* ~~18 years of age~~ and to encourage retail tobacco products dealers to comply with responsible practices in accordance with this section.

(2) To qualify as a responsible retail tobacco products dealer, the dealer must establish and implement procedures designed to ensure that the dealer's employees comply with the provisions of this chapter. The dealer must provide a training program for the dealer's employees which addresses the use and sale of tobacco products and which includes at least the following topics:

- (a) Laws covering the sale of tobacco products.
- (b) Methods of recognizing and handling customers under *the minimum age for purchase* ~~18 years of age~~.
- (c) Procedures for proper examination of identification cards in order to verify that customers are not under *the minimum age for purchase* ~~18 years of age~~.
- (d) The use of the age audit identification function on electronic point-of-sale equipment, where available.

(3) In determining penalties under s. 569.006, the division may mitigate penalties imposed against a dealer because of an employee's illegal sale of a tobacco product to a person under *the minimum age for purchase* ~~18 years of age~~ if the following conditions are met:

- (a) The dealer is qualified as a responsible dealer under this section.
- (b) The dealer provided the training program required under subsection (2) to that employee before the illegal sale occurred.
- (c) The dealer had no knowledge of that employee's violation at the time of the violation and did not direct, approve, or participate in the violation.
- (d) If the sale was made through a vending machine, the machine was equipped with an operational lock-out device.

Section 9. Section 569.101, Florida Statutes, is amended to read:

569.101 Selling, delivering, bartering, furnishing, or giving tobacco products to persons under *the minimum age for purchase* ~~18 years of age~~; criminal penalties; defense.—

(1) It is unlawful to sell, deliver, barter, furnish, or give, directly or indirectly, to any person who is under *the minimum age for purchase* ~~18 years of age~~, any tobacco product.

(2) Any person who violates subsection (1) commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083. However, any person who violates subsection (1) for a second or subsequent time within 1 year of the first violation, commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(3) A person charged with a violation of subsection (1) has a complete defense if, at the time the tobacco product was sold, delivered, bartered, furnished, or given:

(a) The buyer or recipient falsely evidenced that she or he was *the minimum age for purchase* ~~18 years of age~~ or older;

(b) The appearance of the buyer or recipient was such that a prudent person would believe the buyer or recipient to be *the minimum age for purchase* ~~18 years of age~~ or older; and

(c) Such person carefully checked a driver license or an identification card issued by this state or another state of the United States, a passport, or a United States armed services identification card presented by the buyer or recipient and acted in good faith and in reliance upon the representation and appearance of the buyer or recipient in the belief that the buyer or recipient was *the minimum age for purchase* ~~18 years of age~~ or older.

Section 10. Section 569.11, Florida Statutes, is amended to read:

569.11 Possession, misrepresenting age or military service to purchase, and purchase of tobacco products by persons under *the minimum age for purchase* ~~18 years of age~~ prohibited; penalties; jurisdiction; disposition of fines.—

(1) It is unlawful for any person under *the minimum age for purchase* ~~18 years of age~~ to knowingly possess any tobacco product. Any person under *the minimum age for purchase* ~~18 years of age~~ who violates the provisions of this subsection commits a noncriminal violation as provided in s. 775.08(3), punishable by:

- (a) For a first violation, 16 hours of community service or, instead of community service, a \$25 fine. In addition, the person must attend a school-approved anti-tobacco program, if locally available;
- (b) For a second violation within 12 weeks of the first violation, a \$25 fine; or
- (c) For a third or subsequent violation within 12 weeks of the first violation, the court must direct the Department of Highway Safety and Motor Vehicles to withhold issuance of or suspend or revoke the person's driver license or driving privilege, as provided in s. 322.056.

Any second or subsequent violation not within the 12-week time period after the first violation is punishable as provided for a first violation.

(2) It is unlawful for any person under *the minimum age for purchase* ~~18 years of age~~ to misrepresent his or her age or military service for the purpose of inducing a dealer or an agent or employee of the dealer to sell, give, barter, furnish, or deliver any tobacco product, or to purchase, or attempt to purchase, any tobacco product from a person or a vending machine. Any person under *the minimum age for purchase* ~~18 years of age~~ who violates a provision of this subsection commits a noncriminal violation as provided in s. 775.08(3), punishable by:

- (a) For a first violation, 16 hours of community service or, instead of community service, a \$25 fine and, in addition, the person must attend a school-approved anti-tobacco program, if available;
- (b) For a second violation within 12 weeks of the first violation, a \$25 fine; or

(c) For a third or subsequent violation within 12 weeks of the first violation, the court must direct the Department of Highway Safety and Motor Vehicles to withhold issuance of or suspend or revoke the person's driver license or driving privilege, as provided in s. 322.056.

Any second or subsequent violation not within the 12-week time period after the first violation is punishable as provided for a first violation.

(3) Any person under *the minimum age for purchase* ~~18 years of age~~ cited for committing a noncriminal violation under this section must sign and accept a civil citation indicating a promise to appear before the county court or comply with the requirement for paying the fine and must attend a school-approved anti-tobacco program, if locally available. If a fine is assessed for a violation of this section, the fine must be paid within 30 days after the date of the citation or, if a court appearance is mandatory, within 30 days after the date of the hearing.

(4) A person charged with a noncriminal violation under this section must appear before the county court or comply with the requirement for paying the fine. The court, after a hearing, shall make a determination as to whether the noncriminal violation was committed. If the court finds the violation was committed, it shall impose an appropriate penalty as specified in subsection (1) or subsection (2). A person who participates in community service shall be considered an employee of the state for the purpose of chapter 440, for the duration of such service.

(5)(a) If a person under *the minimum age for purchase* ~~18 years of age~~ is found by the court to have committed a noncriminal violation under this section and that person has failed to complete community service, pay the fine as required by paragraph (1)(a) or paragraph (2)(a), or attend a school-approved anti-tobacco program, if locally available, the court must direct the Department of Highway Safety and Motor Vehicles to withhold issuance of or suspend the driver license or driving privilege of that person for a period of 30 consecutive days.

(b) If a person under *the minimum age for purchase* ~~18 years of age~~ is found by the court to have committed a noncriminal violation under this section and that person has failed to pay the applicable fine as required by paragraph (1)(b) or paragraph (2)(b), the court must direct the Department of Highway Safety and Motor Vehicles to withhold issuance of or suspend the driver license or driving privilege of that person for a period of 45 consecutive days.

(6) Eighty percent of all civil penalties received by a county court pursuant to this section shall be remitted by the clerk of the court to the Department of Revenue for transfer to the Department of Education to provide for teacher training and for research and evaluation to reduce and prevent the use of tobacco products by children. The remaining 20 percent of civil penalties received by a county court pursuant to this section shall remain with the clerk of the county court to cover administrative costs.

Section 11. Paragraph (b) of subsection (2) and subsection (3) of section 569.12, Florida Statutes, are amended to read:

569.12 Jurisdiction; tobacco product enforcement officers or agents; enforcement.—

(2)

(b) A tobacco product enforcement officer is authorized to issue a citation to a person under the *minimum age for purchase* ~~of 18~~ when, based upon personal investigation, the officer has reasonable cause to believe that the person has committed a civil infraction in violation of s. 386.212 or s. 569.11.

(3) A correctional probation officer as defined in s. 943.10(3) is authorized to issue a citation to a person under the *minimum age for purchase* ~~of 18~~ when, based upon personal investigation, the officer has reasonable cause to believe that the person has committed a civil infraction in violation of s. 569.11.

Section 12. Section 569.14, Florida Statutes, is amended to read:

569.14 Posting of a sign stating that the sale of tobacco products to persons under *the minimum age for purchase* ~~18 years of age~~ is unlawful; enforcement; penalty.—

(1) A dealer that sells tobacco products shall post a clear and conspicuous sign in each place of business where such products are sold which substantially states the following:

THE SALE OF TOBACCO PRODUCTS TO PERSONS UNDER THE AGE OF 21 ~~18~~ IS AGAINST FLORIDA LAW. PROOF OF AGE IS REQUIRED FOR PURCHASE.

(2) A dealer that sells tobacco products and nicotine products or nicotine dispensing devices, as defined in s. 877.112, may use a sign that substantially states the following:

THE SALE OF TOBACCO PRODUCTS, NICOTINE PRODUCTS, OR NICOTINE DISPENSING DEVICES TO PERSONS UNDER THE AGE OF 21 ~~18~~ IS AGAINST FLORIDA LAW. PROOF OF AGE IS REQUIRED FOR PURCHASE.

A dealer that uses a sign as described in this subsection meets the signage requirements of subsection (1) and s. 877.112.

(3) The division shall make available to dealers of tobacco products signs that meet the requirements of subsection (1) or subsection (2).

(4) Any dealer that sells tobacco products shall provide at the checkout counter in a location clearly visible to the dealer or the dealer's agent or employee instructional material in a calendar format or similar format to assist in determining whether a person is of legal age to purchase tobacco products. This point of sale material must contain substantially the following language:

IF YOU WERE NOT BORN BEFORE THIS DATE

(insert date and applicable year)

YOU CANNOT ~~BE SOLD~~ BUY TOBACCO PRODUCTS.

Upon approval by the division, in lieu of a calendar a dealer may use card readers, scanners, or other electronic or automated systems that can verify whether a person is of legal age to purchase tobacco products. Failure to comply with the provisions contained in this subsection shall result in imposition of administrative penalties as provided in s. 569.006.

(5) The division, through its agents and inspectors, shall enforce this section.

(6) Any person who fails to comply with subsection (1) is guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083.

Section 13. Subsections (3) and (4) of section 569.19, Florida Statutes, are amended to read:

569.19 Annual report.—The division shall report annually with written findings to the Legislature and the Governor by December 31, on the progress of implementing the enforcement provisions of this chapter. This must include, but is not limited to:

(3) The number of violations for selling tobacco products to persons under *the minimum age for purchase* ~~18~~, and the results of administrative hearings on the above and related issues.

(4) The number of persons under *the minimum age for purchase* ~~18~~ cited for violations of s. 569.11 and sanctions imposed as a result of citation.

Section 14. Section 877.112, Florida Statutes, is amended to read:

877.112 Nicotine products and nicotine dispensing devices; prohibitions for *persons under 21 years of age* ~~minors~~; penalties; civil fines; signage requirements; preemption.—

(1) DEFINITIONS.—As used in this section, the term:

(a) “Any person under 21 years of age” does not include any person under the age of 21 who:

1. Is in the military reserve or on active duty in the Armed Forces of the United States; or

2. Is acting in his or her scope of lawful employment with an entity that sells, manufactures, or distributes nicotine products or nicotine dispensing devices.

(b)(~~a~~) “Nicotine dispensing device” means any product that employs an electronic, chemical, or mechanical means to produce vapor from a nicotine product, including, but not limited to, an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or other similar device or product, any replacement cartridge for such device, and any other container of nicotine in a solution or other form intended to be used with or within an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe, or other similar device or product.

(c)(~~b~~) “Nicotine product” means any product that contains nicotine, including liquid nicotine, that is intended for human consumption,

whether inhaled, chewed, absorbed, dissolved, or ingested by any means, but does not include a:

1. Tobacco product, as defined in s. 569.002;
2. Product regulated as a drug or device by the United States Food and Drug Administration under Chapter V of the federal Food, Drug, and Cosmetic Act; or
3. Product that contains incidental nicotine.

(d)(e) “Self-service merchandising” means the open display of nicotine products or nicotine dispensing devices, whether packaged or otherwise, for direct retail customer access and handling before purchase without the intervention or assistance of the retailer or the retailer’s owner, employee, or agent. An open display of such products and devices includes the use of an open display unit.

(2) PROHIBITIONS ON SALE TO *PERSONS UNDER 21 YEARS OF AGE MINORS*.—It is unlawful to sell, deliver, barter, furnish, or give, directly or indirectly, to any person who is under 21 ~~18~~ years of age, any nicotine product or a nicotine dispensing device.

(3) PROHIBITIONS ON GIFTING SAMPLES TO *PERSONS UNDER 21 YEARS OF AGE MINORS*.—The gift of a sample nicotine product or nicotine dispensing device to any person under the age of 21 ~~18~~ by a retailer of nicotine products or nicotine dispensing devices, or by an employee of such retailer, is prohibited.

(4) PENALTIES.—Any person who violates subsection (2) or subsection (3) commits a misdemeanor of the second degree, punishable as provided in s. 775.082 or s. 775.083. However, any person who violates subsection (2) or subsection (3) for a second or subsequent time within 1 year of the first violation commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

(5) AFFIRMATIVE DEFENSES.—A person charged with a violation of subsection (2) or subsection (3) has a complete defense if, at the time the nicotine product or nicotine dispensing device was sold, delivered, bartered, furnished, or given:

- (a) The buyer or recipient falsely evidenced that she or he was 21 ~~18~~ years of age or older;
- (b) The appearance of the buyer or recipient was such that a prudent person would believe the buyer or recipient to be 21 ~~18~~ years of age or older; and
- (c) Such person carefully checked a driver license or an identification card issued by this state or another state of the United States, a passport, or a United States Armed Services identification card presented by the buyer or recipient and acted in good faith and in reliance upon the representation and appearance of the buyer or recipient in the belief that the buyer or recipient was 21 ~~18~~ years of age or older.

(6) PROHIBITIONS ON POSSESSION OF NICOTINE PRODUCTS OR NICOTINE DISPENSING DEVICES BY *PERSONS UNDER 21 YEARS OF AGE MINORS*.—It is unlawful for any person under 21 ~~18~~ years of age to knowingly possess any nicotine product or a nicotine dispensing device. Any person under 21 ~~18~~ years of age who violates this subsection commits a noncriminal violation as defined in s. 775.08(3), punishable by:

- (a) For a first violation, 16 hours of community service or, instead of community service, a \$25 fine. In addition, the person must attend a school-approved anti-tobacco and nicotine program, if locally available;
- (b) For a second violation within 12 weeks of the first violation, a \$25 fine; or
- (c) For a third or subsequent violation within 12 weeks of the first violation, the court must direct the Department of Highway Safety and Motor Vehicles to withhold issuance of or suspend or revoke the person’s driver license or driving privilege, as provided in s. 322.056.

Any second or subsequent violation not within the 12-week time period after the first violation is punishable as provided for a first violation.

(7) PROHIBITION ON MISREPRESENTING AGE.—It is unlawful for any person under 21 ~~18~~ years of age to misrepresent his or her age or military service for the purpose of inducing a retailer of nicotine products or nicotine dispensing devices or an agent or employee of such retailer to sell, give, barter, furnish, or deliver any nicotine product or nicotine dispensing device, or to purchase, or attempt to purchase, any nicotine product or nicotine dispensing device from a person or a vending machine. Any person under 21 ~~18~~ years of age who violates this subsection commits a noncriminal violation as defined in s. 775.08(3), punishable by:

- (a) For a first violation, 16 hours of community service or, instead of community service, a \$25 fine and, in addition, the person must attend a school-approved anti-tobacco and nicotine program, if available;
- (b) For a second violation within 12 weeks of the first violation, a \$25 fine; or
- (c) For a third or subsequent violation within 12 weeks of the first violation, the court must direct the Department of Highway Safety and Motor Vehicles to withhold issuance of or suspend or revoke the person’s driver license or driving privilege, as provided in s. 322.056.

Any second or subsequent violation not within the 12-week time period after the first violation is punishable as provided for a first violation.

(8) PENALTIES FOR *PERSONS UNDER 21 YEARS OF AGE MINORS*.—

(a) A person under 21 ~~18~~ years of age cited for committing a noncriminal violation under this section must sign and accept a civil citation indicating a promise to appear before the county court or comply with the requirement for paying the fine and must attend a school-approved anti-tobacco and nicotine program, if locally available. If a fine is assessed for a violation of this section, the fine must be paid within 30 days after the date of the citation or, if a court appearance is mandatory, within 30 days after the date of the hearing.

(b) A person charged with a noncriminal violation under this section must appear before the county court or comply with the requirement for paying the fine. The court, after a hearing, shall make a determination as to whether the noncriminal violation was committed. If the court finds the violation was committed, it shall impose an appropriate penalty as specified in subsection (6) or subsection (7). A person who participates in community service shall be considered an employee of the state for the purpose of chapter 440, for the duration of such service.

(c) If a person under 21 ~~18~~ years of age is found by the court to have committed a noncriminal violation under this section and that person has failed to complete community service, pay the fine as required by paragraph (6)(a) or paragraph (7)(a), or attend a school-approved anti-tobacco and nicotine program, if locally available, the court must direct the Department of Highway Safety and Motor Vehicles to withhold issuance of or suspend the driver license or driving privilege of that person for 30 consecutive days.

(d) If a person under 21 ~~18~~ years of age is found by the court to have committed a noncriminal violation under this section and that person has failed to pay the applicable fine as required by paragraph (6)(b) or paragraph (7)(b), the court must direct the Department of Highway Safety and Motor Vehicles to withhold issuance of or suspend the driver license or driving privilege of that person for 45 consecutive days.

(9) DISTRIBUTION OF CIVIL FINES.—Eighty percent of all civil penalties received by a county court pursuant to subsections (6) and (7) shall be remitted by the clerk of the court to the Department of Revenue for transfer to the Department of Education to provide for teacher training and for research and evaluation to reduce and prevent the use of tobacco products, nicotine products, or nicotine dispensing devices by children. The remaining 20 percent of civil penalties received by a county court pursuant to this section shall remain with the clerk of the county court to cover administrative costs.

(10) SIGNAGE REQUIREMENTS FOR RETAILERS OF NICOTINE PRODUCTS AND NICOTINE DISPENSING DEVICES.—

(a) Any retailer that sells nicotine products or nicotine dispensing devices shall post a clear and conspicuous sign in each place of business where such products are sold which substantially states the following:

THE SALE OF NICOTINE PRODUCTS OR NICOTINE DISPENSING DEVICES TO PERSONS UNDER THE AGE OF 21 IS AGAINST FLORIDA LAW. PROOF OF AGE IS REQUIRED FOR PURCHASE.

(b) A retailer that sells nicotine products or nicotine dispensing devices shall provide at the checkout counter in a location clearly visible to the retailer or the retailer's agent or employee instructional material in a calendar format or similar format to assist in determining whether a person is of legal age to purchase nicotine products or nicotine dispensing devices. This point of sale material must contain substantially the following language:

IF YOU WERE NOT BORN BEFORE THIS DATE

(insert date and applicable year)

YOU CANNOT BUY NICOTINE PRODUCTS OR NICOTINE DISPENSING DEVICES.

In lieu of a calendar a retailer may use card readers, scanners, or other electronic or automated systems that can verify whether a person is of legal age to purchase nicotine products or nicotine dispensing devices.

(11) SELF-SERVICE MERCHANDISING PROHIBITED.—

(a) A retailer that sells nicotine products or nicotine dispensing devices may not sell, permit to be sold, offer for sale, or display for sale such products or devices by means of self-service merchandising.

(b) A retailer that sells nicotine products or nicotine dispensing devices may not place such products or devices in an open display unit unless the unit is located in an area that is inaccessible to customers.

(c) Paragraphs (a) and (b) do not apply to an establishment that prohibits persons under 21 years of age on the premises.

(12) RESTRICTIONS ON SALE OR DELIVERY OF NICOTINE PRODUCTS OR NICOTINE DISPENSING DEVICES.—

(a) In order to prevent persons under 21 years of age from purchasing or receiving nicotine products or nicotine dispensing devices, the sale or delivery of such products or devices is prohibited, except:

1. When under the direct control, or line of sight where effective control may be reasonably maintained, of the retailer of nicotine products or nicotine dispensing devices or such retailer's agent or employee; or

2. Sales from a vending machine are prohibited under subparagraph 1. and are only permissible from a machine that is equipped with an operational lockout device which is under the control of the retailer of nicotine products or nicotine dispensing devices or such retailer's agent or employee who directly regulates the sale of items through the machine by triggering the lockout device to allow the dispensing of one nicotine product or nicotine dispensing device. The lockout device must include a mechanism to prevent the machine from functioning, if the power source for the lockout device fails or if the lockout device is disabled, and a mechanism to ensure that only one nicotine product or nicotine dispensing device is dispensed at a time.

(b) Paragraph (a) does not apply to an establishment that prohibits persons under 21 years of age on the premises.

(c) A retailer of nicotine products or nicotine dispensing devices or such retailer's agent or employee may require proof of age of a purchaser of such products or devices before selling the product or device to that person.

And the title is amended as follows:

Delete lines 2-53 and insert: An act relating to tobacco and nicotine products; providing a short title; creating s. 163.085, F.S.; defining terms; preempting the establishment of the minimum age for the sale or delivery of tobacco products, nicotine products, or nicotine dispensing devices to the state; providing exceptions; amending s. 210.095, F.S.; deleting the definition of the term "adult"; defining the term "the minimum age for purchase"; conforming provisions to changes made by the act; amending s. 386.212, F.S.; revising the age under which it is unlawful to smoke in, on, or near school property; amending s. 569.002,

F.S.; defining the terms "the minimum age for purchase" and "any person under the minimum age for purchase"; replacing the term "any person under the age of 18" with "any person under the minimum age for purchase"; amending s. 569.007, F.S.; providing that it is unlawful to sell or deliver tobacco products to persons under the minimum age for purchase; providing an exception; amending s. 569.0075, F.S.; revising the age under which the gift of tobacco products to a person by certain entities is prohibited; amending s. 569.008, F.S.; revising legislative intent to reflect that the Legislature intends to prevent the sale of tobacco products to persons under a specified age; conforming provisions to changes made by the act; amending s. 569.101, F.S.; revising the age limitation that applies to the sale, delivery, bartering, furnishing, or giving of tobacco products; conforming provisions to changes made by the act; amending s. 569.11, F.S.; revising the age limitation that applies to possessing tobacco products; revising the age limitation that applies to unlawful misrepresentation of age or military service for certain purposes; conforming provisions 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; amending s. 877.112, F.S.; defining the term "any person under 21 years of age"; revising the age limitations relating to nicotine products and nicotine dispensing devices; conforming provisions to changes made by the act; providing an

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 (123848)** which was adopted:

Amendment 1A (137906)—Delete lines 28-29 and insert: *nicotine dispensing devices is preempted to the state. Nothing in this*

Amendment 1 (123848), as amended, was adopted.

Pursuant to Rule 4.19, **CS for SB 1618**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

CS for SB 816—A bill to be entitled An act relating to environmental regulation; amending s. 403.706, F.S.; requiring counties and municipalities to address the 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; amending s. 403.813, F.S.; prohibiting a local government from requiring from the Department of Environmental Protection further 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 an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 816**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 771** was withdrawn from the Committees on Environment and Natural Resources; Community Affairs; and Appropriations.

On motion by Senator Perry—

CS for CS for HB 771—A bill to be entitled An act relating to environmental regulation; amending s. 403.706, F.S.; requiring counties and municipalities to address the 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; amending s. 403.813, F.S.; prohibiting a local government from requiring from the Department of Environmental Protection further 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. 403.7034, F.S.; prohibiting local government entities from adopting or enforcing local ordinances or regulations relating to single-use plastic straws before a specified date; providing for expiration of the moratorium; re-

quiring the Office of Program Policy Analysis and Government Accountability to conduct a study of local ordinances and regulations restricting or prohibiting the use of single-use plastic straws; providing for the scope of the study; requiring the Office of Program Policy Analysis and Government Accountability to submit a report to the President of the Senate and the Speaker of the House of Representatives by a specified date; providing an effective date.

—a companion measure, was substituted for **CS for SB 816** and 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 Rader moved the following amendment which failed:

Amendment 1 (633638) (with title amendment)—Delete lines 576-585 and insert:

Section 3. *The Office of Program Policy Analysis and Government*

And the title is amended as follows:

Delete lines 18-22 and insert: permitting requirements; requiring

Pursuant to Rule 4.19, **CS for CS for HB 771** was placed on the calendar of Bills on Third Reading.

The Senate resumed consideration of—

CS for CS for SB 1704—A bill to be entitled An act relating to the Department of Financial Services; amending s. 17.56, F.S.; requiring the Division of Treasury to maintain, rather than turn over to the Division of Accounting and Auditing, warrants drawn by the Chief Financial Officer; specifying the timeframe during which such warrants must be maintained; making a technical change; amending ss. 497.263 and 497.266, F.S.; deleting a requirement that trust companies, where certain care and maintenance trust funds may be established, must operate pursuant to ch. 660, F.S.; amending s. 497.376, F.S.; specifying required educational credentials for certain applicants for a combination license as both funeral director and embalmer; amending s. 497.377, F.S.; specifying qualifications for certain applicants for a combination funeral director and embalmer intern license; providing application requirements; specifying limitations on and authorized actions of interns; specifying the expiration of intern licenses; authorizing the licensing authority to adopt certain rules; amending s. 497.380, F.S.; revising requirements for the supervision of licensed funeral establishments by funeral directors in charge; revising establishments a funeral director may be in charge of; revising funeral director licensing requirements for certain establishments; amending s. 497.385, F.S.; revising requirements for the supervision of licensed centralized embalming facilities; amending s. 497.452, F.S.; deleting a requirement that trust companies must operate pursuant to ch. 660, F.S., to be exempt from a certain preneed licensing requirement; amending s. 497.453, F.S.; specifying annual trust reporting requirements for certain preneed licensees or certain groups of preneed licensees; defining the term “Year 1” and “Year 2”; authorizing the department to adopt certain rules; amending s. 497.458, F.S.; deleting a requirement that trust companies must operate pursuant to ch. 660, F.S., to enter into certain revocable trust instruments; amending s. 497.459, F.S.; authorizing preneed licensees, under certain circumstances, to provide certain persons with a written notice of intent to perform under the preneed contract; specifying where such notice must be sent; providing that funds held in trust must be distributed in accordance with the contract terms if certain persons fail to respond to the notice within a certain timeframe; providing construction; amending s. 497.464, F.S.; deleting a requirement that trust companies must operate pursuant to ch. 660, F.S., to act as trustees for certain preneed contract purchasers; amending s. 497.604, F.S.; revising requirements for the supervision of direct disposal establishments; amending s. 497.606, F.S.; revising requirements for the supervision of cinerator facilities; creating s. 553.7921, F.S.; requiring contractors to file a uniform fire alarm permit application with local enforcement agencies under certain circumstances; requiring that such application be submitted with certain other required information; providing that the application may be submitted by certain means if signed by certain persons; specifying information required in the application; amending s. 626.022, F.S.; conforming a

cross-reference; amending s. 626.025, F.S.; conforming a provision to changes made by the act; amending s. 626.175, F.S.; authorizing the department to issue nonrenewable temporary licenses authorizing the appointment of personal lines agents; deleting such authorization for industrial fire or burglary agents; revising circumstances under which the department may issue temporary licenses authorizing the appointment of life agents; specifying circumstances under which the department may issue temporary licenses authorizing the appointment of personal lines agents; prohibiting certain licensees from soliciting, negotiating, or effecting contracts of insurance; amending s. 626.207, F.S.; providing an exception from a disqualification period from licensure as an insurance representative for certain persons found guilty or pleading guilty or nolo contendere to certain felonies; authorizing the department to issue licenses on a probationary period for a certain timeframe; specifying when the probationary period ends; amending s. 626.221, F.S.; specifying that a certain exemption from an examination requirement applies to applicants for an all-lines adjuster license; amending s. 626.2815, F.S.; revising the individuals that are subject to a certain continuing education requirement; amending s. 626.321, F.S.; deleting an examination requirement for an applicant for an industrial fire insurance or burglary insurance license; providing that, beginning on a specified date, the license and appointment may be renewed, but no new or additional licenses may be issued and the license may not be reinstated; deleting an examination requirement for crop hail and multiple peril crop insurance licenses; amending s. 626.471, F.S.; authorizing an appointing entity to provide a termination notice to the appointee by e-mail; providing that the e-mail must be addressed to the appointee’s last e-mail address of record; specifying when notice by e-mail is deemed to have been given; repealing s. 626.521, F.S., relating to credit and character reports; amending s. 626.536, F.S.; deleting a requirement for insurance agencies to report certain administrative actions to the department; amending s. 626.6215, F.S.; adding certain grounds for the department’s discretionary refusal, suspension, or revocation of an insurance agency license; amending s. 626.729, F.S.; revising the definition of the term “industrial fire insurance” relating to burglary insurance; repealing s. 626.7355, F.S., relating to a temporary license as a customer representative pending examination; amending ss. 626.8437 and 626.844, F.S.; revising certain grounds for the denial of, suspension of, revocation of, or refusal to renew licenses or appointments of title insurance agents or agencies; amending s. 626.8732, F.S.; revising qualifications for the issuance of a nonresident public adjuster’s license; amending s. 627.7015, F.S.; requiring mediators in certain property insurance claim mediations to provide a certain written report to certain parties at the conclusion of the mediation; amending s. 633.216, F.S.; conforming a cross-reference; amending s. 633.218, F.S.; deleting a requirement that state-owned or state-leased buildings be identified through use of the United States National Grid Coordinate System; amending s. 633.306, F.S.; specifying requirements for components and parts of installed fire extinguishers and preengineered systems; amending s. 633.312, F.S.; specifying means by which local authorities having jurisdiction may accept inspection reports by contractors inspecting fire hydrants and fire protection systems; requiring the State Fire Marshal to adopt rules implementing a uniform summary inspection report and submission procedures; providing requirements for such report and procedures; amending s. 633.520, F.S.; authorizing the Division of State Fire Marshal to adopt certain rules establishing firefighter employer cancer prevention best practices; amending s. 648.49, F.S.; specifying that reinstatement of a bail bond agent license is contingent upon filing an application with, and approval by, the department; amending s. 717.124, F.S.; increasing the threshold amount of electronically submitted claims under which the department may use alternative identity verification methods; authorizing the department to develop and implement specified identification verification and disbursement processes for certain unclaimed property accounts; authorizing the department to develop processes for certain electronic submissions; specifying requirements for the submission of claims and recordkeeping; authorizing the department to adopt rules; providing an effective date.

—which was previously considered this day.

Pending further consideration of **CS for CS for SB 1704**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for CS for HB 1393** was withdrawn from the Committees on Banking and Insurance; Innovation, Industry, and Technology; and Rules.

On motion by Senator Wright—

CS for CS for CS for HB 1393—A bill to be entitled An act relating to the Department of Financial Services; amending s. 17.56, F.S.; requiring the Division of Treasury to maintain certain warrants rather than turning them over to the Division of Accounting and Auditing; amending s. 497.263, F.S.; revising the requirements for cemetery companies licenses; amending s. 497.266, F.S.; conforming provisions to changes made by the act; amending s. 497.376, F.S.; providing requirements for a combination license as funeral director and embalmer; amending s. 497.377, F.S.; revising the requirements for combination funeral director and embalmer internships; amending s. 497.380, F.S.; revising the requirements for a funeral establishment and the requirements and responsibilities of a funeral director in charge; amending s. 497.385, F.S.; revising the requirements for a licensed embalming facility; amending s. 497.452, F.S.; revising the applicability of specified provisions related to cemeteries; amending s. 497.453, F.S.; providing reporting requirements for certain preneed licensees; amending s. 497.458, F.S.; revising the requirements for the disposition of proceeds received on preneed contracts; amending s. 497.459, F.S.; requiring preneed licensees, under certain circumstances, to provide certain persons with a written notice of intent to distribute funds under the preneed contract; specifying how and where such notice must be sent; providing that funds held in trust must be distributed in accordance with the contract terms if certain persons fail to respond to the notice within a certain timeframe; providing construction; providing rulemaking authority; amending s. 497.464, F.S.; revising the requirements of certain preneed contracts; amending s. 497.604, F.S.; revising the requirements for a direct disposal establishment; amending s. 497.606, F.S.; revising the requirements for a cinerator facility; creating s. 553.7921, F.S.; requiring a contractor to file a fire alarm permit application and receive the permit under certain circumstances; providing requirements for the application; amending s. 626.175, F.S.; revising the requirements for a specified nonrenewable temporary license; revising the types of nonrenewable temporary licenses issued by the Department of Financial Services; amending s. 626.207, F.S.; authorizing disqualified persons meeting specified requirements to reapply for licensure; amending s. 626.221, F.S.; revising the language relating to an exemption from examination for specified license applicants under certain circumstances; amending s. 626.2815, F.S.; deleting provisions requiring certain licensed customer representatives and insurance agents to complete continuation education courses; amending s. 626.321, F.S.; revising the requirements for certain lines insurance licenses; prohibiting issuance or reinstatement of certain lines insurance licenses beginning on a specified date; amending s. 626.471, F.S.; revising the method of delivery of certain notice; amending s. 626.536, F.S.; deleting provisions relating to reporting administrative actions taken against an insurance agency; amending s. 626.6215, F.S.; providing additional grounds for which the department may take specified action against the license of an insurance agency; amending s. 626.729, F.S.; redefining the term “industrial fire insurance”; amending ss. 626.8437 and 626.844, F.S.; specifying grounds for certain administrative actions against licenses or appointments of specified insurance agents or agencies; amending s. 626.8732, F.S.; revising the requirements for nonresident public adjuster’s licenses; amending s. 627.7015, F.S.; requiring mediators to report mediation settlements and settlement amounts to all parties at the close of mediation; amending s. 627.715, F.S.; revising the date on which a surplus lines agent may export a contract or endorsement providing flood coverage to an eligible surplus lines insurer under certain circumstances; amending s. 627.748, F.S.; defining the term “luxury ground transportation network company” or “luxury ground TNC”; authorizing a luxury ground transportation network company to elect to be regulated as a transportation network company; requiring such luxury ground transportation network company to comply with certain requirements; providing that certain provisions apply to such luxury ground transportation network company to a specified extent; amending s. 633.218, F.S.; deleting a provision that requires the identification of specified buildings or space for firesafety purposes; amending s. 633.306, F.S.; providing standards for fire equipment installation; amending s. 633.312, F.S.; specifying the delivery methods of a firesafety inspection report; requiring the State Fire Marshal to adopt rules; amending s. 633.520, F.S.; requiring the Division of State Fire Marshal to adopt rules to establish cancer prevention best practices; amending s. 648.49, F.S.; requiring the department to meet certain requirements when suspending a person’s eligibility to apply for a license or appointment; revising methods for reinstatement of a license, an appointment, or certain eligibility;

amending s. 717.124, F.S.; providing disbursement processes for unclaimed property claims; providing rulemaking authority; repealing ss. 626.521 and 626.7355, F.S., relating to credit and character reports and to a temporary license as customer representative pending examination, respectively; amending ss. 626.022, 626.025, and 633.216, F.S.; conforming cross-references; providing legislative findings; establishing the Florida Blockchain Task Force within the department; requiring the task force to develop a specified master plan; specifying the composition of the task force; specifying duties and procedures of the task force; providing that task force members shall serve without compensation and are not entitled to certain reimbursement; requiring the task force to submit a specified report to the Governor and the Legislature and to make presentations; providing that the task force is entitled to assistance and services of state governmental entities; requiring the department to provide support staff and other assistance to the task force; providing for termination of the task force; providing effective dates.

—a companion measure, was substituted for **CS for CS for SB 1704** and read the second time by title.

Senator Baxley moved the following amendment which was adopted:

Amendment 1 (701988)—Delete lines 275-506 and insert:
licenses, may serve as a funeral director in charge for not more than a total of two of the following: funeral establishments, centralized embalming facilities, direct disposal establishments, or cinerator facilities, as long as the two locations are not more than 75 miles apart as measured in a straight line. ~~The full-time funeral director in charge must have an active license and may not be the full-time funeral director in charge of any other funeral establishment or of any other direct disposal establishment. Effective October 1, 2010, The full-time funeral director in charge must hold an active, valid funeral director license and an active, valid embalmer license, or combination license as a funeral director and an embalmer. However, a funeral director may serve as funeral director in charge without an embalmer license or combination license if the establishment does not have an embalming room on site or may continue as the full-time funeral director in charge without an embalmer or combination license if, as of September 30, 2010:~~

(a) The funeral establishment and the funeral director both have active, valid licenses.

(b) The funeral director is currently the full-time funeral director in charge of the funeral establishment.

(c) The name of the funeral director was included, as required in subsection (4), in the funeral establishment’s most recent application for issuance or renewal of its license or was included in the establishment’s report of change provided under paragraph (12)(c).

Section 7. Paragraph (b) of subsection (2) of section 497.385, Florida Statutes, is amended to read:

497.385 Removal services; refrigeration facilities; centralized embalming facilities.—In order to ensure that the removal, refrigeration, and embalming of all dead human bodies is conducted in a manner that properly protects the public’s health and safety, the licensing authority shall adopt rules to provide for the licensure of removal services, refrigeration facilities, and centralized embalming facilities operated independently of funeral establishments, direct disposal establishments, and cinerator facilities.

(2) **CENTRALIZED EMBALMING FACILITIES.**—In order to ensure that all funeral establishments have access to embalming facilities that comply with all applicable health and safety requirements, the licensing authority shall adopt rules to provide for the licensure and operation of centralized embalming facilities and shall require, at a minimum, the following:

(b) Each licensed centralized embalming facility shall have at least one ~~full-time~~ embalmer in charge. ~~The full-time embalmer in charge must have an active, valid embalmer license or combination license as a funeral director and embalmer and may not be the full-time embalmer in charge, full-time funeral director in charge, or full-time direct disposer in charge of any other establishment licensed under this chapter. A funeral director in charge, with appropriate, active licenses, may serve as a funeral director in charge for not more than a total of two of the following: funeral establishments, centralized embalming facilities, di-~~

rect disposal establishments, or cinerator facilities, as long as the two locations are not more than 75 miles apart as measured in a straight line.

Section 8. Paragraph (b) of subsection (2) of section 497.452, Florida Statutes, is amended, and paragraph (a) of that subsection is republished, to read:

497.452 Preneed license required.—

(2)(a) No person may receive any funds for payment on a preneed contract who does not hold a valid preneed license.

(b) ~~The provisions of Paragraph (a) does do~~ not apply to a trust company operating pursuant to chapter 660, to a national or state bank holding trust powers, or to a federal or state savings and loan association having trust powers which company, bank, or association receives any money in trust pursuant to the sale of a preneed contract.

Section 9. Subsection (8) of section 497.453, Florida Statutes, is amended to read:

497.453 Application for preneed license, procedures and criteria; renewal; reports.—

(8) ANNUAL TRUST REPORTS.—

(a) On or before April 1 of each year, the preneed licensee shall file in the form prescribed by rule a full and true statement as to the activities of any trust established by it pursuant to this part for the preceding calendar year.

(b) Any preneed licensee or group of preneed licensees under common control that in aggregate sold in this state 15,000 or more preneed contracts in the preceding year shall additionally comply with this paragraph.

1. As to each year, which is referred to in this paragraph as “Year 1,” in which any preneed licensee or group of preneed licensees under common control in aggregate sell in this state 15,000 or more preneed contracts, the licensee or licensees shall, during the following year, which is referred to in this paragraph as “Year 2”:

a. Prepare in regard to each such licensee a report of preneed operations in this state in Year 1, on a form prescribed by department rule;

b. Cause and pay for the report to be audited by an independent certified public accounting firm concerning the accuracy and fairness of the presentation of the data provided in the report; and

c. By December 31 of Year 2, provide the report to the division, along with a written and signed opinion of the certified public accounting firm concerning the accuracy and fairness of the presentation of the data reported in the report.

2. The report required under subparagraph 1. shall be prepared and submitted using forms and procedures specified by department rule. The department may adopt rules specifying the format of, and procedures for, the report and the information to be included in the report.

Section 10. Paragraph (c) of subsection (1) of section 497.458, Florida Statutes, is amended to read:

497.458 Disposition of proceeds received on contracts.—

(1)

(c) Such deposits shall be made within 30 days after the end of the calendar month in which payment is received, under the terms of a revocable trust instrument entered into with a trust company ~~operating pursuant to chapter 660~~, with a national or state bank holding trust powers, or with a federal or state savings and loan association holding trust powers.

Section 11. Subsection (7) is added to section 497.459, Florida Statutes, to read:

497.459 Cancellation of, or default on, preneed contracts; required notice.—

(7) NOTICE TO PURCHASER OR LEGALLY AUTHORIZED PERSON.—

(a) To ensure the performance of unfulfilled preneed contracts, upon the occurrence of the earliest of any of the following events, a preneed licensee shall provide to the purchaser or to the beneficiary's legally authorized person written notice of the preneed licensee's intent to distribute funds in accordance with the terms of the preneed contract, if any obligation of the preneed licensee remains to be fulfilled under the contract:

1. Fifty years after the date of execution of the preneed contract by the purchaser.

2. The beneficiary of the preneed contract attains the age of 105 years of age or older.

3. The social security number of the beneficiary of the preneed contract, as shown on the contract, is contained within the United States Social Security Administration Death Master File.

(b)1. The notice in paragraph (a) must be provided by certified mail, registered mail, or permitted delivery service, return receipt requested, to the last known mailing address of the purchaser or the beneficiary's legally authorized person, whichever is applicable, as provided to the preneed licensee. If the notice is returned as undeliverable within 30 calendar days after the preneed licensee sent the notice, the trustee shall perform a diligent search and inquiry to obtain a different address for the purchaser or the beneficiary's legally authorized person, whichever is applicable. For purposes of this subparagraph, any address known and used by the purchaser or the beneficiary's legally authorized person, whichever is applicable, for sending regular mailings or other communications from the purchaser or the beneficiary's legally authorized person, whichever is applicable, to the preneed licensee or any address produced through a current address service or searchable database shall be included with other addresses produced from the diligent search and inquiry, if any. If the trustee's diligent search and inquiry produces an address different from the notice address, the trustee shall mail a copy of the notice by certified mail, registered mail, or permitted delivery service, return receipt requested, to any and all addresses produced as a result of the diligent search and inquiry.

2. If the purchaser or the beneficiary's legally authorized person, whichever is applicable, fails to respond to such notice within 120 days after delivery of the last mailed notice under subparagraph 1., the funds held in trust must be distributed in accordance with the terms of the preneed contract, the trust agreement, and any applicable provisions of chapter 717.

(c) This subsection does not affect a purchaser's rights to cancel the preneed contract and receive a refund or a preneed licensee's obligations to refund established by this chapter.

(d) The licensing authority shall have authority to adopt rules for the review and approval of notice forms used by preneed licensees to provide notice under this subsection.

Section 12. Subsection (2) of section 497.464, Florida Statutes, is amended to read:

497.464 Alternative preneed contracts.—

(2) The contract must require that a trust be established by the preneed licensee on behalf of, and for the use, benefit, and protection of, the purchaser and that the trustee must be a trust company ~~operating pursuant to chapter 660~~, a national or state bank holding trust powers, or a federal or state savings and loan association holding trust powers.

Section 13. Subsection (8) of section 497.604, Florida Statutes, is amended to read:

497.604 Direct disposal establishments, license required; licensing procedures and criteria; license renewal; regulation; display of license.—

(8) SUPERVISION OF FACILITIES.—

(a) ~~Effective October 1, 2010~~, Each direct disposal establishment shall have a ~~one full time licensed~~ funeral director acting as the direct

~~disposer~~ in charge, *subject to s. 497.380(7)*. However, a licensed direct disposer may continue acting as the direct disposer in charge; if, as of September 30, 2010:

1. The direct disposal establishment and the licensed direct disposer both have active, valid licenses.

2. The licensed direct disposer is currently acting as the direct disposer in charge of the direct disposal establishment.

3. The name of the licensed direct disposer was included, as required in paragraph (2)(c), in the direct disposal establishment's most recent application for issuance or renewal of its license or was included in the establishment's notice of change provided under subsection (7).

(b) The ~~licensed~~ funeral director *in charge* or ~~licensed~~ direct disposer in charge of a direct disposal establishment must be reasonably available to the public during normal business hours for the establishment ~~and may be in charge of only one direct disposal establishment~~. The ~~licensed~~ funeral director *in charge* or ~~licensed~~ direct disposer in charge of the establishment is responsible for making sure the facility, its operations, and all persons employed in the facility comply with all applicable state and federal laws and rules. *A funeral director in charge, with appropriate, active licenses, may serve as a funeral director in charge for not more than a total of two of the following: funeral establishments, centralized embalming facilities, direct disposal establishments, or cinerator facilities, as long as the two locations are not more than 75 miles apart as measured in a straight line.*

Section 14. Subsection (8) of section 497.606, Florida Statutes, is amended to read:

497.606 Cinerator facility, licensure required; licensing procedures and criteria; license renewal; regulation.—

(8) SUPERVISION OF FACILITIES.—Each cinerator facility shall have ~~a one full-time licensed~~ direct disposer *in charge* or ~~a licensed~~ funeral director in charge for that facility. ~~Such person may be in charge of only one facility~~. Such ~~licensed~~ funeral director *in charge* or ~~licensed~~ direct disposer *in charge* shall be responsible for making sure the facility, its operations, and all persons employed in the facility comply with all applicable state and federal laws and rules. *A funeral director in charge, with appropriate, active licenses, may serve as a funeral director in charge for not more than a total of two of the following: funeral establishments, centralized embalming facilities, direct disposal establishments, or cinerator facilities, as long as the two locations are not more than 75 miles apart as measured*

Senator Wright moved the following amendment which was adopted:

Amendment 2 (697136) (with title amendment)—Delete lines 920-967.

And the title is amended as follows:

Delete lines 76-88 and insert: mediation;

Senator Gruters moved the following amendment which was adopted:

Amendment 3 (141036)—Delete lines 1308-1323 and insert:

(b) *The task force shall consist of 13 members. Membership shall be as follows:*

1. *Three agency heads or executive directors of cabinet agencies, or their designees, appointed by the Governor.*

2. *Four members of the public or private sector with knowledge and experience in blockchain technology, appointed by the Governor.*

3. *Three members from the public or private sector with knowledge and experience in blockchain technology, appointed by the Chief Financial Officer.*

4. *One member from the private sector with knowledge and experience in blockchain technology, appointed by the President of the Senate.*

5. *One member from the private sector with knowledge and experience in blockchain technology, appointed by the Speaker of the House of Representatives.*

6. *One certified public accountant licensed pursuant to chapter 473 with knowledge and experience in blockchain technology, appointed by the Governor.*

Pursuant to Rule 4.19, **CS for CS for CS for HB 1393**, as amended, was placed on the calendar of Bills on Third Reading.

THE PRESIDENT PRESIDING

SPECIAL RECOGNITION

Senator Gibson recognized Senator Farmer who celebrated his birthday this day.

MOTIONS

On motion by Senator Benacquisto, 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 Tuesday, April 30, 2019.

On motion by Senator Benacquisto, the rules were waived and all bills remaining or temporarily postponed 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 Monday, April 29, 2019: CS for CS for SB 92, CS for CS for SB 302, CS for CS for SB 464, CS for CS for SB 536, CS for SB 630, CS for SB 718, CS for CS for SB 722, CS for SB 728, CS for CS for SB 772, CS for SB 816, CS for CS for SB 892, CS for SB 980, CS for SB 990, CS for SB 1164, CS for CS for SB 1432, CS for SB 1618, CS for CS for SB 1650, SB 7020, CS for SB 7024, SB 7032, SB 7044, SB 7082.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Kathleen Passidomo, Majority Leader
Audrey Gibson, Minority Leader

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 189, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Education Committee, Higher Education Appropriations Subcommittee, PreK-12 Innovation Subcommittee and Representative(s) Zika, Valdes, Altman, Andrade, Duggan, Mariano, McClure, Sabatini—

CS for CS for CS for HB 189—A bill to be entitled An act relating to postsecondary education for secondary students; amending s. 1007.27, F.S.; establishing reporting requirements for postsecondary institutions participating in dual enrollment programs; amending s. 1007.271, F.S.; prohibiting district school boards and Florida College System institutions from limiting participation in dual enrollment programs; providing an exemption from such prohibition; requiring a certain statement to include specified postsecondary course information; requiring, rather than authorizing, instructional materials to be made available to certain dual enrollment students free of charge; providing additional funding to certain public postsecondary institutions that provide dual enrollment courses using technology; requiring the inclusion of provi-

sions relating to the establishment of early college programs in an articulation agreement; requiring private school articulation agreements to prohibit certain costs from being passed along to private school students and private schools; amending s. 1007.273, F.S.; providing additional options for students participating in an early college program; revising the requirements for an early college program; prohibiting certain entities from limiting the number of students who may participate in an early college program; revising early college program student performance contract requirements; requiring each district school board to post specified information on its website about the early college program; authorizing a charter school or a private school to establish an early college program; providing an appropriation; providing an effective date.

—was referred to the Committees on Education; and Appropriations.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 253 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Children, Families & Seniors Subcommittee and Representative(s) Gottlieb, Newton, Casello, Cortes, J., Duran, Eskamani, Fernandez-Barquin, Geller, Good, Hattersley, Hogan Johnson, Killebrew, LaMarca, Omphroy, Polo, Polsky, Silvers, Smith, C., Smith, D., Webb, Williams—

CS for HB 253—A bill to be entitled An act relating to the Independent Living Task Force; creating s. 420.5075, F.S.; establishing the Independent Living Task Force within the Florida Housing Finance Corporation; providing for duties, membership, and meetings of the task force; requiring the task force to submit a report to the Governor and Legislature by a specified date; providing for expiration of the task force; providing an effective date.

—was referred to the Committees on Children, Families, and Elder Affairs; Governmental Oversight and Accountability; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 533, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Oversight, Transparency & Public Management Subcommittee and Representative(s) Payne—

CS for HB 533—A bill to be entitled An act relating to the disposition of surplus funds by candidates; amending s. 106.141, F.S.; prohibiting a candidate from donating surplus funds to a charitable organization that employs the candidate; providing an effective date.

—was referred to the Committees on Ethics and Elections; Governmental Oversight and Accountability; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1203 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Gregory—

CS for HB 1203—A bill to be entitled An act relating to the Lakewood Ranch Stewardship District, Manatee and Sarasota Counties; amending ch. 2005-338, Laws of Florida, as amended; revising the boundaries of the Lakewood Ranch Stewardship 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 Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1249 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Oversight, Transparency & Public Management Subcommittee and Representative(s) Overdorf, Roach—

CS for CS for HB 1249—A bill to be entitled An act relating to public records; amending s. 409.175, F.S.; providing an exemption from public records requirements for certain identifying information of certain foster parent applicants and licensed foster parents, and the spouses, minor children, and other adult household members thereof; providing for retroactive application of the exemption; providing an exception to the exemption under certain circumstances; 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 Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 1299, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Commerce Committee, State Affairs Committee, Business & Professions Subcommittee and Representative(s) Roach—

CS for CS for CS for HB 1299—A bill to be entitled An act relating to governmental powers; amending s. 163.31801, F.S.; prohibiting a local governmental entity from authorizing its district school board's impact fee under certain circumstances; amending s. 166.045, F.S.; prohibiting a municipality from purchasing specified real properties under certain circumstances; amending s. 171.042, F.S.; prohibiting a municipality from annexing specified areas under certain circumstances; amending s. 210.03, F.S.; prohibiting a municipality from levying or collecting specified taxes on certain products and devices after a specified date; creating s. 210.305, F.S.; prohibiting a municipality from levying or collecting specified taxes on certain products and devices after a specified date; amending s. 252.363, F.S.; revising the circumstances under which a state of emergency declaration tolls and extends the remaining period for certain permits and authorizations; amending s. 400.23, F.S.; prohibiting a municipality, county, or other local governmental entity from imposing additional requirements for maximum fuel supply or safe temperature and cooling requirements related to the comprehensive emergency management plan of nursing homes and related care facilities; creating s. 403.7034, F.S.; providing definitions; preempting the regulation of single-use plastic straws to the state; amending s. 429.41, F.S.; requiring the comprehensive emergency management plan of assisted living facilities to address the facilities' ability to maintain indoor air temperatures within specified temperatures under certain circumstances; authorizing assisted living facilities to exceed minimum square footage requirements under certain circumstances; specifying that the county has review and approval authority over the comprehensive emergency management plan; specifying submittal timeframe for the plan; extending the compliance deadline to a specified date; providing facility requirements in a declared state of emergency under certain circumstances; prohibiting a municipality, county, or other local governmental entity from imposing additional requirements for maximum fuel supply or safe temperature and cooling requirements related to the comprehensive emergency management plan of assisted care communities; amending s. 499.002,

F.S.; preempting the regulation of over-the-counter proprietary drugs and cosmetics to the state; amending s. 526.143, F.S.; preempting the establishment of the requirements for alternate generated power sources to the state and to the Division of Emergency Management; amending s. 569.008, F.S.; revising the legislative intent; revising the training program requirements for the tobacco products dealer's employees; revising the model training program developed by the Division of Alcoholic Beverages and Tobacco; preempting the establishment of the minimum age for the sale, purchase, or delivery of tobacco products, nicotine products, and nicotine dispensing devices to the state; preempting the regulation of the marketing of such products and devices to the state; providing an effective date.

—was referred to the Committees on Commerce and Tourism; and Rules.

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1349, as amended, and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Health & Human Services Committee, Health Market Reform Subcommittee and Representative(s) Good—

CS for CS for HB 1349—A bill to be entitled An act relating to assisted living facilities; amending s. 429.02, F.S.; revising and providing definitions; amending s. 429.07, F.S.; conforming a cross-reference; amending s. 429.11, F.S.; prohibiting a county or municipality from issuing a business tax receipt, rather than an occupational license, to an assisted living facility under certain circumstances; amending s. 429.176, F.S.; revising administrative notice of change as it relates to educational requirements; amending s. 429.23, F.S.; requiring a facility to initiate an investigation of an adverse incident and provide a report of such investigation to the Agency for Health Care Administration within specified timeframes; revising requirements for monthly liability claim report; amending s. 429.255, F.S.; authorizing a facility resident or other persons to contract with a third party under certain circumstances; providing third party reporting requirements; amending s. 429.256, F.S.; revising types of medications that may be self-administered; amending acts which are considered assistance with self-administration of medication; amending s. 429.26, F.S.; including medical examinations within criteria used for admission to an assisted living facility; providing specified criteria for determinations of appropriateness for admission and continued residency at an assisted living facility; defining the term "bedridden"; requiring that a resident receive a medical examination within a specified timeframe after admission to a facility; requiring that such examination be recorded on a specified form; providing minimum requirements for such form; revising provisions relating to the placement of residents by the Department of Elderly Affairs or the Department of Children and Families; requiring a facility to notify a resident's representative or designee of the need for health care services and requiring the facility to assist with the arrangement of such services under certain circumstances; removing provisions relating to the retention of certain residents in a facility; amending s. 429.28, F.S.; revising residents' rights relating to a safe and secure living environment; providing specified notice requirements for relocation; amending s. 429.41, F.S.; revising legislative intent; removing provisions relating to firesafety requirements; removing an obsolete provision; requiring, rather than authorizing, the Agency for Health Care Administration to use an abbreviated biennial standard licensure inspection; revising the criteria under which a facility must be fully inspected; revising provisions requiring the agency to develop key quality-of-care standards; deleting requirement relating to submission of proposed rules to the legislature; creating s. 429.435, F.S.; providing uniform firesafety standards and requirements for assisted living facilities; amending s. 429.52, F.S.; revising provisions relating to facility staff training requirements; requiring the Department of Elderly Affairs to establish core training requirements for facility administrators; providing a minimum required score for passage of the core competency test; revising the training and continuing education requirements for

facility staff assisting residents with the self-administration of medications; revising provisions relating to the responsibilities of the Department of Elderly Affairs and the Agency for Health Care Administration regarding training; requiring the Department of Elderly Affairs to contract with another entity to administer the competency test; requiring the department to adopt a curriculum outline to be used by core trainers; 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 Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7125 and requests the concurrence of the Senate.

Jeff Takacs, Clerk

By Appropriations Committee, Judiciary Committee and Representative(s) Renner, Daniels, Beltran, Donalds, Hart, McClain, Pritchett, Roth, Sirois, Valdes, Williams—

CS for HB 7125—A bill to be entitled An act relating to public safety; amending s. 16.555, F.S.; providing for reallocation of unencumbered funds returned to the Crime Stoppers Trust Fund; specifying permissible uses for funds awarded to counties from the trust fund; creating s. 16.557, F.S.; providing definitions; providing criminal penalties for disclosure of privileged communications or protected information or information concerning such communications or information; providing exceptions; amending s. 212.15, F.S.; increasing threshold amounts for certain theft offenses; amending s. 322.01, F.S.; providing a definition; amending s. 322.055, F.S.; reducing the length of driver license revocation for possession or sale of, trafficking in, or conspiracy to possess, sell, or traffic in a controlled substance; deleting provisions authorizing a driver to petition the Department of Highway Safety and Motor Vehicles for restoration of his or her driving privilege; amending s. 322.056, F.S.; reducing 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 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; deleting provisions authorizing a driver to petition the Department of Highway Safety and Motor Vehicles for restoration of his or her driving privilege; 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. 322.24, F.S.; extending penalties to a person who was never issued a driver license; creating s. 322.75, F.S.; requiring each clerk of court to establish a Driver License Reinstatement Days program for reinstating suspended driver licenses in certain circumstances; providing duties of the clerks of the circuit courts and the Department of Highway Safety and Motor Vehicles; authorizing such clerks to compromise on or waive certain fees and costs; providing eligibility requirements; amending s. 394.47891, F.S.; revising the list of individuals who, if charged or convicted of certain criminal offenses, may participate in a Military Veterans and Servicemembers Court Program under certain circumstances; amending s. 394.917, F.S.; revising the duties of the Department of Children and Families concerning criminal offenders designated as sexually violent predators; amending s. 397.334, F.S.; conforming provisions to changes made in the act; amending s. 455.213, F.S.; conforming a cross-reference; requiring the Department of Business and Professional Regulation or the applicable 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 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 department or applicable board from basing a denial of a license application solely on the applicant's current confinement or supervision; authorizing the department or applicable board to stay the issuance of an approved license under certain circumstances; requiring the de-

partment or applicable board to verify an applicant's release with the Department of Corrections or other applicable authority; providing requirements for the appearance of certain applicants at certain meetings; requiring the department or applicable board to provide an annually updated list on its website specifying how certain crimes affect an applicant's eligibility for licensure; providing that certain information be identified for each crime on the list; requiring such list be available to the public upon request; amending s. 474.2165, F.S.; authorizing a veterinarian to report certain suspected criminal violations without notice to or authorization from a client; providing an exception; amending s. 489.126, F.S.; providing a just cause defense for criminal offenses and disciplinary violations; providing an inference; deleting an intent requirement for contractor offenses; revising elements of offenses; revising criminal penalties for contractor offenses; amending s. 489.553, F.S.; prohibiting the conviction of a crime from being grounds for the denial of registration after a specified time has passed under certain circumstances; defining the term "conviction"; authorizing a person to apply for registration before his or her lawful release from confinement or supervision; prohibiting the Department of Business and Professional Regulation from charging an applicant who is confined or under supervision additional fees; prohibiting the applicable board from basing the denial of registration solely on the applicant's current confinement or supervision; authorizing the board to stay the issuance of an approved registration under certain circumstances; requiring the board to verify an applicant's release with the Department of Corrections or other applicable authority; providing requirements for the appearance of certain applicants at certain meetings; requiring the applicable board to provide a quarterly updated list on its website specifying how certain crimes may affect an applicant's eligibility for registration; providing that certain information be identified for each crime on the list; requiring such list be available to the public upon request; amending s. 500.451, F.S.; abolishing mandatory minimum sentence for the sale of horse meat for human consumption; amending s. 509.151, F.S.; increasing threshold amounts for certain theft offenses; amending s. 562.11, F.S.; deleting provisions 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. 562.111, F.S.; removing the mandatory driver license suspension requirement for conviction of possession of alcohol by a person younger than 21 years of age; amending s. 562.27, F.S.; reducing the offense severity of certain crimes related to the possession of a still or related apparatus; amending s. 562.451, F.S.; reducing the offense severity for possession of one or more gallons of certain liquors; 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, a court to direct the Department of Highway Safety and Motor Vehicles to withhold issuance of or suspend a person's driver license or driving privilege for certain violations; amending s. 713.69, F.S.; increasing thresholds for certain theft offenses; amending s. 775.082, F.S.; specifying that certain offenders released from incarceration from county detention facilities qualify as prison releasee reoffenders; amending s. 784.046, F.S.; prohibiting attorney fees in cases seeking an injunction for protection against repeat, dating, or sexual violence; amending s. 784.048, F.S.; revising the definition of the term "cyberstalk"; providing criminal penalties; amending s. 784.0485, F.S.; prohibiting attorney fees in cases seeking an injunction for protection against stalking; amending s. 784.049, F.S.; revising legislative findings; revising definitions; providing that sexual cyberharassment includes dissemination of an image through electronic means other than publication on a website; requiring that a person have a reasonable expectation of privacy in an image for the publication or dissemination of the image to qualify as sexual cyberharassment; providing that certain actions do not eliminate such an expectation of privacy; amending s. 790.052, F.S.; specifying that certain law enforcement and correctional officers meet the definition of "qualified law enforcement officer" for the purposes of qualifying for certain rights during off-duty hours; specifying that certain persons meet the definition of "qualified retired law enforcement officer" for the purposes of qualifying for certain rights during off-duty hours; amending s. 790.22, F.S.; authorizing, rather than requiring, a court to withhold issuance of or suspend a person's driver license or driving privilege for a minor who possesses or uses a firearm in certain circumstances; amending s.

800.09, F.S.; revising the definition of the term "employee"; prohibiting certain lewd or lascivious acts in the presence of county correctional personnel; providing criminal penalties; amending s. 806.13, F.S.; authorizing, rather than requiring, a court to withhold issuance of or suspend a person's driver license or driving privilege for committing criminal mischief by a minor; amending s. 812.014, F.S.; increasing threshold amounts for certain theft offenses; adding utility services to the list of items the theft of which constitutes a felony of the third degree; amending s. 812.015, F.S.; increasing threshold amounts for certain theft offenses; revising requirements for aggregation of retail thefts; amending s. 812.0155, F.S.; removing a court's authority to suspend a driver license for a misdemeanor theft adjudication of guilt for a person 18 years of age or older; allowing a court to suspend a driver license for a person 18 years of age or younger as an alternative to other possible sentences; amending s. 815.03, F.S.; revising the definition of the term "access" for purposes of provisions relating to computer crimes; amending s. 815.06, F.S.; revising conduct constituting an offense against users of computers, computer systems, computer networks, or electronic devices; providing criminal penalties; amending s. 817.413, F.S.; increasing threshold amounts for certain theft offenses; amending s. 831.28, F.S.; criminalizing possession of a counterfeit instrument with intent to defraud; 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; prohibiting a person from knowingly having in his or her possession, custody, or control an obscene, child-like sex doll; providing criminal penalties; amending s. 849.01, F.S.; reducing the offense severity of certain crimes relating to keeping a gambling house or possessing certain gambling apparatuses; amending s. 877.112, F.S.; removing driver license revocation or suspension as a penalty for certain offenses involving nicotine products; amending s. 893.135, F.S.; revising threshold amounts for trafficking in hydrocodone; amending s. 900.05, F.S.; revising and providing definitions; revising and providing data required to be collected and reported to the Department of Law Enforcement by specified entities; requiring the Department of Law Enforcement to publish data received from reporting agencies by a specified date; imposing penalties on reporting agencies for noncompliance with data reporting requirements; declaring information that is confidential and exempt upon collection by a reporting agency remains confidential and exempt when reported to the department; amending s. 921.0022, F.S.; conforming provisions of the offense severity ranking chart of the Criminal Punishment Code to changes made by the act; ranking introduction, or possession of, a cellular telephone or other portable communication device on county detention facility grounds; creating s. 943.0578, F.S.; establishing eligibility criteria for expunction of a criminal history record by a person found to have acted in lawful self-defense; requiring the Department of Law Enforcement to issue a certificate of eligibility for expunction if specified criteria are fulfilled; specifying requirements for a petition to expunge; creating a penalty for providing false information on such petition; requiring the department to adopt rules relating to a certificate of expunction for lawful self-defense; amending s. 943.0581, F.S.; clarifying administrative expunction applies to criminal history records resulting from an arrest made contrary to law or by mistake; creating s. 943.0584, F.S.; providing a definition; specifying criminal history records which are ineligible for court-ordered expunction or court-ordered sealing; amending s. 943.0585, F.S.; providing eligibility criteria for court-ordered expunction of a criminal history record; requiring the Department of Law Enforcement to issue a certificate of eligibility to petitioners meeting eligibility criteria; specifying requirements for a petition for court-ordered expunction; specifying a court's authority to expunge criminal history records; specifying the process for a petition to expunge a criminal history record; specifying the process following the issuance of an order to expunge a criminal history record; specifying the effect of an order to expunge a criminal history record; amending s. 943.059, F.S.; providing eligibility criteria for court-ordered sealing of a criminal history record; requiring the department to issue a certificate of eligibility to petitioners meeting eligibility criteria; specifying requirements for a petition for court-ordered sealing; specifying a court's authority to seal criminal history records; specifying the process for a petition to seal a criminal history record; specifying the effect of an

order to seal a criminal history record; creating s. 943.0595, F.S.; requiring the Department of Law Enforcement to adopt rules to implement administrative sealing of specified criminal history records; providing eligibility criteria for administrative sealing of criminal history records; specifying ineligible criminal history records; providing for an unlimited number of times a person with an eligible criminal history record may receive administrative sealing; requiring the clerk of court to transmit a certified copy of an eligible criminal history record to the department upon the resolution of a criminal case; specifying that the effect of automatic sealing is the same as court-ordered sealing; amending s. 943.325, F.S.; revising legislative findings relating to the use of the DNA database; amending s. 943.6871, F.S.; declaring information received by the Department of Law Enforcement from a reporting agency that is confidential and exempt upon collection remains confidential and exempt; requiring the Criminal and Juvenile Justice Information Systems Council to develop specifications for a uniform arrest affidavit; providing requirements for the specifications; requiring the council to develop specifications for a uniform criminal charge and disposition statute crosswalk table and uniform criminal disposition and sentencing crosswalk table; requiring the department to procure the affidavit and statute crosswalk tables by a certain date; requiring law enforcement agencies to use the uniform arrest affidavit and other agencies to use the statute crosswalk tables by a certain date; amending s. 944.40, F.S.; including escape while on furlough in the offense of escape; providing criminal penalties; amending s. 944.47, F.S.; providing enhanced penalties for offenses involving introduction of contraband in correctional facilities when committed by correctional facility employees; amending s. 944.704, F.S.; requiring transition assistance staff to provide job assignment credentialing and industry certification information to inmates prior to release; authorizing the Department of Corrections to increase the number of employees serving as a transition specialist and employment specialist; amending s. 944.705, F.S.; requiring the department to establish a telephone hotline for released offenders; requiring the department to provide a comprehensive community reentry resource directory to each inmate before release; requiring the department to use certain programming data to notify inmates about reentry resources before release; requiring the department to allow nonprofit faith-based, business and professional, civic, and community organizations to apply to be registered to provide inmate reentry services; requiring the department to adopt policies for screening, approving, and registering organizations that apply; authorizing the department to contract with public or private educational institutions to assist veteran inmates in applying for certain benefits; authorizing the department to contract with public or private organizations to establish transitional employment programs that provide employment opportunities to recently released inmates; requiring the department to adopt rules; amending s. 944.801, F.S.; authorizing the department to expand the use of job assignment credentialing and industry certifications; requiring the department to develop a Prison Entrepreneurship Program and adopt procedures for inmate admission; specifying program requirements; requiring the department to enter into agreements with certain entities to carry out duties associated with the program; amending s. 948.001, F.S.; revising the definition of administrative probation; authorizing a court to order an offender into administrative probation; amending s. 948.013, F.S.; specifying when the Department of Corrections may transfer an offender to administrative probation; amending s. 948.04, F.S.; requiring a court to early terminate a term of probation or convert the term to administrative probation under certain circumstances; allowing a court to continue reporting probation upon making written findings; amending s. 948.05, F.S.; requiring the Department of Corrections to implement a graduated incentives program for probationers and offenders on community control; authorizing the department to issue certain incentives without leave of court; amending s. 948.06, F.S.; requiring a court to modify or continue a probationary term under certain circumstances; requiring each judicial circuit to establish an alternative sanctioning program; defining low- and moderate-risk level technical violations of probation; establishing permissible sanctions for low- and moderate-risk violations of probation under the program; establishing eligibility criteria; authorizing a probationer who allegedly committed a technical violation to waive participation in or elect to participate in the program, admit to the violation, agree to comply with the recommended sanction, and agree to waive certain rights; requiring a probation officer to submit the

recommended sanction and certain documentation to the court if the probationer admits to committing the violation; authorizing the court to impose the recommended sanction or direct the department to submit a violation report, affidavit, and warrant to the court; authorizing a probation officer to submit a violation report, affidavit, and warrant to the court in certain circumstances; amending s. 948.08, F.S.; expanding eligibility criteria for pretrial substance abuse education programs to include a person with two or fewer convictions for nonviolent felonies; revising the list of individuals who, if charged with certain felonies, are eligible for voluntary admission into a pretrial veterans' treatment intervention program under certain circumstances; creating s. 948.081, F.S.; authorizing community court programs; amending s. 948.16, F.S.; revising the list of individuals who, if charged with certain misdemeanors, are eligible for voluntary admission into a misdemeanor pretrial veterans' treatment intervention program under certain circumstances; amending s. 948.21, F.S.; revising the list of individuals who, if probationers or community controllees, may be required to participate in a certain treatment program under certain circumstances; providing program criteria; amending s. 951.22, F.S.; providing an exception to a prohibition on contraband for certain legal documents; prohibiting introduction into or possession of certain cellular telephones or other portable communication devices on the grounds of any county detention facility; providing criminal penalties; amending s. 958.04, F.S.; revising the criteria authorizing 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; amending s. 960.07, F.S.; increasing the timeframe for filing a crime victim compensation claim; providing an extension for good cause for a specified period; increasing the timeframe for a victim or intervenor who was under the age of 18 at the time of the crime to file a claim; provides an extension for good cause of 2 additional years; increasing the timeframe for filing a claim for victim compensation for a victim of a sexually violent offense; amending s. 960.13, F.S.; increasing the timeframe for prompt reporting of a crime to be eligible for a victim compensation award; amending s. 960.195, F.S.; increasing the timeframe for reporting a criminal or delinquent act resulting in property loss of an elderly person or disabled adult; amending s. 960.196, F.S.; increasing the timeframe to report certain human trafficking offenses to be eligible for a victim relocation assistance award; providing an extension for good cause; amending s. 985.557, F.S.; repealing provisions requiring the mandatory direct filing of charges in adult court against juveniles in certain circumstances; amending s. 985.565, F.S.; conforming provisions to changes made by the act; providing effective dates.

—was referred to the Committees on Judiciary; and Rules.

RETURNING MESSAGES — FINAL ACTION

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendment(s) and passed CS/HB 19, as amended.

Jeff Takacs, Clerk

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendment(s) and passed CS/HB 21, as amended.

Jeff Takacs, Clerk

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendment(s) and passed CS/CS/HB 23, as amended.

Jeff Takacs, Clerk

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendment(s) and passed CS/HB 49, as amended.

Jeff Takacs, Clerk

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendment(s) and passed CS/HB 107, as amended.

Jeff Takacs, Clerk

The Honorable Bill Galvano, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendment(s) and passed CS/HB 843, as amended.

Jeff Takacs, Clerk

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 26 was corrected and approved.

CO-INTRODUCERS

Senator Rodriguez—CS for CS for SB 892

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 2:19 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Tuesday, April 30 or upon call of the President.

SENATE PAGES

April 29-May 3, 2019

Malia Brown, Tallahassee; Aziza Davis, Tallahassee; Elon Davis, Tallahassee; Ja'Keysiya Denson, Monticello; Timothy Glass, Tallahassee; Christian Keiter, Orange Park; Kalell Lovely, Princeton; Octavio Nunez, Davie; Ethan Nunn, Valrico; Joe Perry, Moore Haven; David Perry, Moore Haven; Alexis Poppell, Tallahassee; Harley Ramba, Tallahassee; Wilson Roberts, Tallahassee; Abigail Snodgrass, Tallahassee; Joseph Stokes, Palm Bay

JOURNAL OF THE SENATE

REGULAR SESSION

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JOURNAL OF THE SENATE

**SENATE BILLS, RESOLUTIONS, AND MEMORIALS BY NUMBER
WITH SUBJECT, INTRODUCER, AND DISPOSITION**

**REGULAR SESSION
March 5 through May 4, 2019**

(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	<p>2 Florida Statutes (Benacquisto) (FR)35, (CR)159, (BA) 176, (CR)186, 304, 321 Ch. 2019-2</p> <p>4 Florida Statutes (Benacquisto) (FR)36, (CR)159, (BA)176, 177, (CR)186, 304, 321 Ch. 2019-3</p> <p>6 Florida Statutes (Benacquisto) (FR)36, (CR)159, (BA) 177, (CR)186, 304, 321 Ch. 2019-4</p> <p>8 Florida Statutes (Benacquisto) (FR)36, (CR)159, (BA) 177, (CR)186, 304, 321 Ch. 2019-5</p> <p>10 Not Used</p> <p>12 Not Used</p> <p>14 Not Used</p> <p>16 Not Used</p> <p>18 Not Used</p> <p>20 Not Used</p> <p>22 WNI</p> <p>24 Relief of the Estate of Eric Scot Tenner by the Miami-Dade County Board of County Commissioners (Judiciary and others) (FR)36, (CR)186, (CR)195, (CS)238, (CR)280, (CR)325, (BA)339, (CR)342, (CO)348, (BA)361</p> <p>26 Relief of Barney Brown by the State of Florida (Thurston) (FR)36 DSC</p> <p>28 Relief of Kareem Hawari by the Osceola County School Board (Mayfield) (FR)36 DSC</p> <p>30 WNI</p> <p>32 WNI</p> <p>34 Relief of Robert Alan Smith by Orange County (Governmental Oversight and Accountability and others) (FR)36, (CR)186, (CR)195, (CS)238, (CR)312, (CS/CS)313, (CR)343, (BA)651, (CR)765</p> <p>36 Relief of Shuler Limited Partnership by the Florida Forest Service of the Department of Agriculture and Consumer Services (Montford) (FR)36 DSC</p> <p>38 Relief of Jane Doe by the School Board of Miami-Dade County (Judiciary and Thurston) (FR)37, (CR)280, (CR)284, (CS)314, (CR)342, (CR)451, (BA)617, (CR)646</p> <p>40 Relief of Ruth Arizpe by the Palm Beach County Board of County Commissioners (Taddeo) (FR)37 DSC</p> <p>42 Relief of Dominguez by Hillsborough County (Judiciary and Taddeo) (FR)37, (CR)186, (CR)195, (CS)238, (CR)280, (CR)379, (BA)407, (CR)413</p> <p>44 WNI</p>	SB	<p>46 Relief of Justin Williamson by the St. Johns County School District (Gibson) (FR)37 DSC</p> <p>48 Relief of Marcus Button by the Pasco County School Board (Gibson) (FR)37 DSC</p> <p>50 Relief of the Estate of Danielle Maudsley by the Department of Highway Safety and Motor Vehicles (Gibson) (FR)37 DSC</p> <p>52 Relief of Former Employees of Fairfax Street Wood Treeters by the State of Florida (Gibson) (FR)37 DSC</p> <p>54 Possession of Real Property (Rouson and Berman) (FR)37 DSC</p> <p>56 Presidential Preference Primary (Thurston) (FR)37 DSC</p> <p>58 Contempt and Disorderly Conduct Before a Legislative Committee (Judiciary and Book) (FR)37, (CS)149, (CR)159 DSC</p> <p>60 Tax Exemption for Diapers and Incontinence Products (Book and others) (FR)38, (CR)158, (CR)325 DSC</p> <p>62 Students with Disabilities in Public Schools (Education and Book) (FR)38, (CR)195, (CS)238 DSC</p> <p>64 Transportation Facility Designations/Officer Lance Christian Whitaker Highway (Gibson and Bean) (FR)38, (CR)158, (CR)187, (BA)253, (CR)255, (CR)256, (BA)275, 378, 419 Ch. 2019-170</p> <p>66 Drinking Water in Public Schools () (FR)38, (CO)273, (CR)312, (CO)330, (CO)649 DSC</p> <p>68 Transportation Disadvantaged (Book) (FR)38 DSC</p> <p>70 State Funds (Mayfield and others) (FR)38, (CO)767 DSC</p> <p>72 Alligator Alley Toll Road (Passidomo and Hooper) (FR)38, (CR)158, (CR)187, (CR)283, 651, (CR)765, (MO)765 DCS</p>
		SJR	<p>74 Single-subject Limitation for Constitution Revision Commission Proposals (Bradley and others) (FR)38, (CR)158, (CR)159, (CR)195, (BA)253, (CR)255, (CO)264, (BA)275, 276, (CO)304 DM</p>
		SB	<p>76 Driving While Using a Wireless Communications Device (Rules and others) (FR)38, (CS)149, (CR)160, (CR)187, (CS/CS)229, (CR)266, (CS/CS/CS)287, (CR)379, (CS/CS)</p>

- SB
 CS/CS)379, (BA)407, (BA)408, (CR)413, (CO)420, (BA)447, (BA)486, (CO)767
- 78 Public Financing of Construction Projects (Environment and Natural Resources and others) (FR)38, (CR)195, (CS)239, (CO)322, (CR)342 DSC
- 80 Medical Malpractice (Stargel) (FR)39 DSC
- 82 Vegetable Gardens (Rules and Bradley) (FR)39, (CR)158, (CR)187, (CS)229, (BA)235, (CR)237, (BA)251 Ch. 2019-120
- 84 Conversion Therapy (Rodriguez and others) (FR)39, (CO)233, (CO)273, (CO)420 DSC
- SJR
- 86 Single-subject Limitation for Constitution Revision Commission Proposals (Rodriguez) (FR)39 DSC
- SB
- 88 Preemption of Recyclable and Polystyrene Materials (Stewart) (FR)39 DSC
- 90 Early Childhood Courts (Children, Families, and Elder Affairs and Book) (FR)39, (CS)149, (CR)159, (CR)187 DSC
- 92 C-51 Reservoir Project (Appropriations and others) (FR)39, (CS)149, (CR)159, (CR)160, (CR)379, (CS/CS)380, (BA)586, (CR)611
- 94 Child Care Facilities (Rules and others) (FR)39, (CR)158, (CR)186, (CR)379, (CS)380, (BA)425, (CR)451, (BA)478, 479 DM
- 96 Police, Fire, and Search and Rescue Dogs and Police Horses (Rules and others) (FR)39, (CS)150, (CR)160, (CR)195, (CR)266, (CS/CS)267, (BA)278, (BA)279, (CR)280, (BA)307, 402, 579 Ch. 2019-9
- 98 Emergency Medical Air Transportation Services (Stewart) (FR)40 DSC
- 100 Transportation Facility Designations (Infrastructure and Security and Book) (FR)40, (CR)187, (CS)187, (CR)257 DSC
- 102 Recovery Residences (Book) (FR)40, (CR)158 DSC
- 104 Prescription Drug Donation Repository Program (Health Policy and others) (FR)40, (CS)150, (CR)159, (CR)160 DSC
- 106 Specialty License Plates/Orlando United (Stewart) (FR)40 DSC
- 108 Regulation of Concealed Weapons Licenses (Book and Stewart) (FR)40 DSC
- 110 Youth in Solitary Confinement (Thurston) (FR)41 DSC
- 112 Small Business Road Construction Mitigation Grant Program (Rodriguez) (FR)41 DSC
- 114 High School Graduation Requirements/Dorothy L. Hukill Financial Literacy Act (Rules and others) (FR)41, (CR)159, (CR)325, (CS)325 DCS
- 116 Motor Vehicle Racing (Rules and Stewart) (FR)41, (CR)158, (CR)256, (CR)451, (CS)451, (BA)476, (CR)496
- SJR
- 118 Election of Secretary of State/Membership of Cabinet (Bean) (FR)41 DSC
- SB
- 120 Early Childhood Music Education Incentive Pilot Program (Perry) (FR)41, (CR)157, (CR)257, (CR)349, (BA)476, (CR)496, (BA)572 DM
- 122 Insurance Assignment Agreements (Rules and others) (FR)41, (CR)187, (CS)187, (CR)257, (CS/CS)259, (CO)273, (CR)379, (CS/CS/CS)380, (BA)412, (CR)413
- 124 Dependent Children (Judiciary and others) (FR)41, (CS)150, (CR)158, (CR)160, (CR)195, (BA)310, (CR)311, (CO)360, 402, 579 Ch. 2019-10
- 126 Eligibility for Medical Assistance and Related Services (Thurston and Torres) (FR)42 DSC
- 128 Child Abuse (Criminal Justice and others) (FR)42, (CS)150, (CR)159, (CS/CS)188 DSC
- 130 Sexual Battery Prosecution Time Limitation (Stewart and Perry) (FR)42, (CR)158 DSC
- 132 Drones (Criminal Justice and Rouson) (FR)42, (CS)150, (CR)159 DSC
- 134 Florida Black Bears (Stewart) (FR)42 DSC
- 136 False Personation (Rouson and Perry) (FR)42, (CR)158 DSC
- SB
- 138 Judicial Nominating Commissions (Thurston and Taddeo) (FR)42 DSC
- 140 Specialty License Plates/Gopher Tortoise (Stewart) (FR)42 DSC
- 142 Permit Fees (Innovation, Industry, and Technology and others) (FR)42, (CR)158, (CR)187, (CR)195, (CS)229, (BA)253, (CR)255, (BA)276
- 144 Impact Fees (Gruters) (FR)43, (CR)186, (CR)255, (CR)283, (BA)310, (CR)311, (BA)324
- 146 Advanced Well Stimulation Treatment (Stewart and others) (FR)43 DSC
- 148 Relief of Scotty Bartek by the State of Florida (Baxley) (FR)43 DSC
- 150 Tobacco-free Schools (Rader) (FR)43 DSC
- 152 Instructional Personnel Salaries (Rader) (FR)43 DSC
- 154 Medical Marijuana Retail Facilities (Thurston) (FR)43 DSC
- 156 State Taxes or Fees (Thurston) (FR)44 DSC
- 158 Traffic Offenses (Baxley and Perry) (FR)44, (CO)233 DSC
- 160 Prohibited Acts in Connection with Obscene or Lewd Materials (Criminal Justice and Book) (FR)44, (CS)150, (CR)159, (CR)160, (CR)195, (BA)279, (CR)280, (BA)307, 865 Ch. 2019-45
- 162 Reentry Into this State by Certain Persons (Gruters) (FR)44 DSC
- 164 Verification of Employment Eligibility (Bean and others) (FR)44 DSC
- 166 Relief of Dontrell Stephens by the Palm Beach County Sheriff's Office (Diaz) (FR)44 DSC
- 168 Federal Immigration Enforcement (Rules and others) (FR)44, (CS)151, (CR)159, (CO)233, (CR)237, (CS/CS)239, (CR)379, (CS/CS/CS)380, (CO)402, (BA)478, (BA)492, (BA)494, (CR)496, (CO)516, (BA)575, 840, 848 Ch. 2019-102
- 170 Federal Immigration Enforcement (Bean) (FR)45 DSC
- 172 Florida Endowment for Vocational Rehabilitation (Bean and Gibson) (FR)45, (CR)194, (CR)325, (CR)349, (CO)360, (BA)617, (CR)646, 675, (BA)679 DM
- 174 Panic Alarms in Public Schools (Book) (FR)45 DSC
- 176 Sales Tax Exemption/Items that Assist in Independent Living (Finance and Tax and Berman) (FR)45, (CR)158, (CR)256, (CS)267 DSC
- 178 Florida Tourism Marketing (Gruters) (FR)45, (CR)158, (CR)160, (CR)256, (BA)339, (BA)340, (CR)342, (BA)361 DM
- 180 Lost or Abandoned Personal Property (Stargel and Hutson) (FR)45, (CR)158, (CR)159, (BA)177, (CR)186, 330, 335 Ch. 2019-6
- 182 Medical Use of Marijuana (Rules and others) (FR)45, (CS)151, (CS/CS)151, (CS/CS/CS)151, (CR)160, (BA)177, 184, (CR)186, 233, 263 Ch. 2019-1
- 184 Aging Programs (Appropriations and Book) (FR)46, (CR)158, (CR)160, (CR)196, (CS)229, (BA)235, (CR)237, (BA)252, 402, 579 Ch. 2019-11
- 186 Public Records/Victim of Mass Violence (Lee and others) (FR)46, (CR)158, (CR)159, (CR)186, (BA)253, (BA)254, (CR)255, (CO)264, (BA)277, 865 Ch. 2019-46
- 188 Department of Health (Appropriations and others) (FR)46, (CR)159, (CR)160, (CS)188, (CR)196, (CS/CS)229, (BA)236, (CR)237, (BA)252, 857, (BA)861 DM
- 190 Higher Education (Appropriations and Stargel) (FR)46, (CR)186, (CR)257, (CR)379, (CS)380, (BA)425, (BA)429, (CR)451, (BA)479, 481, 861, (BA)865, (MO)897, 930, 941 Ch. 2019-103
- 192 Medicaid Eligibility (Bean) (FR)47, (CR)158, (CR)237 DSC
- 194 Higher Education (Stargel) (FR)47, (CR)255, (CR)349 DSC
- 196 Office of Public Counsel (Innovation, Industry, and Technology and Powell) (FR)196, (CR)256, (CS)267, (CR)280 DSC
- 198 Trademark Classifications (Berman) (FR)47, (CR)158, (CR)195, (CR)325, (BA)429, (CR)451

- SB 200 Relief of the Estate of Herminio Padilla, Jr., by the City of West Palm Beach and Others (Governmental Oversight and Accountability and others) (FR)47, (CR)280, (CR)284, (CS)314, (CR)349, (CS/CS)350, (CR)379, (BA)618, (CR)646
- 202 Property Tax Exemptions (Wright) (FR)47, (CR)186 DSC
- 204 Detention Facilities (Criminal Justice and others) (FR)47, (CS)151, (CR)159, (CR)160 DSC
- 206 Physician Orders for Life-sustaining Treatment (Brandes) (FR)48 DSC
- 208 Public Records/Clearinghouse for Compassionate and Palliative Care Plans (Brandes) (FR)48 DSC
- 210 Searches of Cellular Phones and Other Electronic Devices (Criminal Justice and Brandes) (FR)48, (CS)151, (CR)160 DSC
- 212 Interstate Compact on Educational Opportunity for Military Children (Wright) (FR)49, (CR)157, (CR)159, (BA)185, (CR)186, 330, 335 Ch. 2019-7
- 214 Onsite Sewage Treatment and Disposal Systems (Gruters) (FR)49 DSC
- 216 Water Quality Improvements (Environment and Natural Resources and others) (FR)49, (CR)237, (CS)239 DSC
- 218 Smoking (Gruters and Hutson) (FR)49 DSC
- 220 Beverage Law (Commerce and Tourism and others) (FR)49, (CS)152, (RC)157, (CR)158, (CR)160, (CS)188 DSC
- 222 Private Property Rights (Rodriguez) (FR)49 DSC
- 224 Campaign Financing (Gruters) (FR)49 DSC
- 226 Mastery-based Education (Education and Brandes) (FR)49, (CR)195, (CS)239, (CR)332 DSC
- 228 Public Records/Probable Cause Finding (Gruters) (FR)50 DSC
- 230 Voter Registration Maintenance (Gruters) (FR)50, (CR)255, (CR)342 DSC
- SJR 232 Percentage of Elector Votes Required to Approve an Amendment or a Revision (Baxley) (FR)50, (CR)255 DSC
- SB 234 Registration and Titling of Vehicles and Vessels (Judiciary and others) (FR)50, (CS)152, (CR)160, (CR)195, (CS/CS)239, (CR)283, (BA)310, (BA)311, (CR)311
- 236 Public Records and Public Meetings (Criminal Justice and Book) (FR)50, (CS)152, (CR)159, (CR)186, (CR)451, (BA)476, (CR)496, (BA)572 DM
- 238 Sexual Misconduct (Book) (FR)50 DSC
- 240 Sexual Harassment (Book) (FR)50 DSC
- 242 Beverage Law (Hutson) (FR)51 DSC
- 244 High School Academic Advisors (Hutson and Perry) (FR)51 DSC
- 246 Public Construction (Community Affairs and others) (FR)51, (CS)153, (CR)159, (CR)186, (CS/CS)189 DSC
- 248 Public Records/Civilian Personnel Employed by a Law Enforcement Agency (Rules and others) (FR)51, (CS)153, (CR)159, (CR)187, (CR)196, (CS/CS)230, (CS/CS/CS)239, (BA)254, (CR)255, (BA)277, 402, 579 Ch. 2019-12
- 250 State Housing Tax Credits (Community Affairs and Flores) (FR)51, (CS)153, (CR)159 DSC
- 252 Driver License, Identification Card, and Motor Vehicle Registration Applications (Appropriations and others) (FR)51, (CS)153, (CR)159, (CR)187, (CR)284, (CS/CS)287, (BA)340, (CR)342, (BA)362 Ch. 2019-47
- 254 Marriage Equality (Farmer and Rodriguez) (FR)51 DSC
- 256 Child Protection Teams (Judiciary and Baxley) (FR)51, (CR)158, (CR)187, (CS)189, (CR)195, (BA)651, (CR)765, (BA)849 DM
- 258 Use of Genetic Information (Health Policy and others) (FR)52, (CR)194, (CR)331, (CS)343 DSC
- 260 STEMI Registry (Baxley) (FR)52 DSC
- 262 Child Welfare (Judiciary and others) (FR)52, (CS)153, (CR)158, (CR)160, (CR)186, (BA)476, (BA)477, (CR)496, (BA)572, 573 Ch. 2019-128
- SB 264 Florida Workers' Compensation Joint Underwriting Association (Banking and Insurance and Gruters) (FR)52, (CR)195, (CS)239, (CR)342 DSC
- SCR 266 Equal Rights for Men and Women (Gibson and others) (FR)52, (CO)193, (CO)233 DSC
- SB 268 Voting Methods (Community Affairs and others) (FR)52, (CS)153, (CR)159, (CR)187, (CS/CS)189 DSC
- SJR 270 Repeal of Public Campaign Financing Requirement (Baxley) (FR)52, (CR)186 DSC
- SB 272 Campaign Finance (Baxley) (FR)52, (CR)186 DSC
- SJR 274 Limitation on Terms of Office for Members of a District School Board (Baxley and others) (FR)53, (CR)194, (CO)233, (CR)342, (CO)348 DSC
- SB 276 Legislative Employees (Taddeo) (FR)53 DSC
- 278 Pro Se Assistance (Taddeo) (FR)53 DSC
- 280 Placement of Instructional Personnel (Albritton) (FR)53 DSC
- 282 Property-assessed Clean Environment (Albritton and Gruters) (FR)53 DSC
- SJR 284 Medicaid Expansion (Taddeo and others) (FR)53 DSC
- SB 286 Domestic Wastewater Collection System Assessment and Maintenance (Environment and Natural Resources and others) (FR)53, (CR)186, (CS)189, (CR)349 DSC
- 288 Monuments and Memorials (Baxley and others) (FR)53 DSC
- 290 Medicaid School-based Services (Montford) (FR)53 DSC
- 292 Education (Military and Veterans Affairs and Space and Lee) (FR)53, (CR)187, (CS)230, (CR)256, (CR)325, (BA)340, (CR)342, (BA)362, (BA)404, (BA)406 Ch. 2019-48
- 294 Educational Facilities (Montford) (FR)54 DSC
- 296 District Millage Elections (Education and Montford) (FR)54, (CR)280, (CS)287 DSC
- 298 Rural Communities (Finance and Tax and others) (FR)54, (CR)158, (CO)233, (CO)250, (CR)331, (CS)334 DSC
- 300 Testing for and Treatment of Influenza and Streptococcus (Brandes and Perry) (FR)54, (CO)233 DSC
- 302 Nonemergency Medical Transportation Services (Rules and others) (FR)54, (CS)153, (RC)157, (CR)159, (CS)189, (CR)195, (CR)451, (CS/CS)451, (BA)586, (BA)587, (CR)611
- 304 Prescriptive Authority Certification for Psychologists (Brandes) (FR)54 DSC
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- 308 Nonemergency Medical Transportation Services (Brandes) (FR)55 DSC
- 310 Off-highway Vehicles (Perry and Broxson) (FR)55, (CR)158, (CR)186, (CR)265, (BA)279, (CR)280, (BA)307, 580, 955 Ch. 2019-19
- 312 Alternative High School Graduation Requirements (Montford) (FR)55 DSC
- 314 Advanced Well Stimulation Treatment (Environment and Natural Resources and others) (FR)55, (CS)154, (CR)160, (CO)273 DSC
- 316 Contracts for the Sale or Lease of Pets (Taddeo) (FR)55 DSC
- 318 Public Records/Child Abuse, Abandonment, or Neglect (Rules and others) (FR)55, (CS)154, (CR)159, (CR)257, (CS/CS)267, (CR)331, (CS/CS/CS)334, (BA)340, (CR)342, (BA)362 Ch. 2019-49
- 320 Residential Conservation Programs (Hooper) (FR)55, (CR)186, (CR)237, (CR)283, (BA)311, (CR)311, 580, 955 Ch. 2019-20
- 322 Health Plans (Health Policy and others) (FR)55, (CS)154, (CR)159, (CR)160, (CS/CS)189, (CR)195, (BA)340, (CR)

- SB 342, (BA)429, (BA)440, (BA)446, (CR)451, (BA)481, **482**, 889, **892** Ch. 2019-129
- 324 Limitations on Homestead Assessments (Community Affairs and Brandes) (FR)56, (CR)195, (CS)239, (CR)325 DSC
- SJR 326 Homestead Property Tax Assessments/Increased Portability Period (Brandes) (FR)56, (CR)194, (CR)325 DSC
- SB 328 Courts (Appropriations and others) (FR)56, (CS)154, (CR)159, (CR)343, (CS/CS)350, (CR)378, (CR)413, (CS/CS/CS)413, (BA)768, (BA)769, (CR)875
- 330 Educational Standards for K-12 Public Schools (Baxley) (FR)56 DSC
- 332 Incarcerated Women (Criminal Justice and others) (FR)56, (CS)154, (CR)159, (CR)187, (CO)264, (CR)379, (BA)517, (CR)578
- 334 Professional Regulation (Commerce and Tourism and others) (FR)56, (CR)195, (CS)240, (CR)343, (CS/CS)343, (CO)876 DSC
- 336 Local Tax Referenda (Rules and others) (FR)57, (CR)158, (CR)257, (CS)267, (CR)379, (CS/CS)381, (BA)781, (CR)875
- 338 Extension of Confinement (Criminal Justice and others) (FR)57, (CS)154, (CR)159, (CR)187 DSC
- SR 340 Landscape Architecture Month (Perry) (FR)274 Adopted
- SB 342 Public Records/Voters and Voter Registration (Lee) (FR)57, (CR)255, (CR)283, (CR)379, (BA)429, (CR)451, (MO)451, (BA)495, (BA)521
- SJR 344 Homestead Property Assessments/Prohibition on Increases (Community Affairs and Diaz) (FR)57, (CR)187, (CS)189 DSC
- SB 346 Conditional Medical Release (Criminal Justice and others) (FR)57, (CS)155, (CR)159, (CR)187 DSC
- 348 Exceptional Student Education State Assessment Accommodation Task Force (Montford) (FR)57 DSC
- 350 Affordable Housing (Community Affairs and others) (FR)57, (CR)187, (CS)189 DSC
- 352 Shark Fins and Ray Parts (Gruters and others) (FR)57, (CO)649 DSC
- 354 Immunization Registry (Education and Montford) (FR)57, (CR)158, (CR)284, (CS)287, (CR)343, (BA)411, (CR)413, (BA)447, (BA)448
- 356 School Health Immunizations (Rodriguez) (FR)58 DSC
- 358 Health Insurance Coverage for Enteral Formulas (Stargel) (FR)58, (CR)255, (CR)283 DSC
- 360 Insurance Coverage Parity for Mental Health and Substance Use Disorders (Rouson) (FR)58 DSC
- SJR 362 Abolishing the Constitution Revision Commission (Brandes) (FR)58, (CR)158, (CR)159, (CR)343, (BA)477, (CR)496, (BA)**573** DM
- SB 364 Prohibited Places for Weapons and Firearms (Braynon) (FR)58 DSC
- 366 Infectious Disease Elimination Programs (Appropriations and others) (FR)58, (CS)155, (CR)159, (CR)187, (CR)284, (CS/CS)288, (BA)**311**, (CR)311, (CO)322, **866**, (CO)876 Ch. 2019-143
- 368 Land Acquisition Trust Fund (Harrell) (FR)58, (CR)194 DSC
- 370 Victims of Human Trafficking (Criminal Justice and others) (FR)58, (CS)155, (CR)159 DSC
- 372 Smoking Marijuana for Medical Use (Farmer) (FR)58 DSC
- 374 Children and Youth Cabinet (Harrell and Stewart) (FR)59, (CR)158, (CR)159, (CR)325, (BA)340, (CR)342, (BA)**362** DM
- SB 376 Land Acquisition Trust Fund (Environment and Natural Resources and Montford) (FR)59, (CR)186, (CS)190 DSC
- 378 Florida Security for Public Deposits Act (Hutson) (FR)59 DSC
- 380 Homeowners' Insurance Policy Disclosures (Banking and Insurance and Brandes) (FR)59, (CS)155, (CR)159, (CR)256, (CR)379, (BA)618, (BA)619, (CR)646
- 382 Teacher Scholarship Program (Montford) (FR)59, (CR)342 DSC
- 384 Medical Use of Marijuana in Schools (Montford) (FR)59 DSC
- 386 Directional Signs for Veterans' Facilities (Farmer) (FR)60 DSC
- 388 Continuing Education for Barbers, Cosmetologists, and Specialists (Farmer) (FR)60 DSC
- 390 X-linked Myotubular Myopathy (Cruz) (FR)60 DSC
- 392 Disclosure of Sinkhole Activity (Farmer) (FR)60 DSC
- 394 Criminal History Records in Applications (Farmer) (FR)60 DSC
- 396 Campaign Finance (Farmer) (FR)60 DSC
- 398 Prior Authorization for Opioid Alternatives (Farmer) (FR)60 DSC
- 400 Mandatory Sentences (Brandes and Gruters) (FR)60 DSC
- 402 Employment after Retirement of School District Personnel (Gruters and Montford) (FR)60 DSC
- 404 Strategic Fuel Reserve (Farmer) (FR)60, (CR)158, (CR)342 DSC
- 406 Theft (Brandes and others) (FR)61, (CR)157, (CR)196 DSC
- 408 Drug Offenses (Criminal Justice and others) (FR)61, (CS)155, (CR)160 DSC
- 410 Long-acting Reversible Contraception Pilot Program (Berman and others) (FR)61, (CR)331, (CO)360, (CR)379, (CO)649 DSC
- 412 Access to Clinics (Stewart) (FR)61 DSC
- 414 Sports Development (Lee and Diaz) (FR)61, (CR)158, (CR)160, (CO)264 DSC
- 416 High School Graduation Requirements (Gruters) (FR)61 DSC
- 418 Essential Health Benefits Under Health Plans (Rules and others) (FR)62, (CR)281, (CS)281, (CR)283, (CR)343, (CS/CS)350, (BA)429, (CR)451, (MO)451, (BA)495, 571 DCS
- 420 Consumer Protection (Baxley) (FR)62 DSC
- SJR 422 Election of the Commissioner of Education (Cruz and others) (FR)62, (CO)767 DSC
- SB 424 License Plate Decals for Organ Donors (Perry) (FR)62 DSC
- 426 Firefighters (Appropriations and others) (FR)62, (CR)158, (CR)186, (CS)190, (CO)233, (CO)250, (CO)264, (CO)336, (CR)349, (CS/CS)350, (CO)378, (BA)**411**, (CR)413, 580, (CO)767, 955 Ch. 2019-21
- 428 Growth Management (Community Affairs and Perry) (FR)62, (CR)284, (CS)288 DSC
- 430 Prohibited Discrimination (Rouson and others) (FR)62, (CO)233, (CO)264, (CO)273, (CO)322 DSC
- 432 Employment Conditions (Gruters) (FR)62, (CR)194 DSC
- 434 Ambulatory Surgical Centers (Health Policy and Harrell) (FR)63, (CS)155, (CR)159 DSC
- 436 Use of Vessel Registration Fees (Hooper) (FR)63, (CR)186, (CR)280, (CR)325, (BA)341, (CR)342, (BA)**362** DM
- 438 Prohibited Discrimination (Gruters and others) (FR)63 DSC
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