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REPORTS OF COMMITTEES

The Committee on Banking and Insurance recommends the following pass: CS for SB 740; SB 1252; SB 1330

The Committee on Budget Subcommittee on Criminal and Civil Justice Appropriations recommends the following pass: CS for SB 618

The Committee on Budget Subcommittee on Transportation, Tourism, and Economic Development Appropriations recommends the following pass: CS for SB 782

The Committee on Community Affairs recommends the following pass: SB 814 with 1 amendment; CS for SB 858; CS for SB 968; SB 1142; SB 1210

The Committee on Criminal Justice recommends the following pass: SB 608; SB 1060; SB 1494

The Committee on Education Pre-K - 12 recommends the following pass: SB 1466; SB 1996

The Committee on Environmental Preservation and Conservation recommends the following pass: SB 762

The Committee on Judiciary recommends the following pass: SB 702

The Special Master on Claim Bills recommends the following pass: SB 326 with 1 amendment

The Committee on Transportation recommends the following pass: SB 464

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

The Committee on Education Pre-K - 12 recommends the following pass: SB 534

The Committee on Military Affairs, Space, and Domestic Security recommends the following pass: SJR 592

The Committee on Transportation recommends the following pass: SB 196 with 1 amendment

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

The Committee on Community Affairs recommends the following pass: SB 1234

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

The Committee on Military Affairs, Space, and Domestic Security recommends the following pass: SB 1062

The bill was referred to the Committee on Education Pre-K - 12 under the original reference.

The Committee on Commerce and Tourism recommends the following pass: SB 798 with 1 amendment

The Committee on Environmental Preservation and Conservation recommends the following pass: SB 502

The Committee on Military Affairs, Space, and Domestic Security recommends the following pass: SB 704

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

The Committee on Education Pre-K - 12 recommends the following pass: SB 1000

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

The Committee on Military Affairs, Space, and Domestic Security recommends the following pass: SB 826; SB 894

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

The Committee on Banking and Insurance recommends the following pass: SM 1344

The Committee on Commerce and Tourism recommends the following pass: SB 1152

The Committee on Community Affairs recommends the following pass: SB 1098

The Committee on Criminal Justice recommends the following pass: SB 844 with 1 amendment

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 468

The Committee on Judiciary recommends the following pass: SB 1650

The bills contained in the foregoing reports were referred to the Committee on Military Affairs, Space, and Domestic Security under the original reference.

The Committee on Budget recommends the following pass: CS for CS for SB 408 with 2 amendments; CS for SB 782

The Committee on Community Affairs recommends the following pass: CS for SB 650

The Committee on Judiciary recommends the following pass: SB 652

The Committee on Rules Subcommittee on Ethics and Elections recommends the following pass: SB 1504

The Special Master on Claim Bills recommends the following pass: SB 16; SB 22; SB 34 with 1 amendment; SB 46 with 1 amendment; SB 70 with 1 amendment; SB 306; SB 324 with 1 amendment; SB 342 with 1 amendment

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

The Committee on Budget recommends the following pass: CS for SB 94; CS for CS for SB 170; CS for SB 618

The Committee on Judiciary recommends the following pass: SB 1100

The bills were placed on the Calendar.

The Committee on Banking and Insurance recommends a committee substitute for the following: SB 1332

The Committee on Budget Subcommittee on Criminal and Civil Justice Appropriations recommends a committee substitute for the following: CS for SB 170

The Committee on Budget Subcommittee on Finance and Tax recommends a committee substitute for the following: SB 1998

The Committee on Commerce and Tourism recommends a committee substitute for the following: CS for SB 178

The Committee on Communications, Energy, and Public Utilities recommends a committee substitute for the following: SB 1198

The Committee on Community Affairs recommends a committee substitute for the following: SB 1120

The Committee on Education Pre-K - 12 recommends a committee substitute for the following: SB 1254

The Committee on Governmental Oversight and Accountability recommends committee substitutes for the following: SB 1128; SB 1314; SB 1738

The Committee on Regulated Industries recommends committee substitutes for the following: CS for SB 396; SB 1594

The Committee on Transportation recommends a committee substitute for the following: SB 524

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Budget under the original reference.

The Committee on Commerce and Tourism recommends committee substitutes for the following: SB 926; SB 1346

The bills with committee substitute attached 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 1426

The Committee on Communications, Energy, and Public Utilities recommends a committee substitute for the following: SB 1524

The Committee on Community Affairs recommends a committee substitute for the following: SB 384

The Committee on Military Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 1224

The Committee on Transportation recommends a committee substitute for the following: SB 1570

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 Environmental Preservation and Conservation recommends committee substitutes for the following: SB 796; SB 934

The Committee on Regulated Industries recommends a committee substitute for the following: SB 530

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 1246

The Committee on Regulated Industries recommends a committee substitute for the following: SB 812

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 Regulated Industries recommends a committee substitute for the following: SB 1430

The bill with committee substitute attached was referred to the Committee on Education Pre-K - 12 under the original reference.

The Committee on Agriculture recommends a committee substitute for the following: SB 1290

The bill with committee substitute attached was referred to the Committee on Environmental Preservation and Conservation under the original reference.

The Committee on Judiciary recommends a committee substitute for the following: SB 866

The Committee on Military Affairs, Space, and Domestic Security recommends a committee substitute for the following: SB 520

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

The Committee on Education Pre-K - 12 recommends a committee substitute for the following: SB 730

The Committee on Transportation recommends a committee substitute for the following: SB 1554

The bills with committee substitute attached contained in the foregoing reports were referred to the Committee on Health Regulation under the original reference.

The Committee on Community Affairs recommends committee substitutes for the following: CS for SB 402; SB 828

The bills with committee substitute attached were referred to the Committee on Judiciary under the original reference.

The Committee on Community Affairs recommends a committee substitute for the following: SB 1512

The bill with committee substitute attached was referred to the Committee on Military Affairs, Space, and Domestic Security under the original reference.

The Committee on Rules Subcommittee on Ethics and Elections recommends committee substitutes for the following: SB 1618; SB 1690

The bills with committee substitute attached were referred to the Committee on Rules under the original reference.

The Committee on Commerce and Tourism recommends a committee substitute for the following: SB 768

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

INTRODUCTION AND REFERENCE OF BILLS

FIRST READING

SB 1846—Withdrawn prior to introduction.

SR 1848—Not referenced.

By Senator Evers—

SB 1850—A bill to be entitled An act relating to juvenile justice; amending s. 394.492, F.S.; including children 9 years of age or younger at the time of referral for a delinquent act within the definition of those children who are eligible to receive comprehensive mental health services; amending s. 985.02, F.S.; revising legislative intent for the juvenile justice system; amending s. 985.125, F.S.; encouraging law enforcement agencies, school districts, counties, municipalities, and the Department of Juvenile Justice to establish prearrest or postarrest diversion programs and to give first-time misdemeanor offenders and offenders who are 9 years of age or younger an opportunity to participate in the programs; amending s. 985.145, F.S.; requiring a juvenile probation officer to make a referral to the appropriate shelter if the completed risk assessment instrument shows that the child is ineligible for secure detention; amending s. 985.24, F.S.; prohibiting a child alleged to have committed a delinquent act or violation of law from being placed into secure, nonsecure, or home detention care because of a misdemeanor charge of domestic violence if the child lives in a family that has a history of family violence or if the child is a victim of abuse or neglect unless the child would otherwise be subject to secure detention based on prior history; prohibiting a child 9 years of age or younger from being placed into secure detention care unless the child is charged with a capital felony, a life felony, or a felony of the first degree; amending s. 985.245, F.S.; revising the development process for the risk assessment instrument; revising factors to be considered in assessing a child's risk of re-arrest or failure to appear; amending s. 985.255, F.S.; providing that a child may be placed in home detention care or detained in secure detention care under certain circumstances; providing that a child who is charged with committing a felony offense of domestic violence and who does not meet detention criteria may nevertheless be held in secure detention care if the court makes certain specific written findings; amending s. 985.441, F.S.; authorizing a court to commit a female child adjudicated as delinquent to the department for placement in a mother-infant program designed to serve the needs of juvenile mothers or expectant juvenile mothers who are committed as delinquents; requiring the department to adopt rules to govern the operation of the mother-infant program; amending s. 985.45, F.S.; providing that whenever a child is required by the court to participate in any juvenile justice work program, the child is considered an employee of the state for the purpose

of workers' compensation; amending s. 985.632, F.S.; establishing legislative intent that the Department of Juvenile Justice collect and analyze available statistical data for the purpose of ongoing evaluation of all juvenile justice programs; redefining terms; requiring the department to use a standard methodology to annually measure, evaluate, and report program outputs and youth outcomes for each program and program group; requiring that the department submit an annual report to the appropriate committees of the Legislature and the Governor; requiring that the department notify specified parties of substantive changes to the standard methodology used in its evaluation; requiring that the department apply a program accountability measures analysis to each commitment program; deleting obsolete provisions; providing an effective date.

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

By Senator Evers—

SB 1852—A bill to be entitled An act relating to animal shelters and animal control agencies; amending s. 823.15, F.S.; clarifying legislative intent and public policy; revising provisions requiring that all dogs and cats be sterilized by a licensed veterinarian before a shelter or animal control agency relinquishes custody of the animal or that the person adopting or purchasing the pet enter into a written agreement guaranteeing that the pet will be sterilized within 30 days after the adoption or purchase of the pet or prior to sexual maturity; revising provisions requiring the shelter or animal control agency to collect a deposit from the person adopting or purchasing the pet; clarifying that the deposit is refunded if the person presents written evidence to the shelter or animal control agency from a veterinarian that the animal has been sterilized; requiring each shelter or animal control agency within a county to annually report to the designated animal control agency for that county specified information; prohibiting a shelter or animal control agency from adopting animals to the public, transferring animals to another adopting agency, or euthanizing animals for any reason if the shelter or agency fails to file the annual report within a specified time; providing an effective date.

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

By Senator Wise—

SB 1854—A bill to be entitled An act relating to required instruction in the public schools; amending s. 1003.42, F.S.; requiring that the instructional staff of a public school teach a thorough presentation and critical analysis of the scientific theory of evolution and certain governmental, legal, and civic-related principles; revising the curriculum of the character-development program required for students in kindergarten through grade 12 and requiring school districts to annually inform certain personnel of that curriculum; amending s. 1006.148, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Wise—

SB 1856—A bill to be entitled An act relating to juvenile justice; creating s. 985.326, F.S.; providing for time and location of deposition; providing procedures; providing for depositions of different categories of witnesses; providing that no deposition may be taken in certain cases; specifying factors to be considered in allowing a deposition; allowing use of deposition testimony for impeachment; allowing the use of portions of a deposition which have not been introduced as evidence in certain circumstances; authorizing sanctions for disobedience of a subpoena; providing circumstances under which a child may be physically present for a deposition; authorizing the taking of statements by law enforcement officers by telephone in certain circumstances; providing for use of such statements; providing for the appearance of a law enforcement officer for deposition without subpoena; requiring video recording of depositions of children under 16 years of age; providing for video recording of other witness depositions; amending s. 985.35, F.S.; requiring the Department of Juvenile Justice to adopt rules governing the procedures that may be

used to restrain a child upon his or her arrival at the courthouse, permitted use of a mechanical device, and the length of time a child may be placed in isolation; requiring the department to comply with the Protective Action Response policy if mechanical restraints are used; amending s. 985.483, F.S.; conforming a cross-reference; amending s. 985.664, F.S.; requiring that a juvenile justice circuit board and a juvenile justice county council be established in each judicial circuit and county, respectively; providing a purpose for each board and council; requiring the Children and Youth Cabinet to monitor the comprehensive plan of each circuit; requiring a circuit board and county council to enter into a written county or circuit interagency agreement specifying the nature and extent of contributions that each signatory agency will make in order to achieve the goals of the county or circuit plan; specifying the parties that must be included in the interagency agreement; providing for the sharing of information useful in carrying out the goals of the interagency agreement; requiring each circuit board to prepare an annual report; requiring the annual legislative budget request to reflect the needs of each board and council; providing for membership on the circuit board; requiring the Secretary of Juvenile Justice to attend quarterly meetings with the chairpersons of the county councils and circuit boards; providing for the content of the meetings; providing for reimbursement for nongovernmental members of circuit boards and county councils; requiring the department to provide legal counsel to advise boards and councils; requiring each circuit board and county council to use due diligence to encourage community participation by using community outreach outlets; amending s. 985.668 F.S.; requiring the department to encourage circuit boards and county councils to propose at least one innovation zone; amending s. 985.676, F.S.; providing that certain specified criteria be used when awarding community juvenile justice partnership grants; allowing the department to extend indefinitely the funding period of a grant under specified circumstances; providing an effective date.

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

By Senator Storms—

SB 1858—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; creating an exemption from public-records requirements for specified information that identifies a woman upon whom an abortion was performed or attempted; providing for redaction; providing for future legislative review and repeal of the exemption under the Open Government Sunset Review Act; amending s. 119.0714, F.S.; providing that such identifying information in a criminal or civil proceeding and part of the court file is confidential and exempt from public-records requirements; providing a statement of necessity; providing an effective date.

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

By Senator Latvala—

SB 1860—A bill to be entitled An act relating to drugs, cosmetics, and certain devices; amending s. 499.01, F.S.; requiring that the Department of Health notify an applicant for an out-of-state prescription drug wholesale distributor permit of the status of its permit application within 60 days after receipt of all required documentation; providing an effective date.

—was referred to the Committees on Health Regulation; and Budget.

By Senator Bennett—

SB 1862—A bill to be entitled An act relating to economic development; creating s. 288.9619, F.S.; creating the Business Loan Guarantee Program; defining terms; requiring the Office of Tourism, Trade, and Economic Development to create a business loan guarantee fund to provide loans to certain businesses; providing for use of certain funds for the program; providing maximum terms and amounts of loan guarantees; providing procedures for the approval of loan guarantee applications; requiring application fees; providing procedures for the payment of loan guarantees to cover investment losses; prohibiting disbursement of moneys for investment losses under certain circumstances; providing for

use of loan repayments, interest earnings, and application fees; authorizing partnerships with financial institutions under certain circumstances; requiring the office to establish guidelines and performance measures for the program and criteria for the evaluation of funding applications; requiring the office to submit annual reports to the Governor and Legislature; providing for future repeal of the program; amending 288.1081, F.S.; revising provisions for the deposit of loan repayments from the Economic Gardening Business Loan Pilot Program; providing for use of the funds; repealing s. 288.9618, F.S., relating to programs for the development of microenterprises; providing an effective date.

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

By Senator Altman—

SB 1864—A bill to be entitled An act relating to energy conservation; amending s. 212.055, F.S.; providing for a portion of the proceeds of the local government infrastructure surtax to be used for financial assistance to homeowners who make energy efficiency improvements or install renewable energy devices; defining the terms “renewable energy devices” and “energy efficiency improvement”; providing an effective date.

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

By Senator Altman—

SB 1866—A bill to be entitled An act relating to tax refunds for businesses; repealing s. 288.1045(2)(c), F.S., relating to a provision limiting the maximum amount that a qualified defense contractor in the space flight business may receive in all fiscal years from the Economic Development Trust Fund; amending s. 288.106, F.S.; deleting provisions limiting the maximum amount of refund payments which a qualified target industry business, including those located in an enterprise zone, may receive; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Military Affairs, Space, and Domestic Security; and Budget.

By Senator Bogdanoff—

SB 1868—A bill to be entitled An act relating to public educational facilities; amending s. 1013.33, F.S.; revising provisions relating to the planning and construction of educational facilities; prohibiting a local governing body from denying a site applicant on the basis of a public school's capacity or its proposed capacity; providing an effective date.

—was referred to the Committees on Education Pre-K - 12; Community Affairs; and Budget.

By Senator Smith—

SB 1870—A bill to be entitled An act relating to live racing of animals; providing that a referendum or ordinance that requires certain businesses to conduct live racing as a prerequisite for conducting any other commercial enterprise is enforceable; providing a definition; providing an effective date.

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

By Senators Smith and Gaetz—

SB 1872—A bill to be entitled An act relating to retail sales establishments; creating s. 501.1425, F.S.; encouraging retail sales establishments to have a functioning automated external defibrillator; requiring training, maintenance, and location registration; providing immunity from liability under the Good Samaritan Act and the Cardiac Arrest Survival Act; authorizing the Department of Business and Professional Regulation to adopt rules; providing an effective date.

—was referred to the Committees on Regulated Industries; Health Regulation; and Budget.

SB 1874—Withdrawn prior to introduction.

By Senator Sachs—

SB 1876—A bill to be entitled An act relating to expunging or sealing certain criminal history records; authorizing a person to apply to the Department of Law Enforcement for a certificate of eligibility to expunge or seal his or her criminal history record for certain specified traffic violations; providing an effective date.

—was referred to the Committees on Criminal Justice; Transportation; and Budget.

By Senator Margolis—

SB 1878—A bill to be entitled An act relating to the jurisdiction of the courts; amending s. 48.081, F.S.; authorizing a person to serve process on the Secretary of State if other representatives of a corporation cannot be served; amending s. 48.151, F.S.; requiring that process served on the Secretary of State on behalf of a defendant corporation be accompanied by a fee, an affidavit detailing other attempts to serve the corporation and known addresses of representatives of the corporation, and multiple copies of the process; requiring that the Secretary of State mail a copy of the process to representatives of the defendant corporation; requiring that the Secretary of State provide a notice of service to the plaintiff or plaintiff's attorney; requiring the Secretary of State to explain the reasons for rejecting the service of process; amending s. 48.193, F.S.; including as an additional basis for subjecting a person to the jurisdiction of the courts of this state the basis for jurisdiction provisions which state that a person submits to the jurisdiction of the courts of this state by entering into a contract that designates the law of this state as the law governing the contract and that contains a provision by which such person agrees to submit to the jurisdiction of the courts of this state; amending s. 55.502, F.S.; revising the definition of the term "foreign judgment" for purposes of the Florida Enforcement of Foreign Judgments Act; amending s. 684.0019, F.S.; clarifying that an arbitral tribunal receiving a request for an interim measure to preserve evidence in a dispute governed by the Florida International Commercial Arbitration Act need only consider to the extent appropriate the potential harm that may occur if the measure is not awarded or the possibility that the requesting party will succeed on the merits of the claim; amending s. 684.0026, F.S.; correcting a cross-reference in the Florida International Commercial Arbitration Act; amending s. 685.101, F.S.; deleting a restriction on the jurisdiction of the courts of this state to transactions bearing a substantial relation to this state; revising application dates of provisions relating to the jurisdiction of the courts; amending s. 685.102, F.S.; revising application dates of provisions relating to the jurisdiction of the courts; providing an effective date.

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

By Senator Bullard—

SB 1880—A bill to be entitled An act relating to state lotteries; creating s. 24.132, F.S.; providing for a special instant scratch-off lottery game titled Ticket for the Cure; providing for revenues to be used for the purpose of funding breast cancer research and services for certain breast cancer victims; providing restrictions for the use of funds; defining the terms "net revenue" and "research"; authorizing the Department of the Lottery to adopt rules; amending s. 24.121, F.S.; providing for revenues to be equitably apportioned to certain state universities to be used for the purpose of funding breast cancer research and services for certain breast cancer victims; providing an effective date.

—was referred to the Committees on Regulated Industries; Health Regulation; and Budget.

By Senator Garcia—

SB 1882—A bill to be entitled An act relating to telemedicine coverage; requiring health insurers, corporations, and health maintenance organizations issuing certain health policies to provide coverage for telemedicine services; providing definitions; prohibiting the exclusion of telemedicine cost coverage solely because the services were not provided face to face; specifying conditions under which an insurer, corporation, or health maintenance organization must reimburse a telemedicine provider for certain fees and costs; authorizing provisions requiring a deductible, copayment, or coinsurance requirement for telemedicine services under certain circumstances; prohibiting the imposition of certain dollar and durational coverage limitations or copayments, coinsurance, or deductibles on telemedicine services unless imposed equally on all terms and services; providing application; providing construction; requiring a utilization review under certain circumstances; providing coverage under the state plan or a waiver for health home services provided to eligible individuals with chronic conditions; providing effective dates.

—was referred to the Committees on Banking and Insurance; Health Regulation; and Budget.

By Senator Gaetz—

SB 1884—A bill to be entitled An act relating to consumer protection; providing definitions; prohibiting a post-transaction third-party seller from charging a consumer for a good or service sold over the Internet unless certain disclosures are made and the seller receives the informed consent of the consumer; requiring a post-transaction third-party seller to provide a simple mechanism for a consumer to cancel a purchase of a good or service and stop any recurring charges; prohibiting an initial merchant from disclosing certain account numbers of a consumer to a post-transaction third-party seller under certain circumstances; providing that a person who violates the act commits an unfair and deceptive trade practice under the Florida Deceptive and Unfair Trade Practices Act; providing an effective date.

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

By Senator Wise—

SB 1886—A bill to be entitled An act relating to controlled substances; amending s. 893.03, F.S.; including certain hallucinogenic substances on the list of controlled substances in Schedule I; reenacting ss. 893.13(1), (2), (4), and (5), 893.135(1)(l), and 921.0022(3)(b), (c), and (e), F.S., relating to prohibited acts and penalties regarding controlled substances and the offense severity chart of the Criminal Punishment Code, to incorporate the amendment to s. 893.03, F.S., in references thereto; providing an effective date.

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

By Senator Wise—

SB 1888—A bill to be entitled An act relating to local government revenue enhancement; amending s. 14.2015, F.S.; requiring the Office of Tourism, Trade, and Economic Development to sell naming rights for a building, facility, or other property owned by a local government or space for commercial advertising to be displayed on a building, facility, or other property owned by a local government to a private sector business or entity pursuant to an agreement with the local government; providing requirements for a contract for sale and remittance of contract revenues; creating s. 129.251, F.S.; authorizing a county to enter into an agreement with the Office of Tourism, Trade, and Economic Development for a contract for sale for county government revenue enhancement; providing for county government requirements for such naming and advertising; providing for the use of revenues; creating s. 166.276, F.S.; authorizing a municipality to enter into an agreement with the Office of Tourism, Trade, and Economic Development for a contract for sale for municipal government revenue enhancement; providing for municipal government requirements for such naming and advertising; providing for the use of revenues; providing an effective date.

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

By Senator Storms—

SB 1890—A bill to be entitled An act relating to sexual predator identifiers; amending s. 775.21, F.S.; defining the term “Internet identifier” to include an electronic mail, chat, instant messenger, social networking, or similar name used for Internet communication, but excluding date of birth, social security number, or Personal Identification Numbers; requiring that a sexual predator supply the Internet identifier used by the sexual predator rather than the instant message name upon registration as a sexual predator; clarifying provisions requiring that a sexual predator report to the sheriff of any plan to leave this state; providing that a sexual predator is not in violation of the act if he or she reports a change of address or location to the local sheriff’s office within 48 hours after the change of address or location, along with proof that he or she also promptly reported the information to the Department of Highway Safety and Motor Vehicles; creating s. 847.0141, F.S.; prohibiting a minor from intentionally or knowingly using an electronic communication device to transmit, distribute, or display a visual depiction of himself or herself which depicts nudity or for the minor to intentionally or knowingly possess a visual depiction of another minor that depicts nudity and is harmful to minors; providing an exception; providing criminal penalties; requiring a law enforcement officer to seize prohibited electronic communication devices and to take such material into his or her custody to await the sentence of the court upon the trial of the offender; amending s. 943.0435, F.S.; defining the term “Internet identifier” to include an electronic mail, chat, instant messenger, social networking, or similar name used for Internet communication, but excluding date of birth, social security number, or Personal Identification Numbers; providing that a sexual predator is not in violation of the law if he or she reports a change of address or location to the local sheriff’s office within 48 hours after the change of address or location, along with proof that he or she also promptly reported the information to the Department of Highway Safety and Motor Vehicles; requiring that a sexual offender supply the Internet identifier used by the sexual offender rather than the instant message name upon registration as a sexual offender; amending ss. 943.0437, 944.606, and 944.607, F.S.; conforming provisions to changes made by the act; providing for severability; providing an effective date.

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

By Senator Bennett—

SB 1892—A bill to be entitled An act relating to health care; creating ss. 458.3175 and 459.0066, F.S.; requiring the Board of Medicine and the Board of Osteopathic Medicine to issue expert witness certificates to certain physicians licensed outside the state; providing application and certification requirements; establishing application fees; providing for validity and use of certificates; exempting physicians issued certificates from certain licensure and fee requirements; requiring the boards to adopt rules; amending ss. 458.331 and 459.015, F.S.; providing additional acts that constitute grounds for denial of a license or disciplinary action to which penalties apply; providing construction with respect to the doctrine of incorporation by reference; amending ss. 458.351 and 459.026, F.S.; requiring the boards to adopt within a specified period certain patient forms specifying cataract surgery risks; exempting rules adopting the patient forms from certain administrative procedures; specifying that an incident resulting from risks disclosed in the patient form is not an adverse incident; providing for the execution and admissibility of the patient forms in civil and administrative proceedings; creating a rebuttable presumption that a physician disclosed cataract surgery risks if the patient form is executed; amending s. 464.012, F.S.; expanding the scope of practice to authorize an advanced registered nurse practitioner to order, administer, monitor, and alter any drug or drug therapies that are necessary for the proper medical care and treatment of a patient under specified circumstances; requiring that the Board of Nursing adopt rules; authorizing a certified registered nurse anesthetist, while participating in the management of a patient in the postanesthesia recovery area, to order the administration of drugs that are commonly used to alleviate pain; amending s. 627.4147, F.S.; deleting a requirement that medical malpractice insurance contracts contain a clause authorizing the insurer to make and conclude certain offers within policy limits over the insured’s veto; amending s. 766.102, F.S.;

revising the burden of proof that a claimant must demonstrate in order to prove medical negligence by a health care provider; defining terms; providing that certain insurance information is not admissible as evidence in civil actions; requiring that certain expert witnesses who provide expert testimony meet certain licensure or certification requirements; establishing the burden of proof that a claimant must meet in certain damage claims against health care providers based on death or personal injury; excluding a health care provider’s failure to comply with or a breach of federal requirements from evidence in medical negligence cases in the state; amending s. 766.106, F.S.; requiring claimants for medical malpractice to execute an authorization form; allowing prospective medical malpractice defendants to interview a claimant’s treating health care provider without notice to or the presence of the claimant or the claimant’s legal representative; authorizing prospective defendants to take unsworn statements of a claimant’s health care provider; creating s. 766.1065, F.S.; requiring that presuit notice for medical negligence claims be accompanied by an authorization for release of protected health information; providing requirements for the form of such authorization; amending s. 766.206, F.S.; requiring dismissal of a medical malpractice claim if such authorization is not completed in good faith; amending s. 768.0981, F.S.; limiting the liability of hospitals related to certain medical negligence claims; providing an effective date.

—was referred to the Committees on Health Regulation; and Budget.

By Senator Latvala—

SB 1894—A bill to be entitled An act relating to stimulating small business growth; authorizing a tax credit of a specified amount for application against the corporate income tax for certain corporations engaging in contractual business relationships with certain small businesses; specifying eligibility requirements; providing limitations on the use of the tax credit; authorizing the Office of Tourism, Trade, and Economic Development and the Department of Revenue to adopt rules; providing an effective date.

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

By Senator Evers—

SB 1896—A bill to be entitled An act relating to enforcement of laws; providing a short title; creating ch. 820, F.S., entitled “Illegal Immigration”; creating ss. 820.01, 820.02, 820.03, 820.04, 820.05, 820.06, 820.07, 820.08, 820.09, and 820.10, F.S.; providing legislative findings and intent; providing for construction and implementation of provisions; prohibiting state or local government policies that limit or restrict the enforcement of federal immigration laws to less than the full extent permitted by federal law; requiring that a law enforcement officer determine a person’s immigration status when there is reasonable suspicion that the person is an alien who is unlawfully present in the United States; requiring the transfer of a person unlawfully present in the United States to the custody of the appropriate United States agency when the person is convicted of an offense; authorizing a law enforcement agency to transport an alien who is unlawfully present to a federal facility; authorizing warrantless arrests of certain persons; authorizing an official or agency of this state or a political subdivision of this state to send, receive, or maintain information relating to the immigration status of any person or to exchange that information with another governmental entity for certain purposes; providing for individual actions to challenge a governmental policy that limits or restricts the enforcement of federal immigration laws; providing for costs, attorney’s fees, and civil penalties; requiring the court to deposit the civil penalties into a certain account within the Department of Law Enforcement Operating Trust Fund; providing indemnity for law enforcement officers for certain actions; providing an exception; providing that an alien who is unlawfully present in the United States commits an illegal trespass if present in this state; providing for final determination of an alien’s immigration status; requiring that an unlawfully present alien pay the costs of incarceration and additional assessments; providing for disposition of assessments; providing criminal penalties; providing enhanced penalties for certain violations; prohibiting transporting, or providing services that facilitate transporting, into this state an individual who the person knows, or should know, is illegally entering the United States; defining terms; providing criminal penalties; prohibiting intentionally engaging

in the smuggling of human beings for profit or commercial purpose; providing criminal penalties; providing enhanced penalties for certain violations; providing that provisions relating to attempt, solicitation, and conspiracy do not apply to certain violations; authorizing a law enforcement officer to stop any person who is operating a motor vehicle if the officer has reasonable suspicion to believe the person is in violation of any noncriminal traffic law and smuggling provisions; defining terms; prohibiting an occupant of a motor vehicle from stopping to hire and pick up persons for work in certain situations; prohibiting a person looking for work from entering certain vehicles in certain situations; prohibiting a person unlawfully present in the United States from applying for work, soliciting work in a public place, or performing work; providing criminal penalties; prohibiting the transporting, moving, concealing, harboring, or shielding of aliens unlawfully present in the United States; prohibiting inducing or encouraging an alien to come to, or reside in, this state in violation of law; providing for the seizure and forfeiture of specified property; providing criminal penalties; providing enhanced penalties for certain violations; prohibiting an employer from knowingly employing unauthorized aliens; requiring the Attorney General to prepare a complaint form to be used by a person alleging a violation of the act; authorizing a complainant to file a complaint without listing a social security number or having the form notarized; providing for the investigation of complaints filed alleging violations of the act; prohibiting the Attorney General or state attorney from investigating complaints that are based solely on race, color, or national origin; requiring that a complaint form that is submitted to a state attorney be submitted to the state attorney for the county in which the alien is, or was, employed; authorizing the sheriff or local law enforcement agency to investigate a complaint; requiring that the Attorney General or state attorney verify the work authorization status with the Federal Government; prohibiting a state, county, or local official from independently making a final determination on an alien's work authorization status; prohibiting the submission of false reports of violations of the act; providing criminal penalties; requiring that the Attorney General or state attorney take specified actions if the complaint is determined not to be false and frivolous; providing for sanctions against violators of the act; prohibiting the state attorney from bringing an action against an employer if the violation occurred on or before a certain date; requiring that the court order appropriate agencies to suspend the licenses of an employer for a first violation if a specified affidavit is not filed within the specified period of time; requiring that the appropriate agencies suspend an employer's licenses upon receipt of the court order; requiring that the court send a copy of the court order to the Attorney General; requiring that the Attorney General maintain copies of certain court orders; requiring that the court consider certain factors before suspending a license; requiring that the court order appropriate agencies to permanently revoke an employer's licenses for a second or subsequent violation of the act; requiring that appropriate agencies revoke an employer's licenses upon receipt of the court order; requiring that the Attorney General maintain a certain database and make certain court orders available on the website; requiring that the court consider only the Federal Government's determination of an employee's work authorization status; creating a rebuttable presumption in favor of employers who verify the employment authorization of an employee through a specified program; providing an affirmative defense for an employer who complies with specified federal law provisions; providing requirements for an employer's defense of entrapment; prohibiting an employer from intentionally employing an alien unauthorized to be in this country; requiring that the Attorney General prepare a complaint form to be used by a person alleging a violation of the act; providing for the investigation of complaints filed alleging violations of the act; prohibiting the submission of false reports of violations of the act; providing criminal penalties; requiring specified actions if the complaint is determined not to be false and frivolous; requiring that the court expedite the action; providing for sanctions against violators of the act, including the suspension of the licenses of an employer found to have committed a violation of the act; requiring the permanent revocation of the licenses of an employer found to have committed a second or subsequent violation; requiring that the Attorney General maintain copies of certain court orders; requiring that the court consider only the Federal Government's determination of an employee's work authorization status; creating a rebuttable presumption in favor of an employer who verifies the employment authorization of an employee through a specified program; providing an affirmative defense for an employer who complies with specified federal law provisions; providing requirements for an employer's defense of entrapment; requiring an employer to verify the employment eligibility of a new employee through a specified federal program and to keep specified records; requiring an

employer who participates in an economic development incentive program from a governmental entity to register with, and participate in, a specified federal program for employment verification; providing definitions; requiring that the Attorney General periodically obtain a list of employers from this state who are registered with a specified federal employment verification program and make the list available on its website; creating s. 932.709, F.S.; providing for removal and immobilization or impoundment of vehicles under specified circumstances; providing exceptions; requiring immobilization or impoundment for a specified period in certain circumstances; providing for hearings; creating s. 943.0425, F.S.; creating the Gang and Immigration Intelligence and Enforcement Account within the Department of Law Enforcement Operating Trust Fund; providing purposes for funds; repealing s. 787.07, F.S., relating to human smuggling; providing an effective date.

—was referred to the Committees on Judiciary; Community Affairs; Criminal Justice; and Budget.

By Senator Bullard—

SB 1898—A bill to be entitled An act relating to the death penalty; amending s. 775.082, F.S.; deleting provisions providing for the death penalty for capital felonies; deleting provisions relating to the effect of a declaration by a court of last resort that the death penalty in a capital felony is unconstitutional; amending ss. 27.51 and 27.511, F.S.; deleting provisions relating to representation in death penalty cases; repealing ss. 27.7001, 27.7002, 27.701, 27.702, 27.703, 27.704, 27.705, 27.706, 27.707, 27.708, 27.7081, 27.709, 27.7091, 27.710, 27.711, and 27.715, F.S., relating to capital collateral representation; amending s. 119.071, F.S.; deleting a public-records exemption relating to capital collateral proceedings; amending ss. 775.15 and 790.161, F.S.; deleting provisions relating to the effect of a declaration by a court of last resort declaring that the death penalty in a capital felony is unconstitutional; repealing 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 mental retardation; 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. 782.04, 794.011, and 893.135, 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, and 922.15, F.S., relating to issuance of warrant of execution, stay of execution of death sentence, proceedings when person under sentence of death appears to be insane, proceedings when person under sentence of death appears to be pregnant, grounds for death warrant, 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 Governor, sentence of death unexecuted for unjustifiable reasons, and return of warrant of execution issued by Supreme Court, respectively; amending s. 924.055, F.S.; deleting provisions relating to legislative intent concerning appeals and postconviction proceedings in death penalty cases; repealing ss. 924.056 and 924.057, F.S., relating to commencement of capital postconviction actions for which sentence of death is imposed; limitations on actions; amending ss. 924.058 and 924.059, F.S.; conforming provisions to changes made by the act; 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; Judiciary; and Budget.

By Senator Ring—

SB 1900—A bill to be entitled An act relating to insurance; amending s. 628.461, F.S., relating to acquisition of controlling stock with respect to stock and mutual insurers; including prepaid limited health service organizations, health maintenance organizations, prepaid health clinics, continuing care providers, and multiple-employer welfare arrangements within the definition of "insurer"; providing that a person may not acquire a domestic stock insurer or a controlling company unless such

person has filed with the commissioner and sent to the insurer a statement containing specified information and the offer, request, invitation, agreement, or acquisition has been approved by the Commissioner of Insurance; requiring a controlling person of a domestic insurer seeking to divest its controlling interest in the domestic insurer to file notice of the proposed divestiture; requiring the filing of a preacquisition notification; providing for contents of statement; providing for alternative filing materials under specified circumstances; providing for approval or disapproval by the commissioner of any merger or acquisition of control after a public hearing; providing procedures and requirements, including notice requirements, with respect to such hearings; providing for hearings on a consolidated basis; authorizing the commissioner to retain attorneys and experts in reviewing the proposed acquisition of control; providing nonapplicability; providing that failure to file any required statement, amendment, or other material or the effectuation or attempted effectuation of an acquisition of control of, divestiture of, or merger with a domestic insurer without approval of the commissioner constitutes a violation of the section; providing for jurisdiction of courts with respect to violations and service of process; authorizing the commissioner to enter an order under specified circumstances; defining terms; providing criteria and establishing formulae for competitive standards; providing that the burden of showing prima facie evidence of violation of the competitive standard rests with the commissioner; authorizing the commissioner to issue specified orders if an acquisition violates required standards; requiring hearings; requiring an order to be accompanied by a written decision of the commissioner; authorizing penalties for violation of a cease and desist order of the commissioner; providing a fine for failure to make required filings and failure to demonstrate a good faith effort to comply with any filing requirement; specifying acquisitions and purchase of securities that are exempt from the section; providing procedures and requirements with respect to approval or disapproval of the acquisition of voting securities; amending s. 628.4615, F.S., relating to specialty insurers, the acquisition of controlling stock, ownership interest, assets, or control thereof, and the merger or consolidation of such insurers; removing prepaid limited health service organizations, health maintenance organizations, prepaid health clinics, continuing care providers, and multiple-employer welfare arrangements from the definition of the term "specialty insurer"; revising procedures and requirements with respect to the acquisition of a specialty insurer; requiring specified background information with respect to new officers, directors, trustees, partners, owners, or managers of a specialty insurer that is the subject of an acquisition; eliminating provisions relating to review of acquisition applications, prohibited material change in the operation of a specialty insurer or controlling company by an acquiring person, acquisition proceedings, approval and disapproval of acquisitions, burden of proof, validity of acquisitions, and unlawful representation of approval by the office, penalties therefor, and statute of limitations thereon; creating s. 628.800, F.S.; providing definitions with respect to part IV of ch. 628, F.S., relating to insurance holding companies; amending s. 628.801, F.S.; substantially rewording provisions relating to registration of members of an insurance holding company system; providing procedures and requirements with respect to such registration; requiring reporting of dividends and other distributions to shareholders; providing for termination of registration; providing for filing of consolidated registration statements; authorizing specified insurers to register on behalf of an affiliated insurer; providing inapplicability; providing for filing of a disclaimer of affiliation and procedures and requirements with respect thereto; requiring the filing of an annual enterprise risk report; providing that failure to timely file a registration statement or summary thereof or an enterprise risk filing constitutes a violation of the section; creating s. 628.8011, F.S.; providing procedures and requirements with respect to standards and management of an insurer within an insurance holding company system; establishing standards for transactions within an insurance holding company system; precluding specified transactions involving a domestic insurer and any person in its insurance holding company system; providing exceptions; providing for review of transactions; requiring notice with respect to specified investments; providing procedures and requirements with respect to payment of extraordinary dividends or the making of extraordinary distributions by a domestic insurer; providing requirements with respect to management of domestic insurers; providing factors to be considered in determining adequacy of an insurer's surplus; creating s. 628.8012, F.S.; providing for the establishment of and participation in a supervisory college; specifying powers of the Commissioner of Insurance with respect thereto; providing for payment of expenses of the college; creating s. 628.8013, F.S.; providing rulemaking authority of the commissioner; creating s. 628.8014, F.S.; providing re-

strictions on voting of securities; amending s. 628.802, F.S.; providing for injunctions against specified violations; substantially revising provisions relating to the voting of securities; substantially revising provisions relating to the seizure or sequestration of voting securities; amending s. 628.803, F.S.; providing a penalty for failure to file a registration statement; providing for deposit of funds derived therefrom; providing a penalty for a knowing violation, participation in, or assent to specified violative transactions or the making of investments by a director or officer of an insurance holding company system; authorizing the issuance of cease and desist orders with respect to specified transactions or contracts; providing penalties for willful violation of part IV of ch. 628, F.S., by an insurer or any director, officer, employee, or agent thereof; providing a penalty for knowingly making false statements, false reports, or false filings with the intent to deceive in the performance duties as an officer, director, or employee of an insurance holding company system; providing that a violation of ch. 628, F.S., which prevents full understanding of an enterprise risk may serve as an independent basis for disapproving dividends or distributions and for placing the insurer under an order of supervision; amending ss. 636.05, 641.255, 641.416, and 651.024, F.S.; conforming cross-references; reenacting s. 48.151(3), F.S., relating to service of process by the Chief Financial Officer on specified insurers, to incorporate the amendment to s. 628.461, F.S., in a reference thereto; reenacting s. 624.310(1)(a), F.S., relating to the definitions of "affiliated party," to incorporate the amendments to ss. 628.461 and 628.4615, F.S., in references thereto; reenacting s. 625.765, F.S., relating to exemptions from specified provisions of part IV of ch. 625, F.S., relating to domestic stock insurers and equity securities, to incorporate the amendment to s. 628.461, F.S., in a reference thereto; reenacting s. 628.705(2), F.S., relating to prohibition of stock transfers, to incorporate the amendment to s. 628.461, F.S., in a reference thereto; reenacting s. 631.051(7), F.S., relating to grounds for rehabilitation of a domestic insurer or alien insurer, to incorporate the amendments to ss. 628.461 and 628.4615, F.S., in references thereto; reenacting s. 409.912(20), F.S., relating to cost-effective purchasing of health care, to incorporate the amendment to s. 628.4615, F.S., in a reference thereto; reenacting s. 624.80(1)(b), F.S., relating to the definition of "insurer," to incorporate the amendment to s. 628.4615, F.S., in a reference thereto; reenacting s. 626.9928, F.S., relating to acquisition of interest in a viatical settlement provider, to incorporate the amendment to s. 628.4615, F.S., in a reference thereto; reenacting s. 634.252, F.S., relating to acquisition requirements with respect to motor vehicle service agreement companies, to incorporate the amendment to s. 628.4615, F.S., in a reference thereto; reenacting s. 634.3073, F.S., relating to acquisition requirements with respect to home warranty associations, to incorporate the amendment to s. 628.4615, F.S., in a reference thereto; reenacting s. 634.4085, F.S., relating to acquisition requirements with respect to service warranty associations, to incorporate the amendment to s. 628.4615, F.S., in a reference thereto; reenacting s. 636.065, F.S., relating to acquisition requirements with respect to prepaid limited health service organizations, to incorporate the amendment to s. 628.4615, F.S., in a reference thereto; reenacting s. 642.032(5), F.S., relating to provisions of general insurance law applicable to legal expense insurance corporations, to incorporate the amendment to s. 628.4615, F.S., in a reference thereto; reenacting s. 626.7492(6)(b), (8)(f), and (9)(f), F.S., relating to duties of insurers using the services of a reinsurance intermediary broker or manager, to incorporate the amendments to s. 628.801, F.S., in references thereto; reenacting s. 626.918(2)(d), F.S., relating to conditions of eligibility for surplus lines insurers, to incorporate the amendment to s. 628.801, F.S., in a reference thereto; providing an effective date.

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

By Senator Rich—

SB 1902—A bill to be entitled An act relating to independent living; amending s. 39.013, F.S.; requiring the court to exercise jurisdiction until a child is 21 years of age if the child elects to receive Foundations for Success services; retaining jurisdiction for the purpose of reviewing the child's transition and permanency plans and services; creating s. 39.605, F.S.; directing the Department of Children and Family Services to administer a system of independent living transition services to enable older children in out-of-home care to make the transition to self-sufficiency as adults; providing that the goals of independent living transition services are to assist older children in planning successful

futures that lead to independence and assist caregivers of older children in out-of-home care to teach life skills to all children in their care; providing for eligibility to receive independent living services; requiring the department to provide these children with skills for out-of-home, independent, self-sufficient living; specifying the training, support, and services the department must give to prepare a child for independent living; providing for a detailed transition plan for each child in the program; establishing educational goals; requiring all children in out-of-home care to take part in learning opportunities that result from participation in community service activities; specifying services for children living in foster care, including preindependent living services, quality parenting services, performance accountability, and early entry into the Foundations for Success program; requiring the department to adopt rules for the independent living program; creating s. 39.911, F.S.; defining terms; creating s. 39.912, F.S.; requiring the department to provide or arrange services for the Pathways to Success, Foundations for Success, and Jumpstart to Success programs; providing for portability of services between counties; providing that the Pathways to Success program is intended to help eligible students who were foster children in this state to receive the educational and vocational training needed to achieve independence; providing for a stipend that is based on a needs assessment of the young adult's educational and living needs; providing for the permissible use of the stipend; providing for the termination of the stipend; authorizing eligible children to participate in the Foundations for Success program; describing the structure and operations of the two Foundations for Success components; detailing eligibility criteria for the Foundations for Success program; requiring a review of the child's progress on the anniversary of his or her approval for Foundations for Success services; providing eligibility for the Jumpstart to Success program; providing for an appeals process for any decision relating to the three programs; directing the department to develop outcome measures; requiring the department to prepare a report for the Legislature; specifying the contents of the report; requiring the department to establish the Independent Living Services Advisory Council; providing the functions and duties of the advisory council; requiring a report; providing for the membership of the advisory council; requiring the department to provide administrative support to the advisory council; requiring a report to the Legislature by a specified date; requiring the department to enroll eligible children in the Florida Kidcare program; requiring the department to adopt rules; amending s. 409.903, F.S., conforming a cross-reference; authorizing youth receiving Road-to-Independence or transitional support services to choose to terminate their existing services or continue in their existing services until their eligibility for that benefit program expires; providing an effective date.

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

By Senator Altman—

SB 1904—A bill to be entitled An act relating to optional sector plans; amending s. 163.3245, F.S.; increasing the minimum size of geographic areas that qualify for the use of optional sector plans; revising terminology relating to such plans; deleting obsolete provisions; requiring that public notice be given for scoping meetings between the state land planning agency and the local government; revising the content required to be included in conceptual long-term overlay plans and detailed specific area plans; requiring identification of water development projects and transportation facilities to serve future development needs; authorizing a long-term conceptual overlay plan and a detailed specific area plan to be based on a planning period longer than the generally applicable planning period; providing that a long-term conceptual overlay plan is not required to demonstrate certain need; providing that a detailed specific area plan may demonstrate certain need; requiring the state land planning agency to consult with the Department of Agriculture and Consumer Services, the Department of Environmental Protection, the Fish and Wildlife Conservation Commission, and the applicable water management district in its review of certain plans; requiring a long-range transportation plan to be consistent with the long-term conceptual overlay plan; requiring certain water development projects to be incorporated into certain water supply plans; authorizing an applicant to request a consumptive use permit for a duration commensurate with the long-term conceptual overlay plan; exempting certain developments from the requirement to develop a detailed specific area plan; requiring that certain plan amendments or long-term conceptual overlay plans include a buildout date and preclude certain

changes in the development until after that date; authorizing certain development agreements between the developer and the local government; providing for the owners of property in the planning area to withdraw consent to certain plans; providing exceptions; providing for continuation of certain existing land uses; providing for certain plans in compliance before the effective date of the act to be governed by the act; providing an effective date.

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

By Senator Diaz de la Portilla—

SJR 1906—A joint resolution proposing an amendment to Section 4 of Article VII of the State Constitution to authorize counties and municipalities to freeze the assessed value of the homesteads of certain low-income senior citizens.

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

By Senator Smith—

SB 1908—A bill to be entitled An act relating to insurance; amending s. 501.212, F.S.; removing an exemption from regulation under the Florida Deceptive and Unfair Trade Practices Act provided for persons or activities regulated by the Office of Insurance Regulation of the Financial Services Commission; creating s. 624.156, F.S.; specifying that the business of insurance is subject to the Florida Deceptive and Unfair Trade Practices Act; amending s. 627.062, F.S.; clarifying that an affiliate of a medical malpractice insurer is subject to the provisions that govern rates for medical malpractice insurance; requiring an insurer to apply a discount or surcharge, exclusive of any other discounts, credits, or rate differentials, based on the health care provider's loss experience and disciplinary action taken by the state or the Federal Government, a health care facility, or a health care plan; prohibiting a medical malpractice liability insurer from using a rate or charging a premium unless certain conditions are met; requiring the Office of Insurance Regulation to consider, as part of the insurer's rate base, the insurer's loss adjustment expenses or defense and cost containment expenses; providing that a rate or rate change may not be justified by an insurer's loss adjustment expenses or defense and cost containment expenses in excess of the national average; deleting the requirement that a rate filing be sworn to by executive officers of an insurer; requiring a chief executive officer or chief financial officer of a medical malpractice insurer and the chief actuary of a medical malpractice insurer to certify specified information that must accompany a rate filing; providing a penalty for a signing officer who makes a false certification; providing for the disapproval of a rate filing under certain conditions; requiring the commission to adopt rules; providing legislative intent and findings; prohibiting rates for medical malpractice insurance filed with the Office of Insurance Regulation before a specified date from being based upon the loss and expense experience of more than a specified number of years; authorizing insurers to base rate filings on the loss and expense experience of a specified year and thereafter; requiring the director of the Office of Insurance Regulation to approve the insurance rates for medical malpractice before such rates are used; repealing s. 627.4147(2), F.S., relating to medical malpractice insurance contracts; amending s. 627.912, F.S.; revising the requirements for reports made to the office for any written claim or action for damages for personal injuries claimed to have been caused by error, omission, or negligence in the performance of certain insureds' professional services; requiring the office to impose a fine against an insurer, commercial self-insurance fund, medical malpractice self-insurance fund, an insurer providing professional liability insurance to a member of The Florida Bar, or a risk retention group that violates the requirements of insurer reporting; creating s. 627.41491, F.S.; requiring the Office of Insurance Regulation to publish a comparison of the rates in effect for each medical malpractice insurer, self-insurer, risk retention group, and the Florida Medical Malpractice Joint Underwriting Association; requiring the office to make the rate comparison chart available to the public on its website and to annually update the chart; amending s. 627.41495, F.S.; requiring the medical malpractice insurer or self-insurance fund to mail notice of a filing of a proposed rate change to its policyholders or members and the Office of the Consumer Advocate; providing that the consumer advocate has standing to request, intervene, or participate in a rate hearing; requiring

the office to receive into evidence any materials, information, or studies submitted by members of the public or the consumer advocate; authorizing the consumer advocate and any policyholders or members of the insurer or self-insurance fund to request a rate hearing on a proposed rate change; requiring the director of the Office of Insurance Regulation to hold such hearing; requiring the office to adopt rules to administer the act; providing an effective date.

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

By Senator Diaz de la Portilla—

SB 1910—A bill to be entitled An act relating to state and regional planning; repealing ss. 186.501-186.515, F.S., relating to the Florida Regional Planning Council Act; amending s. 120.52, F.S.; conforming a cross-reference; amending ss. 163.3175 and 163.3177, F.S., relating to comprehensive planning; removing references to the regional planning council, to conform; amending s. 163.3178, F.S.; removing a reference to a dispute resolution process, to conform; amending s. 163.3180, F.S., relating to concurrency exception areas; removing a reference, to conform; amending s. 163.3184, F.S.; removing references to the regional planning council, removing a requirement that the regional planning council provide comments for proposed comprehensive plan amendments, and removing a provision governing the regional planning council's review of proposed plan amendments, to conform; amending s. 163.3187, F.S., relating to amendments to adopted comprehensive plans; removing a reference to the regional planning council, to conform; amending s. 163.3191, F.S.; removing a provision allowing the state land planning agency to delegate review of evaluation and appraisal reports to the appropriate regional planning council, to conform; amending s. 163.3245, F.S.; removing a provision requiring the regional planning council to conduct a scoping meeting before executing an agreement authorizing an optional sector plan and removing a reference to the regional planning council, to conform; amending s. 163.3246, F.S.; removing provisions requiring a regional planning council to coordinate an application for approval of a development order that would be exempt from regional impact review, to conform; amending s. 163.32465, F.S.; removing a reference to the regional planning council and removing a provision regarding regional planning council review and comments on regional resources or facilities or a proposed comprehensive plan amendment, to conform; amending s. 186.003, F.S.; removing the definition of the term "regional planning agency," to conform; amending s. 186.0201, F.S.; removing references to the regional planning council and substituting a municipality or county as the identified service area for purposes of planning for the siting of electric substations, to conform; amending s. 215.559, F.S.; removing a provision giving funding priority under the Hurricane Loss Mitigation Program to certain projects in regional planning council regions, to conform; amending s. 218.32, F.S., relating to annual financial reports; removing references to the regional planning council, to conform; amending s. 252.385, F.S., relating to public shelter space; removing references to the regional planning council, to conform; amending s. 258.501, F.S., relating to the management coordinating council for the Myakka River; removing references to the Tampa Bay and Southwest Florida Regional Planning Councils, to conform; amending s. 288.0656, F.S., relating to the Rural Economic Development Initiative; removing a reference to the Florida Regional Planning Council Association, to conform; amending s. 288.975, F.S., relating to military base reuse plans; removing the definition of the term "regional policy plan," to conform; amending s. 320.08058, F.S., relating to the Tampa Bay Estuary license plate; removing a reference to the Tampa Bay Regional Planning Council, to conform; amending s. 339.155, F.S.; removing a requirement that each regional planning council develop transportation goals and policies as an element of its strategic regional policy plan, to conform; amending s. 339.175, F.S., relating to metropolitan planning organizations; removing a reference to the regional planning council, to conform; amending s. 339.285, F.S.; conforming cross-references; amending s. 348.9932, F.S.; removing the executive director of the Southwest Florida Regional Planning Council from the membership of the Southwest Florida Expressway Authority and deleting a reference to the executive director, to conform; amending s. 369.303, F.S., relating to the Wekiva River Protection Act; removing the definition of the term "council," to conform; amending ss. 369.307 and 369.324, F.S.; replacing the East Central Florida Regional Planning Council with the Wekiva River Basin Commission, to conform; amending s. 373.415, F.S.; conforming cross-references; amending s. 378.411, F.S.,

relating to resource reclamation; removing a reference to the regional planning council, to conform; amending s. 380.045, F.S., relating to resource planning and management committees; removing a reference to the regional planning council, to conform; amending s. 380.06, F.S., relating to developments of regional impact; removing a requirement that a copy of the notice of proposed agency action on a conceptual review be sent to the regional planning council, to conform; amending s. 380.061, F.S.; removing references to the regional planning council and removing the requirement that the regional planning council notify a developer if a request for conversion of completeness to sufficiency is granted or denied, to conform; amending s. 380.07, F.S., relating to the Florida Land and Water Adjudicatory Commission; removing references to the regional planning council, to conform; amending ss. 403.503 and 403.50663, F.S., relating to the siting of electrical power plants; removing the definition of the term "regional planning council" and removing references to the regional planning council, to conform; amending s. 403.507, F.S.; removing the requirement that each regional planning council prepare a report that addresses the impact upon the public of a proposed electrical power plant, to conform; amending ss. 403.508, 403.5115, and 403.518, F.S., relating to public meetings and application fees; removing references to the regional planning council and conforming cross-references; amending ss. 403.522, 403.526, 403.527, and 403.5272, F.S., relating to the siting of electric transmission lines; removing the definition of the term "regional planning council"; removing the requirement that the regional planning council present a report addressing the impact upon the public of a proposed transmission line or corridor; removing references to the regional planning council, to conform; amending ss. 403.5363, 403.5365, and 403.537, F.S., relating to public meetings and application fees; removing references to the regional planning council and conforming cross-references; amending ss. 403.7225 and 403.7226, F.S.; removing a provision requiring the county to make arrangements for hazardous waste management with its regional planning council; removing references to the regional planning council, to conform; amending s. 403.723, F.S.; requiring that the county rather than the regional planning council designate areas for hazardous waste storage or treatment facilities, to conform; amending ss. 403.9403, 403.941, and 403.9411, F.S., relating to the siting of natural gas transmission pipelines; removing the definition of the term "regional planning council"; removing a provision requiring a regional planning council to present a report on the impact of a proposed natural gas pipeline; removing references to the regional planning council, to conform; amending s. 408.033, F.S.; removing a provision requiring local health councils to enter into a memorandum of agreement with each regional planning council to address health issues, to conform; amending ss. 419.001 and 985.682, F.S.; removing references to dispute resolution procedures established by regional planning councils, to conform; amending s. 1013.30, F.S., relating to university campus master plans; removing a reference to the regional planning council, to conform; amending ss. 1013.372 and 1013.74, F.S.; removing references to hurricane evacuation shelter capacity determined by the regional planning council, to conform; providing an effective date.

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

By Senator Evers—

SB 1912—A bill to be entitled An act relating to trucking; providing a short title; defining the term "small trucking firm"; providing for the county tax collector to act as an agent of the Department of Highway Safety and Motor Vehicles for the issuance of certain commercial driver's licenses and registration tags; exempting trucks owned by small trucking firms from laws that prohibit idling; providing for a waiver from the Department of Environmental Protection exempting such firms from rules and regulations restricting truck washing; providing such firms with a tax credit for the costs of idling; providing penalties for theft from small trucking firms; creating the Trucking Regulation Workgroup to identify certain rules and regulations; providing for membership of the workgroup; directing the workgroup to make a report to the Governor and the Legislature by a certain date; authorizing the Department of Transportation to randomly inspect trucks and prohibiting the use of target lists for such inspections; providing an effective date.

—was referred to the Committees on Transportation; Environmental Preservation and Conservation; and Budget.

By Senator Evers—

SB 1914—A bill to be entitled An act relating to permitting of consumptive uses of water; amending s. 373.016, F.S.; conforming a cross-reference; amending s. 373.223, F.S.; prohibiting the governing board of a water management district or the Department of Environmental Protection from requiring a county or municipality to adopt any resolution or ordinance or require review or approval of the resolution or ordinance as a condition for a permit; limiting the requests for additional information by a district or the department after initial notification of an error or omission in a permit application; amending s. 373.227, F.S.; removing provisions that give a public water supply utility latitude in selecting a rate structure and provide limited review of the rate designed to promote efficient use of water; amending s. 373.229, F.S.; conforming a cross-reference; amending s. 373.236, F.S.; requiring permits to be granted for not less than 20 years when the conditions of issuance are met; adding the condition of at least 50 percent of alternative supplies to the requirement for granting permits for a term of at least 20 years; amending s. 373.250, F.S.; adding a legislative finding; specifying that ch. 373, F.S., does authorize a water management district to restrict the use of, or require a permit for, reclaimed water; amending ss. 373.701, 373.709, and 373.713, F.S.; conforming a cross-reference; providing an effective date.

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

By Senator Detert—

SB 1916—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending ss. 14.26, 20.14, 213.053, 320.275, and 366.85, F.S.; renaming the Division of Consumer Services within the department as the “Division of Consumer Protection”; amending s. 493.6105, F.S.; revising the information that a person must supply in an application for licensure as a private investigator, private security service, or repossession service; deleting a requirement that certain applicants supply photographs along with an application; revising the certificates that a person applying for a class “K” firearms instructor’s license must supply along with an application for the license; making technical and grammatical changes; amending s. 493.6106, F.S.; providing that applicants for certain licenses as a private investigator, private security service or repossession service must meet certain citizenship or immigration requirements and not be prohibited by law from purchasing a firearm; making grammatical and technical changes; amending s. 493.6107, F.S.; authorizing a Class “M,” Class “G,” and Class “K” licensee or applicant to pay examination fees and license fees by personal check or, if authorized by the department, by electronic funds transfer; amending s. 493.6108, F.S.; requiring the department to investigate the mental fitness of an applicant of a Class “K” firearms instructor license; amending s. 493.6111, F.S.; providing that Class “K” firearms instructor licenses are valid for 3 years; requiring an applicant for a recovery school or security officer school to receive approval from the department before operating under a fictitious name; making technical and grammatical changes; amending s. 493.6113, F.S.; deleting a requirement that Class “A” private investigative agency licensees and Class “R” recovery agency licensees provide evidence of certain insurance coverage with an application to renew a license; requiring a Class “K” firearms instructor licensee to submit proof of certification to provide firearms instruction; amending s. 493.6115, F.S.; conforming cross-references to changes made by the act; making technical and grammatical changes; amending s. 493.6118, F.S.; authorizing the department to take disciplinary action against a Class “G” statewide firearms licensee or applicant or a Class “K” firearms instructor licensee or applicant if the person is prohibited from purchasing a firearm by law; amending s. 493.6121, F.S.; deleting a provision authorizing the department to have access to certain criminal history information of a purchaser of a firearm; amending s. 493.6202, F.S.; authorizing a Class “A,” Class “AA,” Class “MA,” Class “C,” or Class “CC” licensee or applicant to pay examination fees and license fees by personal check or, if authorized by the department, by electronic funds transfer; amending s. 493.6203, F.S.; providing that experience as a bodyguard does not qualify as experience or training for purposes of a Class “MA” or Class “C” license; requiring an initial applicant for a Class “CC” license to complete specified training courses; making technical and grammatical changes and conforming a cross-reference; amending s. 493.6302, F.S.; authorizing a Class “B,” Class “BB,” Class “MB,” Class “D,” Class “DS,” or Class “DI” licensee or applicant to pay examination fees and license fees by

personal check or, if authorized by the department, by electronic funds transfer; amending s. 493.6303, F.S.; requiring an applicant for an initial Class “D” license to complete specified training courses; making technical and grammatical changes; amending s. 493.6304, F.S.; requiring an application for a security officer school or training facility to be verified under oath; amending ss. 493.6401 and 493.6402, F.S.; renaming repossessioners as “recovery agents”; authorizing a Class “R,” Class “RR,” Class “MR,” Class “E,” Class “EE,” Class “RS,” or Class “RI” licensee or applicant to pay examination fees and license fees by personal check or, if authorized by the department, by electronic funds transfer; amending s. 493.6406, F.S.; requiring recovery agent schools or instructors to be licensed by the department to offer training to Class “E” licensees and applicants; amending ss. 496.404, 496.411, and 496.412, F.S.; renaming the Division of Consumer Services as the “Division of Consumer Protection”; amending s. 496.419, F.S.; deleting authorization for the department to enter an order; amending s. 501.015, F.S.; correcting a reference to a local business tax receipt; amending s. 501.017, F.S.; specifying the minimum type size for requiring certain disclosures in contracts between a consumer and a health studio; amending s. 501.145, F.S.; deleting a reference to the department in the Bedding Label Act; amending s. 501.160, F.S.; deleting authorization for the department to enforce certain prohibitions against unconscionable practices during a declared state of emergency; amending s. 501.605, F.S.; deleting a requirement that a person supply his or her social security number on an application as a commercial telephone seller; amending s. 501.607, F.S.; deleting a requirement that a person supply his or her social security number on an application as a salesperson; amending s. 539.001, F.S.; correcting a reference to a local business tax receipt; amending s. 559.805, F.S.; deleting a requirement that a seller of a business opportunity provide the social security numbers of the seller’s agents to the department; amending s. 559.904, F.S.; correcting a reference to a local business tax receipt; amending s. 570.544, F.S.; renaming the Division of Consumer Services as the “Division of Consumer Protection”; amending s. 681.102, F.S.; deleting a reference to the division in the Motor Vehicle Warranty Enforcement Act; amending ss. 681.103, 681.108, and 681.109, F.S.; transferring certain responsibilities under the Lemon Law to the department from the Division of Consumer Services; amending s. 681.1095, F.S.; transferring certain responsibilities relating to the New Motor Vehicle Arbitration Board to the department from the Division of Consumer Services; authorizing the board to send its decisions by any method providing a delivery confirmation; authorizing the department to adopt rules; amending s. 681.1096, F.S.; conforming a cross-reference to changes made by the act; amending s. 681.112, F.S.; transferring certain responsibilities relating to the Lemon Law to the department from the Division of Consumer Services; amending s. 681.117, F.S.; deleting a provision requiring the Department of Legal Affairs to contract with the Division of Consumer Services for services relating to dispute settlement procedures and the New Motor Vehicle Arbitration Board; amending s. 849.0915, F.S.; renaming the Division of Consumer Services as the “Division of Consumer Protection”; providing an effective date.

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

By Senator Margolis—

SB 1918—A bill to be entitled An act relating to legal and medical referral service advertising; providing definitions; requiring advertising from a medical or lawyer referral service related to motor vehicle accidents to comply with certain requirements regarding content; requiring advertisements or unsolicited written communications from certain legal referral services related to motor vehicle accidents to comply with the Supreme Court of Florida’s Rules Regulating The Florida Bar; requiring that published advertisements from a lawyer referral service be filed with The Florida Bar along with an affidavit meeting certain criteria; requiring advertisements or unsolicited written communications from a lawyer referral service to display certain information; requiring a referring person or entity to provide certain financial information to the person referred to a lawyer or health care provider; prohibiting a lawyer referral service to condition membership based on certain criteria; prohibiting a medical referral service from making referrals only to a medical clinic or health care provider in which it has a financial or ownership interest; providing civil and criminal penalties for violations relating to legal and medical referral advertising and relief to persons affected; providing an effective date.

—was referred to the Committees on Health Regulation; Judiciary; and Budget.

By Senator Garcia—

SB 1920—A bill to be entitled An act relating to random drug testing for applicants for and recipients of state financial assistance; defining the term “state financial assistance”; prohibiting a person who applies for or receives state financial assistance and has agreed to or is subject to random drug testing from being randomly tested for drug use more than once in a 12-month period; providing an effective date.

—was referred to the Committees on Commerce and Tourism; Children, Families, and Elder Affairs; and Health Regulation.

By Senator Garcia—

SB 1922—A bill to be entitled An act relating to health insurance; amending s. 408.910, F.S.; defining the terms “corporation’s marketplace,” “health benefit plan,” and “small employer” for purposes of the Florida Health Choices Program; redefining the term “insurer” to include health maintenance organizations; revising the types of employers who are eligible to enroll in the program; authorizing health maintenance organizations to sell health maintenance contracts under the program; requiring the Office of Insurance Regulation to approve risk-bearing products that are sold by vendors; requiring health maintenance contracts to ensure the availability of covered services and benefits to participating individuals for a specified period; requiring Florida Health Choices, Inc., to approve of certain nonrisk-bearing products; requiring the corporation to determine that making the product available through the program is in the interest of eligible individuals and eligible employers; deleting the corporation’s requirement to develop a methodology for evaluating the actuarial soundness of products offered through the program; requiring the program to provide a single, centralized market for the purchase of health insurance, health maintenance contracts, and other health services; requiring the corporation to inform individuals about other health care programs; providing that products sold as part of the program, except for certain risk-bearing products, are not subject to certain licensing requirements; requiring Florida Health Choices, Inc., to phase in the program by accomplishing certain duties regarding the program; requiring the program to provide for the operation of a toll-free hotline; requiring the program to provide for initial, open, and special enrollment periods; requiring the program to enable eligible employers to access coverage for their employees; providing that the provisions that govern the program do not preempt or supersede the authority of the Commissioner of Insurance Regulation to regulate the business of insurance; requiring all insurers and health maintenance organizations to comply with all applicable health insurance laws and orders by the commissioner; amending s. 409.821, F.S.; authorizing personal, identifying information of an applicant or enrollee in the Florida Kidcare program to be disclosed to Florida Health Choices, Inc., for purposes of administering the Florida Health Choices Program; providing an effective date.

—was referred to the Committees on Banking and Insurance; Health Regulation; and Budget.

By Senator Garcia—

SB 1924—A bill to be entitled An act relating to sovereign immunity; amending s. 768.28, F.S.; providing certain medical schools with sovereign immunity protection while their employees and students provide services to public health trust patients at certain hospitals and health care facilities; providing an effective date.

—was referred to the Committees on Health Regulation; Higher Education; and Judiciary.

By Senator Latvala—

SB 1926—A bill to be entitled An act relating to the State Employee Bonus Initiative; creating the State Employee Bonus Initiative, an online state employee suggestion program for reducing the cost of state government; providing duties of the Legislative Budget Commission

relating to the program, including creating and maintaining a program website; providing program requirements; providing for a monetary award; protecting employees from certain adverse and discriminatory actions; prohibiting state agency heads and elected and appointed officials from participating in the program; requiring the commission to annually create and make available to all state agencies a poster providing certain information and meeting specified requirements; providing an effective date.

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

By Senator Latvala—

SB 1928—A bill to be entitled An act relating to distilled spirits; amending s. 565.07, F.S.; providing that certain high-proof distilled spirits may be distilled, bottled, packaged, or processed for export or sale outside the state; providing an effective date.

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

By Senator Bogdanoff—

SB 1930—A bill to be entitled An act relating to motor vehicle personal injury protection insurance; amending s. 316.066, F.S.; revising provisions relating to the contents of written reports of motor vehicle crashes; requiring short-form crash reports by a law enforcement officer to be maintained by the officer’s agency; authorizing the investigation officer to testify at trial or provide an affidavit concerning the content of the reports; amending s. 400.991, F.S.; requiring that an application for licensure as a mobile clinic include a statement regarding insurance fraud; creating s. 626.9894, F.S.; providing definitions; authorizing the Division of Insurance Fraud to establish a direct-support organization for the purpose of prosecuting, investigating, and preventing motor vehicle insurance fraud; providing requirements for the organization and the organization’s contract with the division; providing for a board of directors; authorizing the organization to use the division’s property and facilities subject to certain requirements; authorizing contributions from insurers; providing that any moneys received by the organization may be held in a separate depository account in the name of the organization; requiring the division to deposit certain proceeds into the Insurance Regulatory Trust Fund; amending s. 627.4137, F.S.; requiring a claimant’s request about insurance coverage to be appropriately served upon the disclosing entity; amending s. 627.730, F.S.; conforming a cross-reference; amending s. 627.731, F.S.; providing legislative intent with respect to the Florida Motor Vehicle No-Fault Law; amending s. 627.732, F.S.; defining the terms “claimant” and “no-fault law”; amending s. 627.736, F.S.; conforming a cross-reference; requiring certain entities providing medical services to document that they meet required criteria; revising requirements relating to the form that must be submitted by providers; requiring an entity or clinic to file a new form within a specified period after the date of a change of ownership; revising provisions relating to when payment for a benefit is due; providing that an insurer’s failure to send certain specification or explanation does not waive any ground for rejecting an invalid claim; authorizing an insurer to define “reasonable proof” in its policy and to request information for its investigation; providing that the time period for paying a claim is tolled during the investigation of a fraudulent insurance act; specifying when benefits are not payable; providing that a claimant that violates certain provisions is not entitled to any payment, regardless of whether a portion of the claim may be legitimate; authorizing an insurer to recover payments and bring a cause of action to recover payments; providing that an insurer may deny any claim based on other evidence of fraud; forbidding a physician, hospital, clinic, or other medical institution that fails to comply with certain provisions from billing the injured person or the insured; providing that an insurer has a right to conduct reasonable investigations of claims; authorizing an insurer to require a claimant to provide certain records; authorizing an insurer to deny or reduce a claim if a medical provider fails to keep adequate records; providing that an insurer’s choice of physician is not limited by the physician’s area of practice or licensing chapter; authorizing an insurer to deny benefits if an insured, claimant, or medical provider fails to comply with certain provisions; forbidding the claimant from filing suit unless the claimant complies with the act; revising the insurer’s reimbursement limitation; providing that an insurer is not required to pay a claim that the insured

did not countersign; requiring the provider to submit the statements or bills on an approved form; requiring the provider to ensure that the insured understands the services being provided; specifying requirements for furnishing the insured with notice of the amount of covered loss; deleting an obsolete provision; requiring the provider to provide copies of the patient log within a certain time if requested by the insurer; providing that failure to maintain a patient log renders the treatment unlawful and noncompensable; revising requirements relating to discovery; authorizing the insurer to conduct a physical review of the treatment location; requiring the insured and assignee to comply with certain provisions to recover benefits; requiring the provider to produce persons having the most knowledge in specified circumstances; providing that an insurer that requests an examination under oath without a reasonable basis is engaging in an unfair and deceptive trade practice; providing that failure to appear for an examination establishes a rebuttable presumption that such failure was unreasonable; authorizing an insurer to contract with a preferred provider network; authorizing an insurer to provide a premium discount to an insured who selects a preferred provider; authorizing an insurance policy to not pay for nonemergency services performed by a nonpreferred provider in specified circumstances; authorizing an insurer to contract with a health insurer in specified circumstances; revising requirements relating to demand letters in an action for benefits; specifying when a demand letter is defective; requiring a second demand letter under certain circumstances; deleting obsolete provisions; providing that a demand letter may not be used to request the production of claim documents or records from the insurer; amending ss. 324.021, 456.057, 627.7401, and 817.234, F.S.; conforming cross-references; providing an effective date.

—was referred to the Committees on Banking and Insurance; Criminal Justice; and Budget.

By Senator Evers—

SB 1932—A bill to be entitled An act relating to the Justice Reinvestment Commission; creating the Justice Reinvestment Commission within the Executive Office of the Governor; providing for the purpose of the commission; describing the goals of the commission; requiring the commission, within available resources, to conduct comprehensive analytical research of criminal and juvenile justice data, evaluations of relevant criminal and juvenile justice policies, and current state corrections and juvenile justice funding in order to develop practical, data-driven policy options that can increase public safety, improve offender accountability, reduce recidivism, and manage the growth of spending on correction and juvenile justice programs; detailing the specific topics that the commission is encouraged to address in its research and analysis; providing for the membership, organization, and operation of the commission; directing the members to select from among themselves the chair of the commission; authorizing the chair to appoint members to serve in subcommittees created by the commission to carry out specific duties required to complete the commission's tasks; authorizing the chair to designate ex officio members from state or local agencies to serve as technical assistance advisors to the subcommittees; requiring the commission to meet initially by a specified date and quarterly thereafter; providing that members of the commission serve without compensation, but are entitled to reimbursement for per diem and travel expenses; requiring the commission to employ an executive director who shall be appointed by the Governor; providing for the duties and responsibilities of the executive director; authorizing certain agencies to cooperate with the commission; requiring that the chair develop a technical assistance agreement with an independent public policy research institution or an educational institution to accomplish the review of the effectiveness of the juvenile justice and correctional policies; requiring the commission to submit an interim and final report of its findings and recommendations to the Governor and Legislature by specified dates; authorizing the commission to provide the Governor and Legislature with additional reports of findings and recommendations at any time it deems appropriate; providing for the abolishment of the commission on a specified date; providing an effective date.

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

By Senator Evers—

SB 1934—A bill to be entitled An act relating to utility right-of-way relocation; amending s. 337.403, F.S.; requiring utility owners to remove or relocate at their expense utilities that interfere with public roads or rail corridors; providing an exception if a local governmental entity acquires property where the utility was legally located prior to the acquisition; adding an exception for certain permits issued in 1972; providing for notice to utilities prior to commencement of work; requiring the initiation of removal by the utility; providing an effective date.

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

By Senator Evers—

SB 1936—A bill to be entitled An act relating to the Board of Corrections and Juvenile Justice; creating the Board of Corrections and Juvenile Justice within the Executive Office of the Governor; describing the duties and responsibilities of the board; requiring the board to conduct annual performance reviews of the Secretary of Corrections and the Secretary of Juvenile Justice; requiring the board to publish an annual report for presentation to the Governor and Legislature by a specified date; requiring the board to conduct scheduled and unscheduled inspections of facilities and to issue reports as needed; requiring the board to require the Office of Inspector General to conduct certain investigations; providing for the organization of the board; providing that the board is appointed by the Governor and subject to confirmation by the Senate; providing terms of the board; providing that the members of the board serve without compensation, but are reimbursed for per diem and travel expenses; prohibiting a member from having a contractual relationship with the Department of Corrections or the Department of Juvenile Justice; requiring that the board meet at the call of its chair or at the request of a majority of its membership; requiring the board to employ an executive director who is designated by the Governor; providing for the duties and responsibilities of the executive director; providing an effective date.

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

By Senator Evers—

SB 1938—A bill to be entitled An act relating to corrections; providing short titles; providing for an alternative to adjudication for alleged adult nonviolent offenders meeting specified requirements; providing requirements for alternative adjudication programs; providing requirements for phase one of the program; providing for an offender receiving a high school diploma or the equivalent; requiring successful completion of a basic training course; providing for phase two of the program; providing for job skills training; providing for phase three of the program; providing for earning money for victim restitution; providing requirements for restitution payments; providing for employment placement; providing for release and withholding of adjudication; providing an effective date.

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

SB 1940—Withdrawn prior to introduction.

By Senator Bennett—

SB 1942—A bill to be entitled An act relating to local government services; repealing s. 163.07, F.S., relating to efficiency and accountability in local government services; providing an effective date.

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

By Senator Wise—

SB 1944—A bill to be entitled An act relating to alternative credit for high school courses; repealing s. 1002.375, F.S., which requires the Commissioner of Education to implement a pilot project that allows

school districts to award alternative course credit for students enrolled in certain industry certification programs; amending s. 1011.61, F.S.; conforming provisions; providing an effective date.

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

By Senator Wise—

SB 1946—A bill to be entitled An act relating to the Financial Management Information Board; repealing 215.95, F.S., relating to the Financial Management Information Board; amending ss. 215.91, 215.92, 215.93, 215.94, 215.96, 215.985, and 216.141, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Storms—

SB 1948—A bill to be entitled An act relating to abortions; creating s. 390.25, F.S.; creating the “Pain-capable Unborn Child Protection Act”; providing legislative findings; providing definitions; requiring a physician to determine the probable postfertilization age of an unborn child before performing or inducing an abortion or attempting to perform or induce an abortion; requiring the physician to inquire and conduct necessary medical examinations to determine the probable postfertilization age of an unborn child; providing that a physician is subject to disciplinary action for failing to determine the probable postfertilization age of an unborn child before performing or inducing an abortion or attempting to perform or induce an abortion; providing exceptions; requiring a physician who performs or induces or attempts to perform or induce an abortion to report to the Department of Health certain information; requiring the department to issue a public report providing certain statistics; providing penalties and disciplinary action; authorizing certain persons to maintain a cause of action for actual damages against a person who performed an abortion under certain conditions; providing a cause of action for injunctive relief against a person who intentionally violates the act; providing that the injunction prevent the abortion provider from performing further abortions in violation of the act; providing for attorney’s fees; prohibiting damages and attorney’s fees from being assessed against the woman upon whom an abortion was performed or attempted to be performed; providing an exception; requiring the department to adopt rules to administer the act; creating s. 92.551, F.S.; requiring that the confidential and exempt status of the identifying information regarding a woman upon whom an abortion was performed or attempted be maintained in court proceedings under certain conditions; authorizing the defendant to apply to the trial court for an order of disclosure of the confidential and exempt information for the purpose of preparing a defense; prohibiting the defendant from disclosing the woman’s identity to persons other than the defense attorney; providing a penalty for disclosing such confidential and exempt information; requiring the use of a pseudonym instead of the woman’s name in court records and proceedings; providing for a waiver of the confidential and exempt status of the identifying information; authorizing the publication or broadcast of the substance of the trial testimony in a civil proceeding or prosecution for an offense described in the act under certain conditions; providing a penalty; amending ss. 458.331 and 459.015, F.S.; revising the grounds for disciplinary action against a physician or an osteopathic physician; providing for severability; providing an effective date.

—was referred to the Committees on Health Regulation; and Budget.

By Senator Garcia—

SB 1950—A bill to be entitled An act relating to the authority to enforce public school improvement; repealing s. 1008.33, F.S., which establishes the authority of the State Board of Education and the Department of Education to enforce accountability requirements, categorize public schools based on student performance, and apply intervention and support strategies to improve student performance; amending ss. 1001.42, 1002.33, 1006.40, 1008.345, and 1012.2315, F.S.; conforming provisions and cross-references; providing an effective date.

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

By Senator Garcia—

SB 1952—A bill to be entitled An act relating to required instruction in the public schools; amending s. 1003.42, F.S.; revising the curriculum of the character-development program required in kindergarten through grade 12; providing an effective date.

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

By Senator Garcia—

SJR 1954—A joint resolution proposing an amendment to Section 6 of Article III of the State Constitution to authorize amendments or revisions to the home rule charter of Miami-Dade County by special law approved by a vote of the electors; providing requirements for a bill proposing such a special law.

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

By Senator Bennett—

SB 1956—A bill to be entitled An act relating to public-private partnerships; creating s. 287.05712, F.S.; establishing the Florida Public-Private Partnership Act; providing definitions; providing legislative findings and intent; providing for private entities to develop and operate public-purpose projects; requiring public entities to adopt and make publicly available specified guidelines for public-private agreements; providing requirements and procedures for procurement, consideration, and approval of projects; providing an exemption from the Consultant’s Competitive Negotiation Act and any interpretations, regulations, or guidelines of the Department of Management Services; providing requirements and procedures for interim and comprehensive agreements between private and public entities; providing for affected local governments to comment on proposed projects; providing powers and duties for private entities; providing for material default and remedies with respect to projects and agreements; providing for federal, state, and local financing; providing sovereign immunity for public entities with respect to specified project activities; providing for construction and effect of the act; establishing the Public-Private Partnership Advisory Commission; providing commission duties; providing for appointment and reimbursement of commission members; requiring the commission to submit annual reports to the Governor and the Legislature; providing an effective date.

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

By Senator Smith—

SB 1958—A bill to be entitled An act relating to green job creation; creating s. 220.194, F.S.; providing definitions; providing definitional criteria that qualify a job for a green job corporate tax credit; providing tax credits against the corporate income tax for the creation of qualifying green jobs; specifying the amount of the tax credit for each green job created and the maximum number of jobs for which a taxpayer may claim a credit; limiting the availability of green job tax credits to a specified period of tax years; providing for carryover of the tax credit; restricting a taxpayer from taking more than one tax credit for the same job under certain circumstances; disqualifying jobs transferred from one location to another from tax credit eligibility; requiring the Agency for Workforce Innovation to establish a Green Collar Jobs Council; providing membership of the council; providing duties and responsibilities of the council; providing a definition; providing for annual reports of the council; providing an effective date.

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

By Senator Sachs—

SB 1960—A bill to be entitled An act relating to county and municipal detention facilities; amending s. 951.23, F.S.; providing a definition; conforming provisions; deleting an obsolete date; requiring each county or municipal detention facility to receive periodic state certification from the Department of Corrections; providing for remedial measures for violations; authorizing rulemaking to develop certification standards and for remedial measures; authorizing a position within the Department of Corrections; providing an effective date.

—was referred to the Committees on Criminal Justice; Community Affairs; and Budget.

By Senator Garcia—

SB 1962—A bill to be entitled An act relating to revitalizing municipalities; amending s. 212.20, F.S.; providing for the transfer of certain sales tax revenues from the General Revenue Fund to the Revenue Sharing Trust Fund for Municipalities; amending s. 218.23, F.S.; providing for a distribution from the Revenue Sharing Trust Fund for Municipalities relating to an increase in sales tax collections over the preceding year to an eligible designated redevelopment agency of a sales tax increment redevelopment district; creating s. 290.017, F.S.; providing legislative intent and purpose; authorizing specified governing bodies to create a sales tax increment redevelopment district within a municipality having a specified population; providing that a designated redevelopment agency for an enterprise zone where a sales tax redevelopment district is located is eligible for specified percentage distributions of increased state sales tax collections under certain circumstances; requiring the Department of Revenue to determine the amount of increased sales tax collections to be distributed to each eligible designated redevelopment agency and to transfer the aggregate amount due to all such agencies to the Revenue Sharing Trust Fund for Municipalities for distribution; granting specified powers to a designated redevelopment agency for a sales tax increment redevelopment district for the purpose of providing financing and fostering certain public and private improvements, including issuing revenue bonds; requiring that an agreement between a designated redevelopment agency and private sponsor of a project include a requirement that a specified number of jobs be created under certain circumstances; providing an effective date.

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

By Senator Latvala—

SB 1964—A bill to be entitled An act relating to foreclosure proceedings; providing a short title; amending s. 45.031, F.S.; providing requirements for publication of a notice of foreclosure sale; revising requirements for a notice of sale; amending s. 50.011, F.S.; exempting publication of a notice of foreclosure sale on an Internet website from specified provisions relating to publication of legal notices; providing requirements for such notices; amending ss. 69.041 and 201.02, F.S.; conforming cross-references; amending s. 701.02, F.S.; entitling mortgagors, county clerks, and circuit courts to rely on a full or partial release, discharge, consent, joinder, subordination, satisfaction, or assignment of a mortgage in certain circumstances; amending s. 701.03, F.S.; requiring the mortgagee to provide to the mortgagor an estoppel certificate within a specified period after the date on which a request for an estoppel certificate is received from a mortgagor; providing for the content of the certificate; requiring the mortgagee to cancel the mortgage within a specified period after the mortgage is paid in full; requiring the county court clerk to cancel the mortgage of record in certain circumstances following judicial action; providing for award of attorney's fees; creating s. 702.015, F.S.; providing requirements for foreclosure of residential home loans; providing requirements for complaints; amending s. 702.035, F.S.; revising requirements for legal notices concerning foreclosure proceedings; specifying who must receive notice; providing requirements for printing and wording of notice; amending s. 702.06, F.S.; providing requirements for deficiency judgments in proceedings involving certain owner-occupied properties; precluding deficiency judgments in certain circumstances; providing for disposition of moneys remaining in the hands of a receiver of the rents and profits appointed in the action; amending s. 702.065, F.S.; revising the period in which a judgment must be entered in an uncontested proceeding; revising pro-

visions relating to determination of the amount of a reasonable attorney's fee in an uncontested proceeding without requiring a hearing; creating s. 702.11, F.S.; providing an alternative procedure to foreclosure for certain residential properties; specifying when the procedure may be used; providing for notice; providing for objections; providing for establishment of abandonment of property in certain circumstances; providing requirements for a deed in lieu of foreclosure for certain purposes; specifying when a nonhomestead property subject to a residential mortgage is deemed to have no equity for certain purposes; providing for return of excess funds following sale; providing for an election to proceed with the alternative procedure to foreclosure; providing for redemption; providing for an order for redemption or notice thereof; providing for a public sale; providing for resolution of a dispute among defendants over the right to redeem; providing for an issuance of a certification of redemption if the property is redeemed; providing for a judgment debarring and foreclosing the equity of redemption of the defendants and each of them and any person claiming by, through, or under them, and adjudging the plaintiff vested with a valid and indefeasible estate in the mortgaged premises if specified requirements are met; specifying the effect of an entry of judgment; providing an effective date.

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

By Senator Latvala—

SB 1966—A bill to be entitled An act relating to transportation; amending s. 310.002, F.S.; redefining the term "port" to include Port Citrus; amending s. 311.09, F.S.; including a representative of Port Citrus as a member of the Florida Seaport Transportation and Economic Development Council; amending s. 316.075, F.S.; providing for minimum yellow light change interval times for traffic control devices; amending s. 316.0083, F.S.; prohibiting the issuance of a traffic citation for certain traffic light violations unless the light meets specified requirements; repealing s. 316.2045, F.S., relating to obstruction of public streets, highways, and roads; creating s. 316.2046, F.S., relating to obstruction of public streets, highways, and roads; providing legislative findings; defining the term "solicit"; requiring a permit in order to obstruct the use of any public street, highway, or road when that obstruction may endanger the safe movement of vehicles or pedestrians; requiring each county or municipality to adopt a permitting process that protects public safety but does not impair the rights of free speech; providing criteria for the permitting process; limiting the cost of the permit to the amount required to administer the permitting process; prohibiting the denial of a permit due to lack of funds, as attested to by a signed affidavit; providing for jurisdiction over interstate, state, and local roads, streets, and highways for counties and municipalities; providing exceptions; providing that a violation of the act is a pedestrian violation, punishable under ch. 318, F.S.; providing for an additional fine; providing for the disposition of moneys collected; providing for enforcement by the Department of Highway Safety and Motor Vehicles and other law enforcement agencies; creating s. 316.2047, F.S., relating to panhandling; providing legislative findings; defining terms; prohibiting aggressive panhandling, panhandling under certain circumstances, and fraudulent panhandling; authorizing counties and municipalities to increase the restrictions on panhandling under certain conditions; providing that a violation of the act is a pedestrian violation, punishable under ch. 318, F.S.; providing for an additional fine; providing for the disposition of moneys collected; providing for enforcement by the Department of Highway Safety and Motor Vehicles and other law enforcement agencies; amending s. 316.302, F.S.; providing that certain restrictions on the number of consecutive hours that a commercial motor vehicle may operate do not apply to a farm labor vehicle operated during a state of emergency or during an emergency pertaining to agriculture; amending s. 334.044, F.S.; revising the types of transportation projects for which landscaping materials must be purchased; limiting the amount of funds that may be allocated for such purchases; amending s. 337.406, F.S.; removing the Department of Transportation's authority to provide exceptions to the unlawful use of the right-of-way of any state transportation facility; broadening provisions to prohibit the unlawful use of any limited access highway; removing solicitation for charitable purposes from the list of prohibited uses; removing an exception to prohibited uses provided for art festivals, parades, fairs, or other special events; removing a local government's authority to issue certain permits; authorizing counties and municipalities to regulate the use of transportation facilities within their respective jurisdictions, with the exception of limited access highways;

authorizing the Department of Transportation to regulate the use of welcome centers and rest stops; removing provisions authorizing valid peddler licensees to make sales from vehicles standing on the rights-of-way of welcome centers and rest stops; amending s. 373.413, F.S.; providing legislative intent regarding flexibility in the permitting of stormwater management systems; requiring the cost of stormwater treatment for a transportation project to be balanced with benefits to the public; absolving the Department of Transportation of responsibility for the abatement of pollutants entering its stormwater facilities from off-site sources and from updating permits for adjacent lands impacted by right-of-way acquisition; authorizing the water management districts and the department to adopt rules; amending s. 373.4137, F.S.; revising mitigation requirements for transportation projects to include other nonspecified mitigation options; providing for the release of escrowed mitigation funds under certain circumstances; providing for the exclusion of projects from a mitigation plan upon the election of one or more agencies rather than the agreement of all parties; amending s. 374.976, F.S.; conforming provisions to include Port Citrus in provisions relating to the authority of inland navigation districts; amending s. 403.021, F.S.; conforming provisions to include Port Citrus in legislative declarations relating to environmental control; amending s. 403.061, F.S.; conforming provisions to include Port Citrus in provisions relating to powers of the Department of Environmental Protection; amending s. 403.813, F.S.; conforming provisions to include Port Citrus in provisions relating to permits issued at Department of Environmental Protection district centers; amending s. 403.816, F.S.; conforming provisions to include Port Citrus in provisions relating to certain maintenance projects at deep-water ports and beach restoration projects; providing an effective date.

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

By Senator Sachs—

SB 1968—A bill to be entitled An act relating to elections; amending s. 101.591, F.S.; providing circumstances under which a voting system audit is not required to be conducted; amending s. 101.62, F.S.; deleting certain required justifications for a supervisor to send an absentee ballot to an alternative address; amending s. 101.68, F.S.; increasing the number of days before an election that a county canvassing board may begin canvassing absentee ballots and processing absentee ballots when electronic tabulating equipment is used; providing an effective date.

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

SB 1970—Previously referenced.

By Senators Negron, Gaetz, Garcia, and Hays—

SB 1972—A bill to be entitled An act relating to health and human services; amending s. 393.0661, F.S.; conforming provisions to changes made by the act; amending s. 409.016, F.S.; conforming provisions to changes made by the act; creating s. 409.16713, F.S.; providing for medical assistance for children in out-of-home care and adopted children; specifying how those services will be funded under certain circumstances; providing legislative intent; providing a directive to the Division of Statutory Revision; transferring, renumbering, and amending s. 624.91, F.S.; decreasing the administrative cost and raising the minimum loss ratio for health plans; increasing compensation to the insurer or provider for dental contracts; requiring the Florida Healthy Kids Corporation to include use of the school breakfast and lunch application form in the corporation's plan for publicizing the program; conforming provisions to changes made by the act; amending ss. 409.813, 409.8132, 409.815, 409.818, 154.503, and 408.915, F.S.; conforming provisions to changes made by the act; amending s. 1006.06, F.S.; requiring school districts to collaborate with the Florida Kidcare program to use the application form for the school breakfast and lunch programs to provide information about the Florida Kidcare program and to authorize data on the application form be shared with state agencies and the Florida Healthy Kids Corporation and its agents; authorizing each school district the option to share the data electronically; requiring interagency agreements to ensure that the data exchanged is protected from unauthorized disclosure and is used only for enrollment in the Florida Kidcare program; amending s. 409.901, F.S.; revising definitions relating to Medicaid; amending s. 409.902, F.S.; revising provisions relating to the designation of the Agency for Health Care Administration

as the state Medicaid agency; specifying that eligibility and state funds for medical services apply only to citizens and certain noncitizens; providing exceptions; providing a limitation on persons transferring assets in order to become eligible for certain services; amending s. 409.9021, F.S.; revising provisions relating to conditions for Medicaid eligibility; increasing the number of years a Medicaid applicant forfeits entitlements to the Medicaid program if he or she has committed fraud; providing for the payment of monthly premiums by Medicaid recipients; providing exemptions to the premium requirement; requiring applicants to agree to participate in certain health programs; prohibiting a recipient who has access to employer-sponsored health care from obtaining services reimbursed through the Medicaid fee-for-service system; requiring the agency to develop a process to allow the Medicaid premium that would have been received to be used to pay employer premiums; requiring that the agency allow opt-out opportunities for certain recipients; creating s. 409.9022, F.S.; specifying procedures to be implemented by a state agency if the Medicaid expenditures exceed appropriations; amending s. 409.903, F.S.; conforming provisions to changes made by the act; deleting obsolete provisions; amending s. 409.904, F.S.; conforming provisions to changes made by the act; renaming the "medically needy" program as the "Medicaid nonpoverty medical subsidy"; narrowing the subsidy to cover only certain services for a family, persons age 65 or older, or blind or disabled persons; revising the criteria for the agency's assessment of need for private duty nursing services; amending s. 409.905, F.S.; conforming provisions to changes made by the act; requiring prior authorization for home health services; amending s. 409.906, F.S.; providing for a parental fee based on family income to be assessed against the parents of children with developmental disabilities served by home and community-based waivers; prohibiting the agency from paying for certain psychotropic medications prescribed for a child; conforming provisions to changes made by the act; amending ss. 409.9062 and 409.907, F.S.; conforming provisions to changes made by the act; amending s. 409.908, F.S.; modifying the nursing home patient care per diem rate to include dental care and podiatric care; directing the agency to seek a waiver to treat a portion of the nursing home per diem as capital for self-insurance purposes; requiring primary physicians to be paid the Medicare fee-for-service rate by a certain date; deleting the requirement that the agency contract for transportation services with the community transportation system; authorizing qualified plans to contract for transportation services; deleting obsolete provisions; conforming provisions to changes made by the act; amending s. 409.9081, F.S.; revising copayments for physician visits; requiring the agency to seek a waiver to allow the increase of copayments for nonemergency services furnished in a hospital emergency department; amending s. 409.912, F.S.; requiring Medicaid-eligible children who have open child welfare cases and who reside in AHCA area 10 to be enrolled in specified capitated managed care plans; expanding the number of children eligible to receive behavioral health care services through a specialty prepaid plan; repealing provisions relating to a provider lock-in program; eliminating obsolete provisions and updating provisions; conforming cross-references; amending s. 409.915, F.S.; conforming provisions to changes made by the act; transferring, renumbering, and amending s. 409.9301, F.S.; conforming provisions to changes made by the act; amending s. 409.9126, F.S.; conforming a cross-reference; providing a directive to the Division of Statutory Revision; creating s. 409.961, F.S.; providing for statutory construction of provisions relating to Medicaid managed care; creating s. 409.962, F.S.; providing definitions; creating s. 409.963, F.S.; establishing the Medicaid managed care program as the statewide, integrated managed care program for medical assistance and long-term care services; directing the agency to apply for and implement waivers; providing for public notice and comment; providing for a limited managed care program if waivers are not approved; creating s. 409.964, F.S.; requiring all Medicaid recipients to be enrolled in Medicaid managed care; providing exemptions; prohibiting a recipient who has access to employer-sponsored health care from enrolling in Medicaid managed care; requiring the agency to develop a process to allow the Medicaid premium that would have been received to be used to pay employer premiums; requiring that the agency allow opt-out opportunities for certain recipients; providing for voluntary enrollment; creating s. 409.965, F.S.; providing requirements for qualified plans that provide services in the Medicaid managed care program; requiring the agency to issue an invitation to negotiate; requiring the agency to compile and publish certain information; establishing regions for separate procurement of plans; establishing selection criteria for plan selection; limiting the number of plans in a region; authorizing the agency to conduct negotiations if funding is insufficient; specifying circumstances under which the agency may issue a new invitation to ne-

gotiate; providing that the Children's Medical Service Network is a qualified plan; directing the agency to assign Medicaid provider agreements for a limited time to a provider services network participating in the managed care program in a rural area; creating s. 409.966, F.S.; providing managed care plan contract requirements; establishing contract terms; providing for annual rate setting; providing for contract extension under certain circumstances; establishing access requirements; requiring the agency to establish performance standards for plans; requiring each plan to publish specified measures on the plan's website; providing for program integrity; requiring plans to provide encounter data; providing penalties for failure to submit data; requiring plans to accept electronic claims; providing for prompt payment; providing for payments to noncontract emergency providers; requiring a qualified plan to post a surety bond or establish a letter of credit or a deposit in a trust account; requiring plans to establish a grievance resolution process; requiring plan solvency; requiring guaranteed savings; providing costs and penalties for early termination of contracts or reduction in enrollment levels; requiring the agency to terminate qualified plans for noncompliance under certain circumstances; creating s. 409.967, F.S.; providing for managed care plan accountability; requiring plans to use a uniform method of accounting for medical costs; establishing a medical loss ratio; requiring that a plan pay back to the agency a specified amount in specified circumstances; authorizing plans to limit providers in networks; mandating that certain providers be offered contracts during the first year; authorizing plans to exclude certain providers in certain circumstances; requiring plans to monitor the quality and performance history of providers; requiring plans to hold primary care physicians responsible for certain activities; requiring plans to offer certain programs and procedures; requiring plans to pay primary care providers the same rate as Medicare by a certain date; providing for conflict resolution between plans and providers; creating s. 409.968, F.S.; providing for managed care plan payments on a per-member, per-month basis; requiring the agency to establish a methodology to ensure the availability of certain types of payments to specified providers; requiring the development of rate cells; requiring that the amount paid to the plans for supplemental payments or enhanced rates be reconciled to the amount required to pay providers; requiring that plans make certain payments to providers within a certain time; creating s. 409.969, F.S.; authorizing Medicaid recipients to select any plan within a region; providing for automatic enrollment of recipients by the agency in specified circumstances; providing criteria for automatic enrollment; authorizing disenrollment under certain circumstances; providing for a grievance process; defining the term "good cause" for purposes of disenrollment; requiring recipients to stay in plans for a specified time; providing for reenrollment of recipients who move out of a region; creating s. 409.970, F.S.; requiring the agency to maintain an encounter data system; providing requirements for prepaid plans to submit data in a certain format; requiring the agency to analyze the data; requiring the agency to test the data for certain purposes by a certain date; creating s. 409.971, F.S.; providing for managed care medical assistance; providing deadlines for beginning and finalizing implementation; creating s. 409.972, F.S.; establishing minimum services for the managed medical assistance; providing for optional services; authorizing plans to customize benefit packages; requiring the agency to provide certain services to hemophiliacs; creating s. 409.973, F.S.; providing for managed long-term care; providing deadlines for beginning and finalizing implementation; providing duties for the Department of Elderly Affairs relating to the program; creating s. 409.974, F.S.; providing recipient eligibility requirements for managed long-term care; listing programs for which certain recipients are eligible; specifying that an entitlement to home and community-based services is not created; creating s. 409.975, F.S.; establishing minimum services for managed long-term care; creating s. 409.976, F.S.; providing criteria for the selection of plans to provide managed long-term care; creating s. 409.977, F.S.; providing for managed long-term care plan accountability; requiring the agency to establish standards for specified providers; creating s. 409.978, F.S.; requiring that the agency operate the Comprehensive Assessment and Review for Long-Term Care Services program through an interagency agreement with the Department of Elderly Affairs; providing duties of the program; requiring the program to assign plan enrollees to a level of care; providing for the evaluation of dually eligible nursing home residents; transferring, renumbering, and amending ss. 409.91207, 409.91211, 409.9122, F.S.; conforming provisions to changes made by the act; updating provisions and deleting obsolete provisions; transferring and renumbering ss. 409.9123 and 409.9124, F.S.; amending s. 430.04, F.S.; eliminating outdated provisions; requiring the Department of Elderly Affairs to develop a transition

plan for specified elders and disabled adults receiving long-term care Medicaid services if qualified plans become available; amending s. 430.2053, F.S.; eliminating outdated provisions; providing additional duties of aging resource centers; providing an additional exception to direct services that may not be provided by an aging resource center; providing for the cessation of specified payments by the department as qualified plans become available; eliminating provisions requiring reports; amending s. 39.407, F.S.; requiring a motion by the Department of Children and Family Services to provide psychotropic medication to a child 10 years of age or younger to include a review by a child psychiatrist; providing that a court may not authorize the administration of such medication absent a finding of compelling state interest based on the review; amending s. 216.262, F.S.; providing that limitations on an agency's total number of positions does not apply to certain positions in the Department of Health; amending s. 381.06014, F.S.; redefining the term "blood establishment" and defining the term "volunteer donor"; requiring that blood establishments disclose specified information on their Internet website; providing an exception for certain hospitals; authorizing the Department of Legal Affairs to assess a civil penalty against a blood establishment that fails to disclose the information; providing that the civil penalty accrues to the state and requiring that it be deposited into the General Revenue Fund; prohibiting local governments from restricting access to public facilities or infrastructure for certain activities based on whether a blood establishment is operating as a for-profit or not-for-profit organization; prohibiting a blood establishment from considering whether certain customers are operating as for-profit or not-for-profit organizations when determining service fees for blood or blood components; amending s. 400.023, F.S.; requiring the trial judge to conduct an evidentiary hearing to determine the sufficiency of evidence for claims against certain persons relating to a nursing home; limiting noneconomic damages in a wrongful death action against the nursing home; amending s. 400.0237, F.S.; revising provisions relating to punitive damages against a nursing home; authorizing a defendant to proffer admissible evidence to refute a claimant's proffer of evidence for punitive damages; requiring the trial judge to conduct an evidentiary hearing and the plaintiff to demonstrate that a reasonable basis exists for the recovery of punitive damages; prohibiting discovery of the defendant's financial worth until the judge approves the pleading on punitive damages; revising definitions; amending s. 408.7057, F.S.; requiring that the dispute resolution program include a hearing in specified circumstances; providing that the dispute resolution program established to resolve claims disputes between providers and health plans does not provide an independent right of recovery; requiring that the conclusions of law in the written recommendation of the resolution organization identify certain information; providing a directive to the Division of Statutory Revision; amending s. 409.1671, F.S.; modifying the amount and limits of general liability coverage, automobile coverage, and tort coverage that must be carried by eligible community lead agency providers and their subcontractors; providing that the Department of Children and Family Services is not liable for the acts or omissions of such lead agencies and that the agencies may not be required to indemnify the department; creating ss. 458.3167 and 459.0078, F.S.; providing for an expert witness certificate for allopathic and osteopathic physicians licensed in other states or Canada which authorizes such physicians to provide expert medical opinions in this state; providing application requirements and timeframes for approval or denial by the Board of Medicine and Board of Osteopathic Medicine, respectively; requiring the boards to adopt rules and set fees; providing for expiration of a certificate; amending ss. 458.331 and 459.015, F.S.; providing grounds for disciplinary action for providing misleading, deceptive, or fraudulent expert witness testimony relating to the practice of medicine and of osteopathic medicine, respectively; providing for construction with respect to the doctrine of incorporation by reference; amending s. 499.003, F.S.; redefining the term "health care entity" to clarify that a blood establishment is a health care entity that may engage in certain activities; amending s. 499.005, F.S.; clarifying provisions that prohibit the unauthorized wholesale distribution of a prescription drug that was purchased by a hospital or other health care entity or donated or supplied at a reduced price to a charitable organization, to conform to changes made by the act; amending s. 499.01, F.S.; exempting certain blood establishments from the requirements to be permitted as a prescription drug manufacturer and register products; requiring that certain blood establishments obtain a restricted prescription drug distributor permit under specified conditions; limiting the prescription drugs that a blood establishment may distribute under a restricted prescription drug distributor permit; authorizing the Department of Health to adopt rules regarding the distribution of prescription drugs by

blood establishments; amending s. 626.9541, F.S.; authorizing insurers to offer rewards or incentives to health benefit plan members to encourage or reward participation in wellness or health improvement programs; authorizing insurers to require plan members not participating in programs to provide verification that their medical condition warrants nonparticipation; providing application; amending s. 627.4147, F.S.; deleting a requirement that a medical malpractice insurance contract include a clause authorizing an insurer to admit liability and make a settlement offer if the offer is within policy limits without the insured's permission; amending s. 766.102, F.S.; providing that a physician who is an expert witness in a medical malpractice presuit action must meet certain requirements; amending s. 766.104, F.S.; requiring a good faith demonstration in a medical malpractice case that there has been a breach of the standard of care; amending s. 766.106, F.S.; clarifying that a physician acting as an expert witness is subject to disciplinary actions; amending s. 766.1115, F.S.; conforming provisions to changes made by the act; creating s. 766.1183, F.S.; defining terms; providing for the recovery of civil damages by Medicaid recipients according to a modified standard of care; providing for recovery of certain excess judgments by act of the Legislature; requiring the Department of Children and Family Services to provide notice to program applicants; creating s. 766.1184, F.S.; defining terms; providing for the recovery of civil damages by certain recipients of primary care services at primary care clinics receiving specified low-income pool funds according to a modified standard of care; providing for recovery of certain excess judgments by act of the Legislature; providing requirements of health care providers receiving such funds in order for the liability provisions to apply; requiring notice to low-income pool recipients; amending s. 766.203, F.S.; requiring the presuit investigations conducted by the claimant and the prospective defendant in a medical malpractice action to provide grounds for a breach of the standard of care; amending s. 768.28, F.S.; revising a definition; providing that certain colleges and universities that own or operate an accredited medical school and their employees and agents providing patient services in a teaching hospital pursuant to an affiliation agreement or contract with the teaching hospital are considered agents of the hospital for the purposes of sovereign immunity; providing definitions; requiring patients of such hospitals to be provided with notice of their remedies under sovereign immunity; providing an exception; providing legislative findings and intent with respect to including certain colleges and universities and their employees and agents under sovereign immunity; providing a statement of public necessity; amending s. 1004.41, F.S.; clarifying provisions relating to references to the corporation known as Shands Teaching Hospital and Clinics, Inc.; clarifying provisions regarding the purpose of the corporation; authorizing the corporation to create corporate subsidiaries and affiliates; providing that Shands Teaching Hospital and Clinics, Inc., Shands Jacksonville Medical Center, Inc., Shands Jacksonville Healthcare, Inc., and any not-for-profit subsidiary of such entities are instrumentalities of the state for purposes of sovereign immunity; repealing s. 409.9121, F.S., relating to legislative intent concerning managed care; repealing s. 409.919, F.S., relating to rule authority; repealing s. 624.915, F.S., relating to the Florida Healthy Kids Corporation operating fund; renumbering and transferring ss. 409.942, 409.944, 409.945, 409.946, 409.953, and 409.9531, F.S., as ss. 414.29, 163.464, 163.465, 163.466, 402.81, and 402.82, F.S., respectively; amending s. 443.111, F.S.; conforming a cross-reference; directing the Agency for Health Care Administration to submit a reorganization plan to the Legislature; providing for the state's withdrawal from the Medicaid program under certain circumstances; providing for severability; providing an effective date.

—was referred to the Committees on Health Regulation; and Budget.

By Senator Hill—

SB 1974—A bill to be entitled An act relating to driver's license examinations; amending s. 322.12, F.S.; providing requirements for examination questions pertaining to traffic regulations relating to blind pedestrians; providing an effective date.

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

By Senator Braynon—

SB 1976—A bill to be entitled An act relating to public depositories; amending s. 280.02, F.S.; revising the definition of the term “qualified

public depository”; amending s. 280.07, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

By Senator Bogdanoff—

SB 1978—A bill to be entitled An act relating to alimony; amending s. 61.08, F.S.; revising provisions relating to factors to be considered for alimony awards; revising provisions relating to awards of permanent alimony; providing applicability; providing an effective date.

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

Senate Bills 1980-1982—Not referenced.

By Senator Altman—

SB 1984—A bill to be entitled An act relating to public records and public meetings; amending s. 288.9626, F.S.; creating an exemption from public-records requirements for information relating to investments by the Institute for the Commercialization of Public Research through the Technology Seed Capital Fund; providing an exemption from public-records requirements for information held by the institute's fund management committee; creating an exemption from public-meetings requirements for those portions of meetings of the board of directors of the Technology Seed Capital Fund, the board of directors of the Institute for the Commercialization of Public Research, and the institute's fund management committee at which information is discussed which is confidential and exempt from disclosure; providing penalties; providing for future legislative review and repeal of the exemptions under the Open Government Sunset Review Act; providing a statement of public necessity; providing a contingent effective date.

—was referred to the Committees on Commerce and Tourism; Banking and Insurance; and Governmental Oversight and Accountability.

Senate Resolutions 1986-1988—Not referenced.

By the Committee on Health Regulation—

SB 1990—A bill to be entitled An act relating to the ratification of rules; ratifying a specified rule for the sole and exclusive purpose of satisfying any condition on effectiveness established by s. 120.541(3), F.S., which requires ratification of any rule that meets any of the specified thresholds that may likely have an adverse impact or excessive regulatory cost; providing an effective date.

—was referred to the Committees on Health Regulation; and Budget.

By the Committee on Children, Families, and Elder Affairs—

SB 1992—A bill to be entitled An act relating to background screening; amending s. 430.0402, F.S.; including volunteers within the definition of the term “direct service provider” for purposes of required background screening; exempting a volunteer who meets certain criteria and a client's relative or spouse from the screening requirement; excepting certain licensed professionals and persons screened as a licensure requirement from further screening under certain circumstances; requiring direct service providers working as of a certain date to be screened within a specified period; providing a phase-in for screening direct service providers; requiring that employers of direct service providers and certain other individuals be rescreened every 5 years unless fingerprints are retained electronically by the Department of Law Enforcement; removing an offense from the list of disqualifying offenses for purposes of background screening; providing an effective date.

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

By the Committee on Children, Families, and Elder Affairs—

SB 1994—A bill to be entitled An act relating to child protection; requiring the Secretary of Children and Family Services to establish the Child Protection Response Workgroup for the purpose of developing an implementation plan for a differential response system to be used in responding to reports of child abuse or neglect; specifying the duties of the workgroup; requiring a report to the Legislature; requiring the Secretary of Children and Family Services to establish the Child Welfare Professional Advisory Council; specifying the scope of work of the council; providing for the secretary to appoint members to the council; requiring the Department of Children and Family services to provide administrative support; providing for members to be reimbursed for per diem and travel expenses to the extent resources are available; requiring an annual report to the Legislature; providing an effective date.

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

ADDITIONAL REFERENCES

By Senator Ring—

SB 16—A bill to be entitled An act for the relief of Laron S. Harris, Jr., by and through his parents, Melinda Williams and Laron S. Harris, Sr., and Melinda Williams and Laron S. Harris, Sr., individually, by the North Broward Hospital District, d/b/a Coral Springs Medical Center; providing for an appropriation to compensate them for injuries sustained as a result of the negligence of the Coral Springs Medical Center; providing a limitation on the payment of fees and costs; providing an effective date.

—was also referred to the Committee on Rules.

By Senator Hill—

SB 22—A bill to be entitled An act for the relief of the Estate of Cesar Solomon by the Jacksonville Transportation Authority; providing for an appropriation to compensate the Estate of Cesar Solomon for Mr. Solomon's death, which was the result of negligence by a bus driver of the Jacksonville Transportation Authority; providing a limitation on the payment of fees and costs; providing an effective date.

—was also referred to the Committee on Rules.

By Senator Dean—

SB 34—A bill to be entitled An act for the relief of Angela Isham by the City of Ft. Lauderdale; providing for an appropriation to compensate Angela Isham, individually, and as co-personal representative of the Estate of David Isham, deceased, for the death of Mr. Isham, which was due to the negligence of employees of the City of Ft. Lauderdale; providing a limitation on the payment of fees and costs; providing an effective date.

—was also referred to the Committee on Rules.

By Senator Haridopolos—

SB 46—A bill to be entitled An act for the relief of William Dillon, who was wrongfully incarcerated for 27 years and exonerated by a court after DNA testing; providing an appropriation to compensate Mr. Dillon for his wrongful incarceration; directing the Chief Financial Officer to draw a warrant for the purchase of an annuity; providing for a waiver of certain tuition and fees; providing conditions for payment; providing that the act does not waive certain defenses or increase the state's liability; providing a limitation on the payment of fees and costs; providing that certain benefits are void upon a finding that Mr. Dillon is not innocent of the alleged crime; providing an effective date.

—was also referred to the Committee on Rules.

By Senator Negron—

SB 70—A bill to be entitled An act for the relief of Carl Abbott by the Palm Beach County School Board; providing for an appropriation to compensate Carl Abbott for injuries sustained as a result of the negligence of the Palm Beach County School District; providing a limitation on the payment of fees and costs; providing an effective date.

—was also referred to the Committee on Rules.

By Senator Rich—

SB 306—A bill to be entitled An act for the relief of Denise Gordon Brown and David Brown by the North Broward Hospital District; providing for an appropriation to compensate Denise Gordon Brown and David Brown, parents of Darian Brown, for injuries and damages sustained by Darian Brown as result of the negligence of Broward General Medical Center; providing a limitation on the payment of fees and costs; providing an effective date.

—was also referred to the Committee on Rules.

By Senator Flores—

SB 324—A bill to be entitled An act for the relief of James D. Feurtado, III, by Miami-Dade County; providing for an appropriation to compensate him for injuries he sustained as a result of the negligence of an employee of Miami-Dade County; providing a limitation on the payment of fees and costs; providing an effective date.

—was also referred to the Committee on Rules.

By Senator Norman—

SB 326—A bill to be entitled An act for the relief of Stephen and Meredith Kirby, parents and natural guardians of their daughter, Harper Kirby, by the University of South Florida; providing for an appropriation to compensate Stephen and Meredith Kirby, parents and natural guardians of Harper Kirby, for damages sustained by the negligence of an employee of the University of South Florida; providing a limitation on the payment of attorney's fees and costs; providing an effective date.

—was also referred to the Committee on Budget.

By Senator Evers—

SB 342—A bill to be entitled An act for the relief of Maricelly Lopez by the City of North Miami; providing for an appropriation to compensate Maricelly Lopez, individually and as personal representative of the Estate of Omar Miele, for the wrongful death of her son, Omar Miele, which was due to the negligence of a police officer of the City of North Miami; providing a limitation on the payment of fees and costs; providing an effective date.

—was also referred to the Committee on Rules.

BILLS REFERRED TO SUBCOMMITTEE

March 17, 2011

Pursuant to Senate Rule 4.6(4), the following has been referred to the Rules Subcommittee on Ethics and Elections which will report to this standing committee within 60 days: SB 1968.

Senator John Thrasher, Chair
Committee on Rules

March 18, 2011

Pursuant to Senate Rule 4.6(4), the following have been referred to the Budget Subcommittee on Education Pre-K - 12 Appropriations which

will report to this standing committee within 60 days: SB 1466 and SB 1996.

*Senator JD Alexander, Chair
Committee on Budget*

COMMITTEE SUBSTITUTES

FIRST READING

By the Committees on Budget Subcommittee on Criminal and Civil Justice Appropriations; and Judiciary; and Senator Bennett—

CS for CS for SB 170—A bill to be entitled An act relating to electronic filing and receipt of court documents; creating ss. 27.341 and 27.5112, F.S.; requiring each state attorney and public defender to electronically file court documents with the clerk of the court and receive court documents from the clerk of the court; defining the term “court documents”; providing legislative expectations that the state attorneys and public defenders consult with specified entities; requiring the Florida Prosecuting Attorneys Association and the Florida Public Defender Association report to the President of the Senate and the Speaker of the House of Representatives by a specified date on the progress made to use the Florida Courts E-Portal system or the clerks’ offices portals to electronically file and receive court documents; providing an effective date.

By the Committees on Commerce and Tourism; and Banking and Insurance; and Senator Oelrich—

CS for CS for SB 178—A bill to be entitled An act relating to commercial insurance rates; amending s. 627.062, F.S.; exempting certain liability and property insurance lines from specific rate standards and filing requirements; revising certain reporting and recordkeeping requirements for such exempt insurers and certain rating organizations regarding rate changes; requiring such entities to pay certain examination costs; deleting a provision that permits the Office of Insurance Regulation of the Financial Services Commission to require such insurers to provide certain information regarding rates at the insurer’s expense; requiring such entities to pay certain examination costs; amending s. 627.0651, F.S.; exempting certain commercial motor vehicle insurance from specific rate standards and filing requirements; revising certain reporting and recordkeeping requirements for such exempt insurers and certain rating organizations regarding rate changes; requiring such entities to pay certain examination costs; deleting a provision that permits the Office of Insurance Regulation of the Financial Services Commission to require such insurers to provide certain information regarding rates at the insurer’s expense; providing an effective date.

By the Committee on Community Affairs; and Senator Bogdanoff—

CS for SB 384—A bill to be entitled An act relating to tangible personal property taxation; providing definitions; authorizing collection of a tangible personal property tax recovery fee by a person engaging in the business of renting or leasing heavy equipment; providing requirements for collection, retention, and reimbursement of the recovery fee; providing an effective date.

By the Committees on Regulated Industries; and Community Affairs; and Senator Bennett—

CS for CS for SB 396—A bill to be entitled An act relating to building construction and inspection; amending s. 120.80, F.S.; exempting certain rule proceedings relating to the Florida Building Code; amending s. 161.053, F.S.; prohibiting the Florida Building Commission from adopting rules that limit any exceptions or exemptions provided for modifications or repairs of existing structures within the limits of an existing foundation under certain circumstances; amending s. 255.252, F.S.; conforming provisions to changes made by the act; amending s. 255.253, F.S.; redefining the term “sustainable building rating” to include the International Green Construction Code; amending ss. 255.257 and 255.2575, F.S.; requiring that state agencies, local governments, and the court system adopt a sustainable building rating system for new and renovated buildings; amending s. 468.8316, F.S.; revising the continuing education requirements for licensed home inspectors; amending s.

468.8319, F.S.; deleting an exemption for certain contractors from the prohibition against performing repairs on a home that has a home inspection report; deleting an obsolete provision; amending s. 468.8323, F.S.; clarifying a provision relating to the contents of a home inspection report; amending s. 468.8324, F.S.; providing alternative criteria for obtaining a home inspector’s license; removing certain application requirements for a person who performs home inspection services and who qualifies for licensure on or before a specified date; amending s. 468.841, F.S.; adding licensed home inspectors to those who are exempt from complying with provisions related to mold assessment; amending s. 481.329, F.S.; providing that part II of ch. 481, F.S., does not preclude any person who engages in the business of landscape design from submitting such plans to governmental agencies for approval; amending s. 489.103, F.S.; clarifying an exemption from construction contracting regulation relating to Habitat for Humanity; amending s. 489.105, F.S.; adding the term “glass and glazing contractors” to the definition of the term “contractor”; amending ss. 489.107 and 489.141, F.S.; conforming cross-references; amending s. 514.028, F.S.; revising the composition of the advisory review board relating to public swimming pools and bathing facilities; amending s. 527.06, F.S.; prohibiting the Department of Agriculture and Consumer Services and other state agencies from requiring compliance with certain national standards for liquefied petroleum gas tanks unless the department or agencies require compliance with a specified edition of the national standards; providing for repeal under certain circumstances; amending s. 527.21, F.S.; revising the term “propane” for purposes of the Florida Propane Gas Education, Safety, and Research Act, to incorporate changes to certain national standards in a reference thereto; amending s. 553.502, F.S.; revising intent with respect to the Florida Americans with Disabilities Act; amending s. 553.503, F.S.; incorporating the Americans with Disabilities Act Standards for Accessible Design into state law by reference and directing that they be adopted by rule into the Florida Accessibility Code for Building Construction; amending s. 553.504, F.S.; revising exceptions to incorporate the standards; amending s. 553.5041, F.S.; revising provisions relating to parking spaces for persons who have disabilities to incorporate the standards; amending ss. 553.505 and 553.506, F.S.; conforming provisions to changes made by the act; amending s. 553.507, F.S.; providing for the applicability of the act; amending s. 553.509, F.S.; revising provisions relating to vertical accessibility to incorporate the standards; providing that buildings and facilities in this state do not have to comply with the changes provided by this act until the Florida Accessibility Code for Building Construction is updated; amending s. 553.73, F.S.; revising requirements relating to the Florida Building Code; providing for a supplement to the code; specifying national codes to form the foundation for state building standards and codes; revising how often the Florida Building Commission may approve technical amendments to the code; requiring proposed amendments to base codes to provide justifications; revising requirements relating to the installation of mechanical equipment on a roof; amending s. 553.74, F.S.; revising requirements for selecting a member of the Florida Building Commission; amending s. 553.842, F.S.; providing for the approval of certain windstorm products; providing a cause of action against any person who advertises, sells, offers, provides, distributes, or markets certain products without approval; amending s. 553.909, F.S.; revising the requirements for certain pool-related equipment; amending s. 627.711, F.S.; revising requirements relating to home inspectors conducting hurricane mitigation inspections; providing an effective date.

By the Committees on Community Affairs; and Criminal Justice; and Senators Negron and Evers—

CS for CS for SB 402—A bill to be entitled An act relating to the regulation of firearms and ammunition; amending s. 790.33, F.S.; clarifying and reorganizing provisions that preempt to the state the entire field of regulation of firearms; prohibiting specified persons and entities, when acting in their official capacity, from regulating or attempting to regulate firearms or ammunition in any manner except as specifically authorized by s. 790.33, F.S., by general law, or by the State Constitution; providing additional intent; eliminating provisions authorizing counties to adopt an ordinance requiring a waiting period between the purchase and delivery of a handgun; providing a penalty for knowing and willful violations of prohibitions; providing for investigation of complaints of violations of the act and prosecution of violators by the state attorney; providing that public funds may not be used to defend the unlawful conduct of any person charged with a knowing and willful violation of the act; providing exceptions; providing for termination of

employment or contract or removal from office of a person acting in an official capacity who knowingly and willfully violates any provision of the act; providing for declarative and injunctive relief for specified persons or organizations; providing for specified damages and interest; providing for seizure of certain vehicles for specified nonpayment of damages; providing exceptions to prohibitions of the act; providing an effective date.

By the Committee on Military Affairs, Space, and Domestic Security; and Senators Bennett, Gaetz, and Sachs—

CS for SB 520—A bill to be entitled An act relating to state memorials; creating s. 265.003, F.S.; providing legislative intent; establishing the Florida Veterans' Hall of Fame on the Plaza Level of the Capitol Building; providing for the Department of Veterans' Affairs to administer the Florida Veterans' Hall of Fame; authorizing the department to establish a nomination and selection process and an induction ceremony; providing an effective date.

By the Committee on Transportation; and Senators Latvala, Hill, Garcia, Joyner, Ring, Storms, Gaetz, Bennett, and Jones—

CS for SB 524—A bill to be entitled An act relating to seaports; amending s. 311.12, F.S.; deleting provisions relating to statewide minimum standards for seaport security; deleting provisions authorizing the Department of Law Enforcement to exempt all or part of a seaport from specified requirements in certain circumstances; revising provisions relating to seaport security plans; revising requirements for certain secure or restricted areas; removing the Department of Law Enforcement and seaport security directors as entities authorized to designate a high terrorist threat level; deleting provisions requiring that the Department of Law Enforcement administer a statewide seaport access eligibility reporting system; deleting provisions requiring that persons seeking authorization to access secure and restricted areas of a seaport execute an affidavit; prohibiting a seaport from charging any fee for administration or production of access control credentials that require or are associated with a fingerprint-based background check, in addition to the fee for the federal TWIC; providing for issuance of seaport-specific access credentials; deleting provisions requiring fingerprint-based state criminal history checks on seaport employee applicants, current employees, and other authorized persons; deleting provisions authorizing waivers from security requirements in certain circumstances; revising provisions relating to inspections; revising reporting requirements; revising the parties that determine the allocation of appropriated funds for security project needs; amending ss. 311.121, 311.123, and 311.124, F.S.; conforming provisions to changes made by the act; repealing s. 311.115, F.S., relating to the Seaport Security Standards Advisory Council; amending s. 310.002, F.S.; redefining the term "port" to include Port Citrus; amending s. 311.09, F.S.; including a representative of Port Citrus as a member of the Florida Seaport Transportation and Economic Development Council; amending s. 374.976, F.S.; conforming provisions to include Port Citrus in provisions relating to the authority of inland navigation districts; amending s. 403.021, F.S.; conforming provisions to include Port Citrus in legislative declarations relating to environmental control; amending s. 403.061, F.S.; conforming provisions to include Port Citrus in provisions relating to powers of the Department of Environmental Protection; amending s. 403.813, F.S.; conforming provisions to include Port Citrus in provisions relating to permits issued at Department of Environmental Protection district centers; amending s. 403.816, F.S.; conforming provisions to include Port Citrus in provisions relating to certain maintenance projects at deepwater ports and beach restoration projects; providing an effective date.

By the Committee on Regulated Industries; and Senator Fasano—

CS for SB 530—A bill to be entitled An act relating to condominium, cooperative, and homeowners' associations; amending s. 718.111, F.S.; revising provisions relating to the official records of condominium associations; providing for disclosure of employment agreements or compensation paid to association employees; amending s. 718.112, F.S.; revising provisions relating to bylaws; providing that board of administration meetings discussing personnel matters are not open to unit members; revising requirements for electing the board of directors; providing for continued office and for filling vacancies under certain

circumstances; specifying unit owner eligibility for board membership; requiring that certain educational curriculum be completed within a specified time before the election or appointment of a board director; amending s. 718.114, F.S.; requiring the vote or written consent of a majority of the voting interests before a condominium association may enter into certain agreements to acquire leaseholds, memberships, or other possessory or use interests; amending s. 718.116, F.S.; revising provisions relating to condominium assessments; authorizing the association to charge for collection services for delinquent accounts; authorizing a claim of lien to secure reasonable expenses for collection services for a delinquent account; requiring any rent payments received by an association from a tenant to be applied to the oldest delinquent monetary obligation of a unit owner; amending s. 718.117, F.S.; providing procedures and requirements for partial termination of a condominium property; requiring that a lien against a condominium unit being terminated be transferred to the proceeds of sale for that property; amending s. 718.303, F.S.; revising provisions relating to imposing remedies against a delinquent unit owner or occupant; providing for the suspension of certain rights of use or voting rights; requiring that the suspension of certain rights of use or voting rights be approved at a noticed board meeting; amending s. 718.703, F.S.; redefining the term "bulk assignee" for purposes of the Distressed Condominium Relief Act; amending s. 718.704, F.S.; revising provisions relating to the assignment of developer rights by a bulk assignee; amending s. 718.705, F.S.; revising provisions relating to the transfer of control of a condominium board of administration to unit owners; amending s. 718.706, F.S.; revising provisions relating to the offering of units by a bulk assignee or bulk buyer; amending s. 718.707, F.S.; revising the time limitation for classification as a bulk assignee or bulk buyer; amending s. 719.108, F.S.; authorizing an association to charge for collection services for delinquent accounts; authorizing a claim of lien to secure reasonable expenses for collection services for a delinquent account; requiring any rent payments received by a cooperative association from a tenant to be applied to the oldest delinquent monetary obligation of a unit owner; amending s. 719.303, F.S.; revising provisions relating to imposing remedies against a delinquent unit owner or occupant; providing for the suspension of certain rights of use or voting rights; requiring that the suspension of certain rights of use or voting rights be approved at a noticed board meeting; amending s. 720.303, F.S.; revising provisions relating to records that are not accessible to members of a homeowners' association; providing for disclosure of employment agreements and compensation paid to association employees; amending s. 720.305, F.S.; revising provisions relating to imposing remedies against a delinquent member of a homeowners' association; requiring that the suspension of certain rights of use or voting rights be approved at a noticed board meeting; amending s. 720.3085, F.S.; authorizing an association to charge for collection services for delinquent accounts; authorizing a claim of lien to secure expenses for collection services for a delinquent account; requiring any rent payments received by an association from a tenant to be applied to the oldest delinquent monetary obligation of a parcel owner; amending s. 720.309, F.S.; providing for the allocation of communication services by a homeowners' association; providing for the cancellation of communication contracts; providing that hearing-impaired or legally blind owners and owners receiving certain supplemental security income or food stamps may discontinue the service without incurring costs; providing that residents may not be denied access to available franchised, licensed, or certificated cable or video service providers; providing an effective date.

By the Committee on Education Pre-K - 12; and Senators Flores, Altman, Sobel, Rich, and Montford—

CS for SB 730—A bill to be entitled An act relating to youth and student athletes; amending s. 943.0438, F.S.; requiring independent sanctioning authorities to adopt policies to inform youth athletes and their parents of the nature and risk of certain head injuries; requiring that a signed consent form be obtained before the youth participates in athletic practices or competitions; requiring that a youth athlete be immediately removed from an athletic activity following a suspected head injury; requiring written clearance from a medical professional before the youth resumes athletic activities; authorizing a physician to delegate the performance of medical care to certain licensed or certified health care providers and consult with or use testing and the evaluation of cognitive functions performed by a licensed neuropsychologist; amending s. 1006.20, F.S.; requiring the Florida High School Athletic Association to adopt policies to inform student athletes and their parents

of the nature and risk of certain head injuries; requiring that a signed consent form be obtained before a student athlete participates in athletic practices or competitions; requiring that a student athlete be immediately removed from an athletic activity following a suspected head injury; requiring written clearance from a medical professional before the student resumes athletic activities; authorizing a physician to delegate the performance of medical care to certain licensed or certified health care practitioner and consult with or use testing and the evaluation of cognitive functions performed by a licensed neuropsychologist; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Ring—

CS for SB 768—A bill to be entitled An act relating to seaports; creating s. 311.23, F.S.; establishing the Florida seaport infrastructure bank within the Florida Seaport Transportation and Economic Development Program to provide loans and credit enhancements to certain deepwater seaports and private entities for specified projects; amending s. 320.20, F.S.; revising provisions for the repayment of bonds relating to the Florida Seaport Transportation and Economic Development Program; providing for certain revenue bonds and other indebtedness relating to the program to be issued by the Florida Ports Financing Commission; amending s. 373.406, F.S.; exempting overwater piers, docks, and structures located in deepwater ports from stormwater management system requirements under specified conditions; amending s. 373.4133, F.S.; requiring the Department of Environmental Protection to issue a notice of intent for a port conceptual permit within a specified time; providing that a notice of intent to issue such permit creates a rebuttable presumption of compliance with specified standards and authorization; providing a standard for overcoming such a presumption; requiring the department to issue certain permits within a specified time and to notify specified entities of certain compliance; amending s. 403.813, F.S.; exempting specified seaports and inland navigation districts from requirements to conduct maintenance dredging under certain circumstances; providing that ditches, pipes, and similar linear conveyances are not receiving waters; authorizing public ports and inland navigation districts to use sovereignty submerged lands in connection with maintenance dredging; authorizing spoil material to be disposed on a self-contained, upland spoil site that will prevent the escape of spoil material into the waters of the state; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senators Diaz de la Portilla and Sobel—

CS for SB 796—A bill to be entitled An act relating to domestic wastewater ocean outfalls; amending s. 403.086, F.S.; postponing the dates by which domestic wastewater facilities must meet more stringent treatment and management requirements for the discharge of domestic wastewater; defining the term “baseline flow” for purposes of determining the annual average flow of a utility’s domestic wastewater discharge; authorizing utilities to apportion the amount of wastewater outfall for purposes of meeting the reuse requirements; authorizing utilities to enter into binding agreements; providing additional requirements for backup discharges; providing exceptions and alternatives with respect to such backup discharges; providing additional requirements for the plans submitted to the Department of Environmental Protection by the holder of a permit authorizing the discharge of domestic wastewater through an ocean outfall; requiring the department, the South Florida Water Management District, and affected utilities to adjust the reuse requirements provided under the act; requiring that the department submit a report to the Legislature by a specified date; providing an effective date.

By the Committee on Regulated Industries; and Senator Diaz de la Portilla—

CS for SB 812—A bill to be entitled An act relating to Internet poker; creating the “Internet Poker Consumer Protection and Revenue Generation Act”; providing for intrastate Internet poker to be provided to the public by cardroom operators through a state Internet poker network operated by licensed Internet poker hub operators; creating s. 849.087, F.S.; providing legislative intent; providing definitions; authorizing participation in and operation of intrastate Internet poker; providing for the Division of Pari-mutuel Wagering of the Department of Business and Professional Regulation to administer the act and regulate the operation

of a state Internet poker network, Internet poker hub operators, cardroom affiliates, and the playing of intrastate Internet poker; authorizing the division to adopt rules, conduct investigations and monitor operations, review books and accounts and records, suspend or revoke any license or permit for a violation, take testimony, issue summons and subpoenas, monitor and ensure the proper collection of taxes and fees, and monitor and ensure that the playing of Internet poker is conducted fairly and that player information is protected by Internet poker hub operators; requiring Internet poker hub operators to be licensed; providing qualifications and conditions for licensure; providing application requirements; providing for an advance payment to be credited toward taxes; providing initial and renewal license fees; providing for selection of Internet poker hub operators through competitive procurement process; requiring payment of certain costs and refund of amounts collected in excess of the cost; requiring a surety bond; providing for a contract between the state and the poker hub operator; requiring the division to annually determine the need for additional operators; providing for a cardroom affiliate license to be issued to a cardroom operator to provide intrastate Internet poker for play; providing for applications for the affiliate license and renewal thereof; providing conditions for licensure and renewal of licensure as an affiliate; requiring reporting to and approval by the division of a change of ownership of the affiliate licensee; prohibiting certain acts by an affiliate; providing a fee; providing for employee and business occupational licenses; requiring certain employees of and certain companies doing business with a cardroom affiliate or an Internet poker hub operator to hold an appropriate occupational license; prohibiting such operator or affiliate from employing or allowing to be employed such a person or doing business with such a company if that person or company does not hold an occupational license; directing the division to adopt rules regarding Internet poker hub operator, cardroom affiliate, and occupational licenses and renewal of such licenses; providing a fee for occupational license and renewal thereof; providing penalties for failure to pay the fee; exempting from licensure a person holding a valid individual cardroom occupational license; providing grounds for the division to deny an application for or revoke, suspend, or place conditions or restrictions on or refuse to renew such occupational license; requiring fingerprints; providing procedures for processing fingerprints and conducting a criminal history records check and for payment of costs; providing for citations and civil penalties; providing requirements to register and play intrastate Internet poker; providing for an Internet Poker Self-Exclusion Form; requiring the Internet poker hub operator to exclude from play any person who has completed such form; providing for maintenance of the form and distribution to cardroom affiliates and the division; requiring the Internet poker hub operator to display a link to the website offering services related to the prevention of compulsive and addictive gambling; limiting liability; providing requirements for approval of games to be offered to players; providing requirements for all offered games and game results and games not completed; providing requirements to minimize fraud and cheating; prohibiting action for damages against the Internet poker hub operator to prevent fraud or cheating under certain circumstances; providing requirements for player eligibility and registration and player accounts; authorizing the Internet poker hub operator to suspend or revoke player accounts; providing requirements for poker hub operations; requiring the Internet poker hub operator to establish a book of accounts, regularly audit financial records, and make the records available to the division; providing technical system requirements; requiring the Internet poker hub operator to define, document, and implement certain methodologies relating to its systems; requiring the Internet poker hub operator to maintain such documentation for a certain period of time; providing for player participation fees; prohibiting certain relationships and acts by employees of the division and occupational licenseholders and certain relatives; authorizing conduct of proposed and authorized games; prohibiting a person who has not attained a certain age from holding an Internet poker occupational license or engaging in any game conducted; prohibiting offering Internet poker to persons located in the state except in compliance with law; providing that an entity that has accepted any wager on any online gambling activity from a Florida resident since a certain date is not eligible to apply for licensure and participate in intrastate Internet poker in Florida for a specified period of time; prohibiting false statements; prohibiting manipulation of Internet poker play and operations; providing civil and criminal penalties; providing for disposition of fines collected; providing for license fees to be paid by the Internet poker hub operator and cardroom affiliates; providing for disposition and accounting of fees collected; providing for an advance payment by the Internet poker hub operator to be credited toward taxes; providing for the tax rate and procedures for payment; requiring pay-

ments to be accompanied by a report showing all intrastate Internet poker activities for the preceding calendar month and containing such other information as prescribed by the division; providing penalties for failure to pay taxes and penalties; providing for use of certain deposits; providing for distribution of moneys received from Internet poker hub operations; providing grounds for the division to deny a license or the renewal thereof or suspend or revoke a license; providing penalties; authorizing the division to adopt rules; providing for administration of the act and regulation of the intrastate Internet poker industry; providing an effective date.

By the Committee on Community Affairs; and Senator Bogdanoff—

CS for SB 828—A bill to be entitled An act relating to public records; amending s. 119.0713, F.S.; expanding an exemption from public-records requirements to include certain records relating to investigations in the custody of an inspector general of a local government; providing for future repeal and legislative review of such revisions to the exemption under the Open Government Sunset Review Act; providing a statement of public necessity; providing an effective date.

By the Committee on Judiciary; and Senator Bogdanoff—

CS for SB 866—A bill to be entitled An act relating to judgment interest; amending s. 55.03, F.S.; requiring quarterly adjustments to the rate of interest payable on judgments; revising the calculation of the interest rate; removing provisions relating to the date the interest rate established by the Chief Financial Officer is to take effect; providing for the annual adjustment of the interest rate established at the time a judgment is obtained; amending s. 717.1341, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Commerce and Tourism; and Senator Storms—

CS for SB 926—A bill to be entitled An act relating to the limitation of liability for employers who employ persons with a developmental disability; creating s. 768.0985, F.S.; providing that an employer, under certain circumstances, is not liable for the acts or omissions of an employee who is a person with a developmental disability; providing that a supported employment service provider that provides or has provided supported employment services to a person with a developmental disability is not liable for the actions or conduct of the person occurring within the scope of the person's employment; defining the terms "developmental disability" and "supported employment service provider"; providing for application of the act; providing an effective date.

By the Committee on Environmental Preservation and Conservation; and Senator Storms—

CS for SB 934—A bill to be entitled An act relating to stormwater management permits; amending s. 373.118, F.S.; requiring that the Department of Environmental Protection initiate rulemaking to adopt a general permit for stormwater management systems serving airside activities at airports; providing for statewide application of the general permit; providing for any water management district or delegated local government to administer the general permit; providing that the rules are not subject to any special rulemaking requirements relating to small business; creating s. 373.4131, F.S.; authorizing certain municipalities and counties to adopt stormwater adaptive management plans and obtain conceptual permits for urban redevelopment projects; providing requirements for establishment of such permits by water management districts in consultation with the Department of Environmental Protection; providing that certain urban redevelopment projects qualify for a noticed general permit; providing an effective date.

By the Committee on Community Affairs; and Senator Norman—

CS for SB 1120—A bill to be entitled An act relating to special districts; amending s. 189.4042, F.S.; providing for the merger of contiguous special districts; providing definitions; providing that the merger or dissolution of dependent districts created by special act may be effectuated only by the Legislature; providing certain exemptions for inactive dependent and independent special districts; requiring involuntary dis-

solution procedures for independent special districts to include referenda; providing that the Legislature may merge independent special districts created by special act; providing for the voluntary merger of contiguous independent special districts pursuant to a joint resolution of the governing bodies of the districts or upon initiative of the district electors; providing the procedures that must be adhered to, including notice and public hearings; requiring the development and adoption of a merger plan; requiring a referendum; providing for the effective date of the merger; providing that legislative approval of the merger is not required but that the charter of the new district must be submitted for approval; providing restrictions on the merged district until the charter is approved; providing that the ad valorem millage rate in each component independent special district is levied only up to the millage rate previously approved by the electors of the district; providing for the effect of the merger on the property, employees, legal liabilities, and annexations of the component districts; providing for the election of the governing board of the merged district; providing an exemption for independent special districts whose governing bodies are elected by district landowners voting the acreage owned within the district; requiring involuntary merger procedures for independent special districts to include referenda; amending s. 191.014, F.S.; deleting a provision relating to the merger of independent special districts or dependent fire control districts; amending s. 189.4044, F.S.; revising dissolution procedures for special districts declared inactive by a governing body; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Ring—

CS for SB 1128—A bill to be entitled An act relating to public retirement plans; amending s. 112.66, F.S.; providing for the calculation of local government retirement benefits after a certain date; providing a prohibition on the use of plan revenues; prohibiting a reduction in certain contributions to a plan; amending s. 121.051, F.S.; providing that a plan is eligible for participation in the Florida Retirement System if it has no unfunded actuarial liabilities; amending s. 175.032, F.S.; revising the definition of the term "compensation" or "salary" for purposes of firefighters' pensions; amending s. 175.351, F.S.; revising provisions relating to benefits paid from the premium tax by a municipality or special fire control district that has its own pension plan; providing for funding a plan's actuarial accrued liability; conforming a cross-reference; amending s. 185.02, F.S.; revising the definition of the terms "compensation" and "salary" for purposes of police officers' pensions; amending s. 185.35, F.S.; revising provisions relating to benefits paid by a municipality that has its own pension plan; providing for funding a plan's actuarial accrued liability; authorizing a municipality to advance payment for purchasing an annuity contract for a closed plan; directing the Department of Financial Services to rate the financial strength of local government defined benefit plans; specifying the factors for assigning the ratings; requiring local pension boards, local governments, the Division of Retirement, and all relevant entities to cooperate in providing data for the ratings; requiring the ratings to be posted on the department's website; creating the Task Force on Public Employee Disability Presumptions; providing for appointment and membership; specifying the issues for the task force to address; providing for a report to be submitted to the Governor, Chief Financial Officer, and Legislature by a certain date; providing for future expiration; directing the Department of Financial Services to submit a report on the financial health of local government pension plans to the Governor and Legislature by a certain date; specifying the issues the report must address; providing a declaration of important state interest; providing an effective date.

By the Committee on Communications, Energy, and Public Utilities; and Senator Bogdanoff—

CS for SB 1198—A bill to be entitled An act relating to communications services tax; amending s. 202.16, F.S.; requiring that a dealer compute the communications services tax based on a rounding algorithm; providing criteria; providing for application of the tax; providing options to the dealer for applying the rounding algorithm; providing that a dealer is not required to collect the tax based on a bracket system; removing the provision requiring the Department of Revenue to make available tax amounts and applicable brackets; providing that the provisions of the act are remedial in nature and apply retroactively; providing that the act does not provide a basis for assessment of any tax not

paid or create a right to certain refunds or credits; providing an effective date.

By the Committee on Military Affairs, Space, and Domestic Security; and Senator Altman—

CS for SB 1224—A bill to be entitled An act relating to corporate tax credits and refunds; amending s. 14.2015, F.S.; authorizing the Office of Tourism, Trade, and Economic Development to administer corporate income tax credits for spaceflight projects; amending s. 213.053, F.S.; authorizing the Department of Revenue to share information relating to corporate income tax credits for spaceflight projects with the Office of Tourism, Trade, and Economic Development; amending s. 220.02, F.S.; revising the order in which credits against the corporate income tax or franchise tax may be taken to include credits for spaceflight projects; amending s. 220.13, F.S.; requiring that the amount taken as a credit for a spaceflight project be added to taxable income; prohibiting a deduction from taxable income for any net operating loss taken as a credit against corporate income taxes or transferred; amending s. 220.16, F.S.; requiring that the amount of payments received in exchange for transferring a net operating loss for spaceflight projects be allocated to the state; creating s. 220.194, F.S.; providing a short title; providing legislative purpose; defining terms; authorizing a certified spaceflight business to take or transfer corporate income tax credits related to spaceflight projects carried out in this state; specifying tax credit amounts and business eligibility criteria; providing limitations; requiring a business to demonstrate to the satisfaction of the office and the department its eligibility to claim a tax credit; requiring a business to submit an application to the office for approval to earn credits; specifying the required contents of the application; requiring the office to approve or deny an application within 60 days after receipt; specifying the approval process; requiring a spaceflight business to submit an application for certification to the office; specifying the required contents of an application for certification; specifying the approval process; requiring the office to submit a copy of an approved certification to the department; providing procedures for transferring a tax credit to a taxpayer; authorizing the department to perform audits and investigations necessary to verify the accuracy of returns relating to the tax credit; specifying circumstances under which the office may revoke or modify a certification that grants eligibility for tax credits; requiring a certified spaceflight business to file an amended return and pay any required tax within 60 days after receiving notice that previously approved tax credits have been revoked or modified; authorizing the department to assess additional taxes, interest, or penalties; authorizing the office and the department to adopt rules; requiring the office to submit an annual report to the Governor and Legislature regarding the Florida Space Business Incentives Act; repealing s. 288.1045(2)(c), F.S., relating to a limitation on the maximum amount of tax refund a defense or space flight contractor may receive; amending s. 288.106, F.S.; deleting a provision that limits the maximum amount of tax refunds a qualified target industry may receive; providing for application; providing an effective date.

By the Committee on Agriculture; and Senators Norman and Hays—

CS for SB 1246—A bill to be entitled An act relating to farms; prohibiting a person from entering onto a farm and making any audio record, photograph, or video record at the farm without the owner's written consent; providing exceptions; providing definitions; providing penalties; providing an effective date.

By the Committee on Education Pre-K - 12; and Senators Wise and Richter—

CS for SB 1254—A bill to be entitled An act relating to auditory-oral education programs; providing a short title; amending s. 1002.20, F.S.; revising provisions relating to public school choice options for parents of public school students to include auditory-oral education programs; creating s. 1002.391, F.S.; providing definitions; providing that a parent of a child who is deaf or hard of hearing may enroll the child in an auditory-oral education program at a school accredited by OPTION Schools, Inc., or at a school in which the supervisor and the majority of faculty are certified as Listening and Spoken Language Specialists by the AG Bell Academy for Listening and Spoken Language; providing that the child may continue attending the school and complete the development of listening and spoken language skills if specified criteria are

met; requiring that the level of services be determined by the individual educational plan team or individualized family support plan team; providing that a child is no longer eligible under certain circumstances; amending s. 1011.62, F.S.; revising provisions relating to the funding model for exceptional student education programs to require the Department of Education to review and revise the descriptions of services and supports in the matrix of services used to determine exceptional education cost factors; providing an effective date.

By the Committee on Agriculture; and Senator Dean—

CS for SB 1290—A bill to be entitled An act relating to pest control; amending s. 482.051, F.S.; providing rule changes that allow operators to provide certain emergency notice to the Department of Agriculture and Consumer Services by facsimile or electronic means; amending s. 482.071, F.S.; increasing the minimum bodily injury and property damage insurance coverage required for pest control businesses; creating s. 482.072, F.S.; providing for licensure by the department of pest control customer contact centers; providing application requirements; providing for fees, licensure renewal, penalties, licensure expiration, and transfer of licenses; creating s. 482.157, F.S.; providing for the certification of commercial wildlife trappers; providing certification requirements, examination requirements, and fees; limiting the scope of work permitted by certificate holders; clarifying that licensees and certificateholders who practice accepted pest control methods are immune from liability for violating laws prohibiting cruelty to animals; amending s. 482.226, F.S.; increasing the minimum financial responsibility requirements for licensees that perform certain inspections; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Alexander—

CS for SB 1314—A bill to be entitled An act relating to state financial matters; amending s. 216.011, F.S.; defining the term “lease or lease-purchase of equipment”; amending s. 216.023, F.S.; requiring that specified information relating to certain contracts be included in an agency's legislative budget request; amending s. 216.311, F.S.; defining the terms “contract” and “agreement”; prohibiting an agency or branch of state government, without legislative authority, from contracting to pay liquidated damages or early termination fees resulting from the breach or early termination of a contract or agreement, from paying interest because of insufficient budget authority to pay an obligation in the current year, from obligating the state to make future payments to cover unpaid payments, or from granting a party the right to collect fees or other revenues from nonparties; providing certain exemptions; prohibiting an agency from entering into certain leases without authorization by the Legislature or the Legislative Budget Commission; creating s. 216.312, F.S.; requiring the executive and judicial branch to notify the Governor and Legislature before entering into contracts containing certain provisions relating to expenditures; providing an exception for the Department of Transportation; transferring, renumbering, and amending s. 287.0582, F.S.; requiring a state contract to identify the appropriation that funds a contract; expanding the statement that must be included in state contracts to include grounds for terminating the contract based on budget deficits; requiring the judicial branch to include the statement in its contracts; requiring the agency head, executive director, or chief judge, as appropriate, or a designated senior management employee, to sign contracts that exceed a specified amount; requiring the agency head, executive director, or chief judge to review certain contracts and certify compliance with ch. 216, F.S.; requiring contracts exceeding a specified amount to require written acceptance or rejection of contract deliverables; providing that contracts in violation of these provisions are null and void; providing penalties; amending s. 287.063, F.S.; prohibiting certain lease or deferred-payment purchases by state agencies unless expressly authorized by the Legislature in the General Appropriations Act or by the Legislative Budget Commission; amending s. 287.064, F.S.; prohibiting certain master equipment financing agreements unless expressly authorized by the Legislature in the General Appropriations Act or by the Legislative Budget Commission; amending ss. 376.3075 and 403.1837, F.S.; conforming cross-references; repealing s. 287.056(2), F.S., relating to provisions providing agencies with the option of purchasing services from state term contracts; amending s. 45, chapter 2010-151, Laws of Florida; providing that certain contracts are subject to transaction fees; providing for application; providing an effective date.

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

CS for SB 1332—A bill to be entitled An act relating to financial institutions; amending s. 655.005, F.S.; revising definitions relating to the financial institutions codes; amending s. 655.013, F.S.; updating a reference; creating s. 655.03855, F.S.; authorizing the office to appoint provisional directors or executive officers; specifying the rights, qualifications, and reporting requirements of such directors and officers; clarifying the liability of such directors and officers and of the office; amending s. 655.044, F.S.; specifying which accounting practice must be followed by financial institutions; amending s. 655.045, F.S.; authorizing the office to conduct additional examinations of financial institutions if warranted; providing for the use of certain examination methods; amending s. 655.41, F.S.; revising definitions to conform provisions to changes made by the act; amending s. 655.411, F.S.; revising the criteria for approval of a financial entity's plan of conversion; amending s. 655.414, F.S.; providing for the transfer of assets from a federally chartered or out-of-state chartered institution; amending ss. 655.416, 655.417, and 655.418, F.S.; conforming provisions to changes made by the act; amending s. 655.4185, F.S.; revising provisions relating to emergency actions that may be taken for a failing financial institution; authorizing the office to provide prior approval for the chartering of an entity acquiring control of a failing institution; amending s. 655.419, F.S.; deleting a provision relating to actions conducted outside this state; amending s. 655.947, F.S.; conforming a cross-reference; amending s. 657.038, F.S.; specifying the loan factors that must be considered when computing a person's total obligations for purposes of extending credit; amending s. 657.042, F.S.; revising criteria that limit a credit union's investment of funds; requiring a credit union to establish policies and procedures for evaluating risk; amending ss. 657.063 and 657.064, F.S.; conforming cross-references; amending s. 658.12, F.S.; revising the definition of "banker's bank"; conforming a cross-reference; deleting a provision relating to the application of definitions in the financial institutions codes; amending s. 658.165, F.S.; revising provisions relating to banker's banks; specifying the type of business such a bank may do with entities or individuals that are not banks; revising provisions relating to the services a banker's bank may provide to financial institutions in organization; repealing s. 658.20(3), F.S., relating to applications for prior approval of officers or directors; amending s. 658.28, F.S.; providing additional limitations on acquiring or controlling another bank; repealing s. 658.295, F.S., relating to the Florida Interstate Banking Act; amending s. 658.2953, F.S.; revising and updating provisions relating to Florida bank mergers with out-of-state banks; deleting legislative intent; repealing s. 658.296, F.S., relating to the control of deposit-taking institutions; amending s. 658.36, F.S.; authorizing the office to approve a special stock offering plan under certain circumstances; amending s. 658.41, F.S.; clarifying that state laws do not restrict the right of a state bank or trust company to merge with an out-of-state bank; amending s. 658.48, F.S.; revising provisions relating to bank loans; specifying the process for computing the liabilities of a person seeking a loan; amending s. 658.53, F.S.; deleting a provision providing that unpaid proceeds of sales are used to evaluate the adequacy of a bank's capital; repealing ss. 658.65, 665.013(33), and 667.003(35), F.S., relating to remote financial service units; amending s. 658.67, F.S.; updating provisions relating to the investment powers of a bank or trust company; requiring banks and trust companies to establish procedures for evaluating risk; amending ss. 288.772, 288.99, 440.12, 440.20, 445.051, 489.503, 501.005, 501.165, 624.605, 626.321, 626.730, and 626.9885, F.S.; conforming cross-references; providing an effective date.

By the Committees on Commerce and Tourism; and Commerce and Tourism—

CS for SB 1346—A bill to be entitled An act relating to obsolete references and programs; amending s. 14.2015, F.S.; removing an obsolete reference to the Department of Commerce; amending s. 20.18, F.S.; updating a reference to the Department of Commerce to refer instead to the Office of Tourism, Trade, and Economic Development; amending s. 45.031, F.S.; removing an obsolete reference to the Department of Labor and Employment Security; amending s. 69.041, F.S.; removing an obsolete reference to the Department of Labor and Employment Security; amending s. 112.044, F.S.; removing obsolete references to the Department of Labor and Employment Security; amending s. 252.85, F.S.; updating a reference to the Department of Labor and Employment Security; amending s. 252.87, F.S.; removing a reference to the Department of Labor and Employment Security; amending s.

252.937, F.S.; removing a reference to the Department of Labor and Employment Security; amending s. 287.09431, F.S.; updating references to the Department of Labor and Employment Security; amending s. 287.09451, F.S.; removing references to the Department of Labor and Employment Security; amending s. 287.0947, F.S.; removing a reference to the Department of Labor and Employment Security; correcting a cross-reference; amending s. 288.021, F.S.; updating a reference to the Department of Labor and Employment Security; amending s. 288.035, F.S.; removing a reference to the Department of Commerce; repealing s. 288.038, F.S., relating to agreements of the Department of Labor and Employment Security with county tax collectors; amending s. 288.1168, F.S.; updating obsolete references to the Department of Commerce; amending s. 288.1229, F.S.; removing a reference to the Department of Commerce; amending s. 288.1169, F.S.; updating references to the Department of Commerce; amending s. 331.369, F.S.; updating references to the Workforce Development Board of Enterprise Florida, Inc.; amending s. 377.711, F.S.; removing a reference to the Department of Commerce; providing for standard compact provisions regarding recommendations by the Southern States Energy Board; amending s. 377.712, F.S.; clarifying provisions governing participation in the compact by the state and its agencies; amending s. 409.2576, F.S.; removing references to the Department of Labor and Employment Security; amending s. 414.24, F.S.; updating references to the Department of Labor and Employment Security; amending s. 414.40, F.S.; updating provisions governing the Stop Inmate Fraud Program; updating a reference to the Department of Labor and Employment Security; amending s. 440.385, F.S.; updating a reference to the Department of Labor and Employment Security; removing obsolete provisions; amending s. 440.49, F.S.; removing a reference to the Department of Labor and Employment Security; removing obsolete provisions; repealing s. 446.60, F.S., relating to assistance for displaced local exchange telecommunications company workers; amending s. 450.161, F.S.; updating a reference to the Division of Jobs and Benefits; amending s. 464.203, F.S.; updating a reference to the Enterprise Florida Jobs and Education Partnership Grant; amending s. 489.1455, F.S.; updating a reference to the Department of Labor and Employment Security; amending s. 489.5335, F.S.; updating a reference to the Department of Labor and Employment Security; amending s. 553.62, F.S.; removing a reference to the Department of Labor and Employment Security; amending s. 597.006, F.S.; removing a reference to the Department of Labor and Employment Security; amending s. 944.012, F.S.; updating a reference to the Florida State Employment Service; amending s. 944.708, F.S.; removing a reference to the Agency for Workforce Innovation; repealing ss. 255.551-255.563, F.S., relating to the asbestos management program; amending s. 469.002, F.S.; conforming a cross-reference to changes made by the act; repealing s. 469.003(2)(b), F.S., relating to obsolete provisions governing the licensure of asbestos surveyors; providing an effective date.

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

CS for SB 1426—A bill to be entitled An act relating to the repeal of health insurance provisions; repealing s. 627.64872(6), F.S., relating to a requirement that the board of directors of the Florida Health Insurance Plan annually report to the Governor and the Legislature; amending s. 627.6699, F.S.; deleting a requirement that the Office of Insurance Regulation of the Department of Financial Services annually report to the Governor and the Legislature concerning the Small Employers Access Program; providing an effective date.

By the Committee on Regulated Industries; and Senator Altman—

CS for SB 1430—A bill to be entitled An act relating to the regulation of smoking; amending s. 386.212, F.S.; authorizing a district school board to adopt rules prohibiting any person from smoking tobacco on or in any district-owned or district-leased facility or property during a specified time of the day; amending s. 386.209, F.S.; providing an exception to the state preemption of the regulation of smoking in the state; providing an effective date.

By the Committee on Community Affairs; and Senator Bennett—

CS for SB 1512—A bill to be entitled An act relating to growth management; amending s. 163.3164, F.S.; revising and providing definitions relating to the Local Government Comprehensive Planning and

Land Development Regulation Act; amending s. 163.3177, F.S.; revising requirements for comprehensive plans relating to capital improvements and future land use plan elements; amending s. 163.3180, F.S.; revising transportation concurrency requirements relating to transportation planning and proportionate share; amending s. 163.3182, F.S.; revising the definition of the term “transportation concurrency backlog” to “transportation deficiency”; revising other definitions and provisions to conform; revising provisions relating to transportation deficiency plans and projects; amending s. 380.06, F.S.; exempting transit-oriented developments from review of transportation impacts in the developments-of-regional-impact process; providing a finding of important state interest; providing an effective date.

By the Committee on Communications, Energy, and Public Utilities; and Senators Simmons, Bennett, Thrasher, Oelrich, Smith, Gaetz, and Braynon—

CS for SB 1524—A bill to be entitled An act relating to telecommunications; creating the “Regulatory Reform Act”; amending s. 364.01, F.S.; revising legislative intent with respect to the jurisdiction of the Florida Public Service Commission; amending s. 364.011, F.S.; providing that certain basic and nonbasic telecommunication services are exempt from the jurisdiction of the Public Service Commission; amending s. 364.012, F.S.; requiring local exchange telecommunications companies to provide unbundled access to network elements; amending s. 364.0135, F.S.; providing legislative intent relating to the sustainable adoption of broadband Internet service; providing a definition of “sustainable adoption” as it relates to broadband Internet services; removing obsolete legislative intent; authorizing the Department of Management Services to work collaboratively with, and to receive staffing support and other resources from, Enterprise Florida, Inc., state agencies, local governments, private businesses, and community organizations to encourage sustainable adoption of broadband Internet services; authorizing the department to adopt rules; repealing s. 364.015, F.S., relating to injunctive relief; 364.02, F.S.; removing the definition of “monopoly service” and adding a definition for “VoIP”; repealing ss. 364.025, 364.0251, and 364.0252, F.S., relating to uniform telecommunications service, a telecommunications consumer information program, and the expansion of consumer information programs, respectively; amending s. 364.04, F.S.; providing that the commission has no jurisdiction over the content, form, or format of rate schedules published by a telecommunications company; providing that a telecommunications company may undertake certain activities; repealing ss. 364.051, 364.052, 364.057, 364.058, 364.059, 364.06, 364.063, 364.07, and 364.08, F.S., relating to price regulation, regulatory methods for small local exchange telecommunications companies, experimental and transitional rates, limited proceedings, procedures for seeking a stay of proceedings, joint rates, tolls, and contracts, rate adjustment orders, intrastate interchange service contracts, and unlawful charges against consumers, respectively; amending s. 364.10, F.S.; removing obsolete provisions; requiring an eligible telecommunications carrier to provide a Lifeline Assistance Plan to qualified residential subscribers; repealing s. 364.15, F.S., relating to repairs, improvements, and additions to telecommunication facilities; amending s. 364.16, F.S., relating to interconnection, unbundling, and resale of telecommunication services; requiring the commission to, upon request, arbitrate and enforce interconnection agreements; prohibiting a telecommunications company from knowingly delivering traffic for which terminating access service charges would otherwise apply; authorizing the commission to adopt rules to prevent the unauthorized changing of a subscriber’s telecommunications service; removing obsolete provisions relating to local exchange telecommunications companies; repealing ss. 364.161 and 364.162, F.S., relating to unbundling and resale of telecommunication services and negotiated prices for interconnection services, respectively; amending s. 364.163, F.S.; conforming provisions to changes made by the act; amending s. 364.183, F.S.; revising provisions relating to access of the commission to certain records of a telecommunications company; repealing ss. 364.185, 364.19, and 364.27, F.S., relating to powers of the commission to investigate and inspect any premises of a telecommunications company, regulation of telecommunication contracts, and powers and duties as to interstate rates, respectively; amending s. 364.33, F.S., relating to the certificate of authority; prohibiting a person from providing any telecommunications service to the public without a certificate of necessity or a certificate of authority issued by the commission; providing that, after a specified date, the commission will no longer issue certificates of necessity; amending s. 364.335, F.S.; requir-

ing an applicant to provide certain information when applying for a certificate of authority; describing the criteria necessary to be granted a certificate of authority; authorizing a telecommunications company to terminate a certificate of authority; repealing s. 364.337, F.S., relating to competitive local exchange companies; amending s. 364.3375, F.S., relating to pay telephone service providers; requiring pay telephone providers to obtain a certificate of authority from the commission; repealing ss. 364.3376, 364.3381, 364.3382, 364.339, 364.345, and 364.37, F.S., relating to operator services, cross-subsidization, cost disclosures, certificates for territories served, shared tenant services, and powers of the commission relating to service territories, respectively; amending s. 364.385, F.S.; removing obsolete provisions relating to saving clauses; amending s. 364.386, F.S.; revising the content to be included in the report to be filed with the Legislature; repealing ss. 364.501, 364.503, 364.506, 364.507, 364.508, 364.515, 364.516, 364.601, 364.602, 364.603, and 364.604, F.S., relating to the prevention of damages to underground telecommunication facilities, mergers or acquisitions, a short title for education facilities, legislative intent for advanced telecommunication services to eligible facilities, definitions, infrastructure investments, penalties for failing to provide advanced telecommunication services, the short title for telecommunication consumer protections, definitions, the methodology for protecting consumers for changing telecommunication providers, and billing procedures to inform and protect the consumer, respectively; amending ss. 196.012, 199.183, 212.08, 290.007, 350.0605, 364.105, 364.32, and 489.103, F.S.; revising cross-references to conform to changes made by the act; providing an effective date.

By the Committee on Transportation; and Senator Hays—

CS for SB 1554—A bill to be entitled An act relating to emergency vehicles; amending s. 318.18, F.S.; increasing the fine for the failure to comply with s. 316.126(1)(b), relating to yielding to emergency vehicles; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Transportation; and Senator Evers—

CS for SB 1570—A bill to be entitled An act relating to billboard regulations; amending s. 479.01, F.S.; revising definitions; amending s. 479.02, F.S.; removing certain rulemaking criteria; amending s. 479.106, F.S.; revising requirements for an application for a permit to remove, cut, or trim trees or vegetation around a sign; requiring that the application include a vegetation management plan, a mitigation contribution to a trust fund, or a combination of both; providing certain evaluation criteria; providing criteria for the use of herbicides; providing a time limit within which the Department of Transportation must act; providing that the permit is valid for 5 years; providing for an extension of the permit; providing criteria for view zones; requiring the department to provide notice to the sign owner of beautification projects or vegetation planting; amending s. 479.16, F.S.; exempting certain larger signs from permit requirements; exempting signs erected under the local tourist-oriented commerce signs pilot program from certain permit requirements; creating s. 479.263, F.S.; creating the tourist-oriented commerce signs pilot program; exempting commercial signs that meet certain criteria from permit requirements; providing an effective date.

By the Committee on Regulated Industries; and Senator Sachs—

CS for SB 1594—A bill to be entitled An act relating to pari-mutuel permitholders; amending s. 550.002, F.S., which defines the term “full schedule of live racing or games”; providing that a greyhound permitholder is not required to conduct a minimum number of live performances; amending s. 550.01215, F.S.; revising requirements for an application for a license to conduct performances; providing an extended period to amend certain applications; amending s. 550.054, F.S.; removing a requirement for holders of certain converted permits to conduct a full schedule of live racing to qualify for certain tax credits; amending s. 550.0951, F.S.; revising provisions for transfer by a permitholder of a tax exemption or license fee credit to a greyhound permitholder; revising the tax on handle for dogracing and intertrack wagering; amending s. 550.09514, F.S.; revising purse requirements for greyhound racing and provisions for payment of purses; amending s. 550.615, F.S.; revising provisions for intertrack wagering; amending ss. 550.26165 and 550.6305, F.S.; conforming cross-references to changes made by the act; amending s. 551.104, F.S.; revising a condition of licensure for the con-

duct of slot machine gaming; amending s. 551.114, F.S.; revising requirements for designated slot machine gaming areas; amending s. 849.086, F.S.; revising requirements for initial and renewal issuance of a cardroom license; providing that neither a corresponding pari-mutuel license application nor a minimum number of live performances is required for a greyhound permitholder to maintain or renew a cardroom license; providing an effective date.

By the Committee on Rules Subcommittee on Ethics and Elections; and Senator Diaz de la Portilla—

CS for SB 1618—A bill to be entitled An act relating to elections; amending s. 106.25, F.S.; allowing a respondent who is alleged by the Elections Commission to have violated the election code or campaign financing laws to elect as a matter of right a formal hearing before the Division of Administrative Hearings; authorizing an administrative law judge to assess civil penalties upon the finding of a violation; amending s. 106.265, F.S.; authorizing an administrative law judge to assess civil penalties upon a finding of a violation of the election code or campaign financing laws; providing for civil penalties to be assessed against an electioneering communications organization; removing reference to the expired Election Campaign Financing Trust Fund; directing that moneys from penalties and fines be deposited into the General Revenue Fund; providing an effective date.

By the Committee on Rules Subcommittee on Ethics and Elections; and Senator Diaz de la Portilla—

CS for SB 1690—A bill to be entitled An act relating to elections; amending s. 106.08, F.S.; revising the limitations on contributions made to certain candidates and political committees; amending s. 106.021, F.S.; providing requirements and restrictions on the use of contributions received prior to a candidate changing his or her candidacy to a new office, to conform; reenacting ss. 106.04(5), 106.075(2), 106.19, and 106.29, F.S., relating to contributions made by committees of continuous existence, contributions made to pay all or part of loans incurred, penalties for the acceptance of contributions or expenditures made in excess of the statutory limits or failing to report or falsely reporting certain information, and contributions received and expenditures made by state executive and county executive committees of each political party, to incorporate the amendment made to s. 106.08, F.S., in references thereto; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senator Alexander—

CS for SB 1738—A bill to be entitled An act relating to state financial information; amending s. 11.45, F.S.; requiring the Auditor General to annually provide to the Legislature a list of school districts that have failed to comply with certain financial transparency requirements, as identified pursuant to audit; amending s. 215.90, F.S.; conforming a cross-reference; amending s. 215.91, F.S.; providing that the Financial Management Information Board is responsible for the system; deleting provisions relating to the Florida Financial Management Information System Coordinating Council; deleting references to functional owner subsystems; amending s. 215.92, F.S.; redefining terms and adding and deleting definitions; creating s. 215.922, F.S.; establishing the Agency for Enterprise Business Services within the Department of Financial Services; providing that the office is a separate budget entity not subject to the department; providing that the agency is headed by the Governor and Cabinet acting as the Financial Management Information Board; providing for an executive director; providing the duties of the agency; creating s. 215.923, F.S.; establishing the Enterprise Financial Business Operations Council to act in an advisory capacity to the agency; providing the members of the council; providing council duties; creating s. 215.924, F.S.; providing for an Enterprise Financial Business Strategic Plan; requiring the plan to be annually reviewed, updated, and submitted to the Legislature; providing for the contents of the plan; amending s. 215.93, F.S.; revising provisions relating to the Florida Financial Management Information System; renaming the Florida Accounting Information Resource Subsystem the Financial Management Subsystem; adding the Revenue and Tax Collection, Processing, and Distribution Subsystem; deleting references to functional owner subsystems and providing for enterprise business owners; revising the duties of the owners; deleting references to the design and coordination

staff; providing for the ownership and functions of the Revenue and Tax Collection, Processing, and Distribution Subsystem by the Department of Revenue; amending s. 215.94, F.S.; deleting references to functional owner subsystems and providing for enterprise business owners; amending s. 215.95, F.S.; providing additional duties for the Financial Management Information Board; repealing s. 215.96, F.S., relating to the coordinating council and design and coordination staff; creating s. 215.961, F.S.; providing state agency requirements relating to the Florida Financial Management Information System and the use of functional information and enterprise agency business subsystems; amending s. 215.985, F.S., relating to the Transparency Florida Act; redefining the term “governmental entity” to include public schools rather than public school districts; requiring the Legislative Auditing Committee to recommend a format for school districts, charter schools, and charter technical career centers to use in collecting and displaying financial information; revising the schedule for adding information to the state’s official website; revising provisions exempting certain municipalities and special districts from the Transparency Florida Act; requiring the Office of Policy and Budget to maintain the state’s financial data on the state website for a specified period; requiring a certified public accountant conducting an audit of a unit of local government to report compliance with the act; establishing a state contract management system on the website; requiring the Legislative Auditing Committee to adopt guidelines for administering the act; conforming terms; amending ss. 17.11, 216.102, 216.141, and 216.237, F.S.; conforming terms; providing for funding; providing an effective date.

By the Committees on Budget Subcommittee on Finance and Tax; and Budget Subcommittee on Finance and Tax—

CS for SB 1998—A bill to be entitled An act relating to the corporate income tax; amending s. 220.03, F.S.; providing for the adoption of the 2011 version of the Internal Revenue Code; amending s. 220.13, F.S.; specifying the treatment by this state of certain depreciation and expensing of assets that are allowed for federal income tax purposes; authorizing the executive director of the Department of Revenue to adopt emergency rules; providing for retroactive application; providing an effective date.

REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

By the Committee on Agriculture; and Senator Evers—

CS for SB 606—A bill to be entitled An act relating to fertilizer; amending s. 403.9336, F.S.; deleting legislative findings relating to the implementation by local governments of certain fertilizer management practices; amending s. 403.9337, F.S.; deleting authority for certain counties and municipalities to adopt fertilizer management practices more stringent than standards of a specified model ordinance; amending ss. 570.07 and 576.181, F.S.; requiring the Department of Agriculture and Consumer Services to regulate the sale, composition, formulation, packaging, use, application, and distribution of fertilizer; preempting such regulation of fertilizer to the state and the department; specifying that such regulation of fertilizer by counties, municipalities, and other political subdivisions is void; authorizing local governments to provide enforcement of the provisions of the model ordinance; providing an effective date.

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

By the Committee on Community Affairs; and Senators Thrasher and Gaetz—

CS for SB 830—A bill to be entitled An act relating to labor and employment; amending s. 110.114, F.S.; prohibiting a state agency from deducting from employee wages the dues, uniform assessments, fines, penalties, or special assessments of an employee organization or contributions made for purposes of political activity; amending s. 112.171, F.S.; prohibiting a county, municipality, or other local governmental entity from deducting from employee wages the dues, uniform assessments, fines, penalties, or special assessments of an employee organization or contributions made for purposes of political activity; creating s. 447.18, F.S.; prohibiting labor organizations from collecting dues, as-

assessments, fines, or penalties without written authorization; providing for a refund to employees who have not given a written authorization in certain situations; requiring that the labor organization provide notice of such contributions and expenditures; prohibiting a labor organization from requiring an employee to authorize the collection of funds for political contributions and expenditures as a condition of membership in the organization; amending s. 447.303, F.S.; prohibiting a public employer from deducting or collecting from employee wages the dues, uniform assessments, fines, penalties, or special assessments of an employee organization; amending s. 447.507, F.S., relating to violation of the strike prohibition; conforming provisions to changes made by the act; providing for severability; providing for prospective application; providing an effective date.

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

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

CS for SB 1426—A bill to be entitled An act relating to the repeal of health insurance provisions; repealing s. 627.64872(6), F.S., relating to a requirement that the board of directors of the Florida Health Insurance Plan annually report to the Governor and the Legislature; amending s. 627.6699, F.S.; deleting a requirement that the Office of Insurance Regulation of the Department of Financial Services annually report to the Governor and the Legislature concerning the Small Employers Access Program; providing an effective date.

—was referred to the Committees on Health Regulation; and Budget.

By the Committee on Transportation; and Senator Evers—

CS for SB 1570—A bill to be entitled An act relating to billboard regulations; amending s. 479.01, F.S.; revising definitions; amending s. 479.02, F.S.; removing certain rulemaking criteria; amending s. 479.106, F.S.; revising requirements for an application for a permit to remove, cut, or trim trees or vegetation around a sign; requiring that the application include a vegetation management plan, a mitigation contribution to a trust fund, or a combination of both; providing certain evaluation criteria; providing criteria for the use of herbicides; providing a time limit within which the Department of Transportation must act; providing that the permit is valid for 5 years; providing for an extension of the

permit; providing criteria for view zones; requiring the department to provide notice to the sign owner of beautification projects or vegetation planting; amending s. 479.16, F.S.; exempting certain larger signs from permit requirements; exempting signs erected under the local tourist-oriented commerce signs pilot program from certain permit requirements; creating s. 479.263, F.S.; creating the tourist-oriented commerce signs pilot program; exempting commercial signs that meet certain criteria from permit requirements; providing an effective date.

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

ENROLLING REPORTS

CS for CS for SB 736, SB 916, SB 924, SB 944 and SB 946 have been enrolled, signed by the required Constitutional Officers and presented to the Governor on March 21, 2011.

R. Philip Twogood, Secretary

CO-INTRODUCERS

Senators Altman—SB 652; Braynon—SCR 286, SB 1524; Bullard—SB 132, CS for SB 138, SM 218, CS for SB 1086; Detert—SB 86; Diaz de la Portilla—SB 844; Evers—CS for SB 1228; Fasano—SB 86, SJR 390, SB 844; Flores—SB 1724; Gaetz—SB 844, SB 1226, SB 1524; Garcia—SB 980; Hays—SB 1246; Hill—SB 86, SCR 286; Jones—SB 86, SB 462; Joyner—SB 86; Negron—SB 86; Norman—SB 578, SB 844; Oelrich—SB 1524; Rich—SB 86; Richter—SB 1190, SB 1816; Sachs—CS for SB 520, SJR 592, SB 826, SB 894, SB 1708, SB 1710, SB 1712; Siplin—SB 998; Smith—SCR 286, SB 1524; Wise—SB 1124

SENATE PAGES

March 21-25, 2011

Edward Amos, Umatilla; Ashley Bruner, Tallahassee; Caitlyn Coates, Tallahassee; Frank DiMarco, Tallahassee; Kristopher Harris, Tallahassee; Seth Heard, Apopka; Katherine Horne, Fleming Island; Catherine Hudgins, Orange Park; Tyler Lee, Davie; Elizabeth Roberts, Ocala; Jonathan Saunders, Naples; Jancy Wiggins, Lauderhill; Ternisha Williams, Pompano Beach