



Journal of the Senate

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CALL TO ORDER

The Senate was called to order by President Negron at 10:25 a.m. A quorum present—38:

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

PRAYER

The following prayer was offered by Pastor Varilus Pierre, Jr., Florida Conference of Seventh-Day Adventists, West Palm Beach:

Almighty God, our creator, our sustainer, and our very source of life, we glorify your name and we worship you for who you are. Before you, there was none; beside you, there is none; and after you, there will be none. For you are God all by yourself. We praise your name because you are good, and we love you. We have come before you this morning imploring forgiveness for our trespasses, and seeking your guidance and direction as we move forward in our life journeys. We thank you for the many blessings you have bestowed upon us—both spiritual and material. We thank you for the gift of time, health, the ability to function in our right mind, and the many opportunities that you have given to us to succeed.

We thank you, oh God, for the leaders of our country and, especially, the ones serving here in our state. We thank you for their faithfulness and dedicated service to the citizens of the great sunshine state. We pray that you will continue to guide and protect the members of the Florida State Senate. Bless their efforts, be part of their decision-making, bless their families, and grant them a special portion of your holy spirit to influence their mind. May their policies reflect your love, your grace, and your compassion to all.

Shower us with your blessings. Teach us how to love one another regardless of our political affiliation. Please help us truly understand your words. Bless all the merciful, for they will be shown mercy. Bless all the pure in heart, for they will see God. Bless all the peacemakers, for they will be called children of God. Help us to be united and not divided. Help us put our personal agenda aside and focus on doing what is right. Help us put our differences aside and concentrate on what matters most.

Oh Heavenly Father, please guide us, inspire us, and use us as a tool to be a blessing to those whom we serve. Bless us indeed and enlarge our territory. Keep us from sin and may we stay together at the end of the day. May your will be done in each of our lives. Nothing more, nothing less. Forever and ever, amen.

PLEDGE

Senate Pages, Jordyn Allen of Davie; Timothy Glass of Tallahassee; and Harley Ramba of Tallahassee, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

DOCTOR OF THE DAY

The President recognized Dr. Ava Phoenix of Jacksonville, sponsored by Senator Gibson, as the doctor of the day. Dr. Phoenix specializes in obstetrics and gynecology.

ADOPTION OF RESOLUTIONS

At the request of Senator Campbell—

By Senator Campbell—

SR 1824—A resolution recognizing the City of North Miami on the occasion of the 92nd anniversary of its founding.

WHEREAS, the City of North Miami, which has a rich history dating back to the 1800s, was originally the settlement Arch Creek, known for a 40-foot natural limestone bridge across the waterway, and

WHEREAS, at the urging of early developers E.C. Harner, Earl Irons, and Arthur Griffing, a majority of Arch Creek's 47 registered voters cast ballots in favor of incorporating their community, and on February 5, 1926, the Town of Miami Shores was born, setting the stage for remarkable growth and development, and

WHEREAS, after the Shoreland Company lobbied the 1931 Florida Legislature to grant the company's huge development the name "Village of Miami Shores," the town's residents picked the name "North Miami," and in the decades that followed, the Town of North Miami was one of the fastest-growing areas in the nation, and

WHEREAS, in response to their community's growth, residents voted in 1952 to adopt a new charter and rename their home the City of North Miami, and

WHEREAS, the City of North Miami's convenient location between Fort Lauderdale and Miami means the city has good access to beaches, airports, seaports, tourist attractions, universities, and cultural venues, and

WHEREAS, a tour through the City of North Miami reveals that the community has one of the largest concentrations of mid-20th century

modern buildings in South Florida, and it is home to one of the most ethnically diverse populations in the state, and

WHEREAS, the City of North Miami was named a 2010 All-American City award winner, and city leaders and residents remain committed to the goal of North Miami having a strong educational and arts community, beautiful parks, and a greener, healthier quality of life, and

WHEREAS, the City of North Miami is led by Mayor Smith Joseph, D.O., Pharm.D.; Councilmembers Philippe Bien-Aime, Alix Desulme, Scott Galvin, and Carol Keys; and City Manager Larry M. Spring, Jr., NOW, THEREFORE,

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

That the City of North Miami is recognized on the occasion of the 92nd anniversary of its founding.

—was introduced, read, and adopted by publication.

At the request of Senator Campbell—

By Senator Campbell—

SR 1826—A resolution recognizing the City of North Bay Village on the occasion of the 73rd anniversary of its founding.

WHEREAS, before 1940, most of what is now North Bay Village lay beneath the waters of Biscayne Bay, the only dry land being Broadcast Key, a 5-acre island from which pioneering Miami radio station WIOD-AM began broadcasting in 1926, and

WHEREAS, North Bay Island was actually created from the dredging that took place in Biscayne Bay, and, by 1941, 12 homes occupied the residential lots that had been laid out along the island's palm-lined streets, and

WHEREAS, in similar fashion, Harbor Island and Treasure Island both took shape from dredge and fill activities, with multifamily developments and single-family homes shaping those communities' residential growth, and

WHEREAS, North Bay Village was incorporated in 1945, and the city annexed Harbor Island and Treasure Island several years later, while Broadcast Key, also known as Cameo Island, was annexed in 1963, and

WHEREAS, during its early years, North Bay Village was primarily a haven for winter residents, and the city became widely known for its popular restaurants and nightclubs, which attracted such celebrities as Frank Sinatra and Judy Garland, and

WHEREAS, today North Bay Village, the "Three Island Paradise," has a population of more than 8,200 people, most of whom live in the community year-round, and it remains home to several of South Florida's most popular restaurants, the broadcast studios of WSVN-TV, as well as a variety of apartment buildings, condominiums, and 376 single-family homes, and

WHEREAS, North Bay Village is led by Mayor Connie Leon-Kreps, Vice Mayor Eddie Lim; Commissioners Jose Alvarez, Douglas N. Hornsby, M.D., and Andreana Jackson; and Village Manager Frank Rollason, NOW, THEREFORE,

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

That the City of North Bay Village is recognized on the occasion of the 73rd anniversary of its founding.

—was introduced, read, and adopted by publication.

At the request of Senator Campbell—

By Senator Campbell—

SR 1830—A resolution recognizing Miami Shores Village on the occasion of the 86th anniversary of its incorporation.

WHEREAS, Miami Shores Village was first settled in the early 1870s on the shores of Biscayne Bay by homesteaders, including William Henry Hunt Gleason, and

WHEREAS, the community of Biscayne, as it was then known, often served as the meeting place of the then-Dade County commission and hosted visitors like Julia Tuttle, who is known as the "Mother of Miami," and

WHEREAS, in the 1920s, Miami Shores Village was developed over the footprint of the community of Biscayne and was dubbed by the developer, Hugh M. Anderson, then president of the Shoreland Company, as "America's Mediterranean," and

WHEREAS, after the devastating hurricane of 1926, the New Miami Shores Corporation purchased the Shoreland Company's holdings, and in January 1932, under the leadership of Roy H. Hawkins, won legislative approval of the charter of Miami Shores Village, and

WHEREAS, today, Miami Shores Village retains many of its original characteristics, having tree-lined streets and wide roads, a downtown area, and well-maintained homes, and is known as "the Village Beautiful," and

WHEREAS, Miami Shores Village is led by Mayor MacAdam Glinn; Vice Mayor Sean Brady; council members Alice Burch, Jonathan Meltz, and Steven Zelkowitz; and Village Manager Tom Benton, NOW, THEREFORE,

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

That Miami Shores Village is recognized on the occasion of the 86th anniversary of its incorporation.

—was introduced, read, and adopted by publication.

At the request of Senator Campbell—

By Senator Campbell—

SR 1832—A resolution recognizing the City of Miami Beach on the 103rd anniversary of its incorporation as a municipality.

WHEREAS, in 1870, Henry Lum and his son, Charles, arrived by sailboat on a large sandbar off the southeast coast of Florida, and were so impressed by the island that they bought most of the property, along with land further north, paying the federal government 75 cents an acre, and

WHEREAS, Henry Lum later sold the property to fellow New Jersey natives Elnathan Field and Ezra Osborn, who began a coconut plantation along the shore, but ultimately sold their land to John S. Collins and his son-in-law, Thomas Pancoast, who were also from New Jersey, and

WHEREAS, in 1913, avocado grower and investor John S. Collins teamed up with auto parts entrepreneur and Indianapolis Motor Speedway developer Carl G. Fisher for the funding and construction of the first bridge from Miami to Miami Beach, a project that, at the time, was the world's longest wooden bridge and which set the stage for the area's real estate boom, and

WHEREAS, Miami Beach was officially incorporated on March 26, 1915, and it experienced remarkable growth in the years that followed, including major oceanfront resorts that beckoned to tourists, and

WHEREAS, during the Great Depression and afterward, new investor groups from the Northeast built smaller hotels along lower Collins Avenue and Ocean Drive and, some 70 years later, this famous Art Deco District forms a signature part of the city's architectural and business history, and

WHEREAS, the 1959 communist revolution in Cuba brought change to South Florida, as more than 500,000 Cubans fled their homeland to escape the cruel reign of dictator Fidel Castro and, with their arrival, enriched the cultural fabric of Miami Beach, which has also welcomed immigrants from Latin America, the Caribbean, and beyond, and

WHEREAS, in more recent decades, the City of Miami Beach has benefited from additional investment capital and commercial real estate growth, an expanding population, and important transportation improvements, ensuring its continued success as a business, trade, and tourism destination that has few rivals, and

WHEREAS, the City of Miami Beach is led by Mayor Dan Gelber; Commissioners Micky Steinberg, Mark Samuelian, Michael Góngora, Kristen Rosen Gonzales, Ricky Arriola, and John Elizabeth Alemán; and City Manager Jimmy L. Morales, NOW, THEREFORE,

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

That the City of Miami Beach is recognized on the 103rd anniversary of its incorporation as a municipality.

—was introduced, read, and adopted by publication.

At the request of Senator Campbell—

By Senator Campbell—

SR 1834—A resolution recognizing Indian Creek Village on the occasion of the 79th anniversary of its founding.

WHEREAS, Indian Creek Village was incorporated on May 19, 1939, by the residents of the island enclave, and

WHEREAS, beginning with the construction of several mansions and a clubhouse, Indian Creek Village now has 41 residential home sites and is home to the Indian Creek Country Club, and

WHEREAS, known as “America’s most exclusive municipality,” Indian Creek Village is home to millionaires and billionaires, including former Miami Dolphins coach Don Shula and singer-songwriter Julio Iglesias, and

WHEREAS, the Indian Creek Village Council is led by Mayor Bernard Klepach and Vice Mayor Javier Holtz and residents are represented by council members Irma Braman, Robert Diener, and Irwin E. Tauber, and the Village Manager is C. Samuel Kissinger, NOW, THEREFORE,

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

That Indian Creek Village is recognized on the occasion of the 79th anniversary of its founding.

—was introduced, read, and adopted by publication.

At the request of Senator Bradley—

By Senator Bradley—

SR 1936—A resolution recognizing April 2018 as “Springs Protection Awareness Month” in Florida.

WHEREAS, Florida’s springs are essential to the environment, economy, residents of, and visitors to, this state, and

WHEREAS, the Floridan Aquifer, one of the most productive in the world, supports more than 700 natural springs, giving this state the world’s highest concentration of springs, and

WHEREAS, groundwater plays a vital role in the state’s economy, and more than 93 percent of Florida residents rely on this groundwater supply for their drinking water, and

WHEREAS, springs are a natural resource that must be protected because they reflect groundwater conditions and provide an important habitat for wildlife, including species listed as threatened or endangered under the Endangered Species Act, and

WHEREAS, springs also provide important recreational resources and opportunities that are enjoyed by residents and visitors alike, and

WHEREAS, Florida’s more than 900 natural springs discharge more than 19 billion gallons of fresh water each day, which is essential for sustaining spring runs and associated receiving water bodies, and

WHEREAS, healthy springs reflect the State of Florida’s commitment to sustain and protect ground and surface water resources, NOW, THEREFORE,

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

That April 2018 is recognized as “Springs Protection Awareness Month” in Florida, and all levels of government are encouraged to support springs protection, restoration, and preservation awareness.

—was introduced, read, and adopted by publication.

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

SPECIAL ORDER CALENDAR

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

—was read the second time by title.

SENATOR FLORES PRESIDING

Pending further consideration of **CS for SB 522**, pursuant to Rule 3.11(3), there being no objection, **HB 281** was withdrawn from the Committees on Children, Families, and Elder Affairs; Judiciary; and Rules.

On motion by Senator Bean—

HB 281—A bill to be entitled An act relating to incarcerated parents; creating s. 39.6021, F.S.; requiring the Department of Children and Families to obtain specified information from a facility where a parent is incarcerated under certain circumstances; providing an exception; requiring that a parent who is incarcerated be included in case planning and provided with a copy of the case plan; providing requirements for case plans; specifying that the incarcerated parent is responsible for complying with facility procedures and policies to access services or maintain contact with his or her children as provided in the case plan; requiring the parties to the case plan to move to amend the case plan if a parent becomes incarcerated after a case plan has been developed and the parent’s incarceration has an impact on permanency for the child; requiring that the case plan include certain information if the incarcerated parent is released before it expires; requiring the department to include certain information in the case plan if the incarcerated parent does not participate in its preparation; providing construction; providing an effective date.

—a companion measure, was substituted for **CS for SB 522** and read the second time by title.

Pursuant to Rule 4.19, **HB 281** was placed on the calendar of Bills on Third Reading.

SB 1500—A bill to be entitled An act relating to the direct-support organization of the Florida Commission on Community Service; amending s. 14.29, F.S.; removing the scheduled repeal of provisions governing the commission's direct-support organization; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1500**, pursuant to Rule 3.11(3), there being no objection, **HB 6033** was withdrawn from the Committees on Governmental Oversight and Accountability; Appropriations; and Rules.

On motion by Senator Baxley—

HB 6033—A bill to be entitled An act relating to Volunteer Florida, Inc.; amending s. 14.29, F.S.; abrogating the future repeal date of the not for profit direct-support organization established by the Florida Commission on Community Service; providing an effective date.

—a companion measure, was substituted for **SB 1500** and read the second time by title.

Pursuant to Rule 4.19, **HB 6033** was placed on the calendar of Bills on Third Reading.

CS for SB 676—A bill to be entitled An act relating to equitable distribution of marital assets and liabilities; amending s. 61.075, F.S.; redefining the term “marital assets and liabilities” for purposes of equitable distribution in dissolution of marriage actions; providing that the term includes the paydown of principal of notes and mortgages secured by nonmarital real property and certain passive appreciation in such property under certain circumstances; providing formulas and guidelines for determining the amount of such passive appreciation; authorizing the court to require security and interest when installment payments are ordered in the division of assets; providing applicability; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 676**, pursuant to Rule 3.11(3), there being no objection, **HB 639** was withdrawn from the Committees on Judiciary; Banking and Insurance; and Rules.

On motion by Senator Passidomo—

HB 639—A bill to be entitled An act relating to equitable distribution of marital assets and liabilities; amending s. 61.075, F.S.; redefining the term “marital assets and liabilities” for purposes of equitable distribution in dissolution of marriage actions; providing that the term includes the paydown of principal of notes and mortgages secured by nonmarital real property and certain passive appreciation in such property under certain circumstances; providing formulas and guidelines for determining the amount of such passive appreciation; authorizing the court to require security and interest when installment payments are ordered in the division of assets; providing applicability; providing an effective date.

—a companion measure, was substituted for **CS for SB 676** and read the second time by title.

Pursuant to Rule 4.19, **HB 639** was placed on the calendar of Bills on Third Reading.

CS for SB 854—A bill to be entitled An act relating to correctional officers; amending s. 943.13, F.S.; authorizing a full-time, part-time, or auxiliary correctional officer to be employed at 18 years of age; creating s. 944.145, F.S.; prohibiting a correctional officer who is under 19 years of age from supervising inmates; authorizing a correctional officer who is under 19 years of age to perform all other tasks performed by a full-time, part-time, or auxiliary correctional officer; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 854**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 365** was withdrawn from

the Committees on Criminal Justice; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

On motion by Senator Brandes—

CS for HB 365—A bill to be entitled An act relating to standards for correctional officers; amending s. 943.13, F.S.; reducing the minimum age for employment as a correctional officer from 19 years of age to 18 years of age; creating s. 944.145, F.S.; prohibiting a correctional officer who is under 19 years of age from supervising inmates; authorizing such an officer to perform all other tasks of specified correctional officers; providing an effective date.

—a companion measure, was substituted for **CS for SB 854** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 365** was placed on the calendar of Bills on Third Reading.

CS for CS for SB 858—A bill to be entitled An act relating to daylight saving time; providing a short title; providing legislative intent regarding the State of Florida and its political subdivisions observing daylight saving time year-round under certain conditions; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for CS for SB 858**, pursuant to Rule 3.11(3), there being no objection, **HB 1013** was withdrawn from the Committees on Community Affairs; Commerce and Tourism; and Rules.

On motion by Senator Steube—

HB 1013—A bill to be entitled An act relating to daylight saving time; providing a short title; providing legislative intent regarding the State of Florida and its political subdivisions observing daylight saving time year-round under certain conditions; providing an effective date.

—a companion measure, was substituted for **CS for CS for SB 858** and read the second time by title.

Pursuant to Rule 4.19, **HB 1013** was placed on the calendar of Bills on Third Reading.

CS for SB 1002—A bill to be entitled An act relating to guardianship; amending s. 744.2104, F.S.; requiring certain medical, financial, or mental health records or financial audits that are necessary as part of an investigation of a guardian as a result of a complaint filed for certain purposes with the Office of Public and Professional Guardians to be provided to the office or its designee upon that office's request; amending s. 744.368, F.S.; authorizing the clerk of the court to conduct audits and cause the initial and annual guardianship reports to be audited under certain circumstances; requiring the clerk to advise the court of the results of any such audit; prohibiting any fee or cost incurred by the guardian in responding to the review or audit from being paid or reimbursed by the ward's assets if there is a finding of wrongdoing by the court; amending s. 744.3701, F.S.; authorizing the clerk to disclose confidential information to the Department of Children and Families or law enforcement agencies for certain purposes as provided by court order; amending s. 744.444, F.S.; authorizing certain guardians of property to provide confidential information about a ward which is related to an investigation arising under specified provisions to a clerk or to an Office of Public and Professional Guardians investigator conducting such an investigation; providing that any such clerk or Office of Public and Professional Guardians investigator has a duty to maintain the confidentiality of such information; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1002**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1187** was withdrawn from the Committees on Judiciary; Appropriations Subcommittee on Criminal and Civil Justice; and Appropriations.

On motion by Senator Passidomo—

CS for HB 1187—A bill to be entitled An act relating to guardianship; amending s. 744.2104, F.S.; requiring certain medical, financial, or mental health records or financial audits that are necessary as part of an investigation of a guardian as a result of a complaint filed for certain purposes with a designee of the Office of Public and Professional Guardians to be provided to the Office of Public and Professional Guardians upon that office's request; amending s. 744.368, F.S.; authorizing the clerk of the court to conduct audits and cause the initial and annual guardianship reports to be audited under certain circumstances; requiring the clerk to advise the court of the results of any such audit; prohibiting any fee or cost incurred by the guardian in responding to the review or audit from being paid or reimbursed by the ward's assets if there is a finding of wrongdoing by the court; amending s. 744.3701, F.S.; authorizing the clerk to disclose confidential information to the Department of Children and Families or law enforcement agencies for certain purposes as provided by court order; amending s. 744.444, F.S.; authorizing certain guardians of property to provide confidential information about a ward which is related to an investigation arising under specified provisions to a clerk or to an Office of Public and Professional Guardians investigator conducting such an investigation; providing that any such clerk or Office of Public and Professional Guardians investigator has a duty to maintain the confidentiality of such information; providing an effective date.

—a companion measure, was substituted for **CS for SB 1002** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 1187** was placed on the calendar of Bills on Third Reading.

CS for SB 1156—A bill to be entitled An act relating to missing persons; amending s. 683.231, F.S.; abrogating the scheduled repeal of provisions relating to a citizen support organization for Florida Missing Children's Day; amending s. 937.041, F.S.; expanding a pilot project for missing persons with special needs from specified counties to statewide, through regional autism centers; requiring each center that opts to join the pilot project to distribute personal devices to aid search-and-rescue efforts; requiring that participants be selected based on criteria developed by the respective participating centers; revising the requirements for personal devices used in the pilot project; deleting a reporting requirement; delaying the scheduled repeal of the pilot project; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1156**, pursuant to Rule 3.11(3), there being no objection, **CS for CS for HB 591** was withdrawn from the Committees on Education; Appropriations Subcommittee on Higher Education; and Appropriations.

On motion by Senator Perry—

CS for CS for HB 591—A bill to be entitled An act relating to missing persons; amending s. 683.231, F.S.; making technical changes; abrogating the scheduled repeal of provisions governing the citizen support organization for Florida Missing Children's Day; amending s. 937.041, F.S.; expanding a project for missing persons with special needs to all centers for autism and related disabilities at state universities; revising requirements for personal devices used in the project; providing an effective date.

—a companion measure, was substituted for **CS for SB 1156** and read the second time by title.

Pursuant to Rule 4.19, **CS for CS for HB 591** was placed on the calendar of Bills on Third Reading.

SB 648—A bill to be entitled An act relating to employment services for persons with disabilities; creating ss. 413.015 and 413.209, F.S.; specifying that participants in certain disabled persons' work experience activities are considered state employees for workers' compensation purposes; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 648**, pursuant to Rule 3.11(3), there being no objection, **HB 1437** was withdrawn from the Committees on Governmental Oversight and Accountability; Appropriations Subcommittee on General Government; and Appropriations.

On motion by Senator Baxley—

HB 1437—A bill to be entitled An act relating to employment services for persons with disabilities; creating ss. 413.015 and 413.209, F.S.; specifying that participants in certain disabled persons' work experience activities are considered state employees for workers' compensation purposes; providing an effective date.

—a companion measure, was substituted for **SB 648** and read the second time by title.

Pursuant to Rule 4.19, **HB 1437** was placed on the calendar of Bills on Third Reading.

CS for SB 804—A bill to be entitled An act relating to the possession of real property; amending s. 66.021, F.S.; authorizing a person with a superior right to possession of real property to recover possession by ejectment; declaring that circuit courts have exclusive jurisdiction; providing that a plaintiff is not required to provide any presuit notice or demand to a defendant; requiring that copies of instruments be attached to a complaint or answer under certain circumstances; requiring a statement to list certain details; providing for construction; amending s. 82.01, F.S.; redefining the terms "unlawful entry" and "forcible entry"; defining the terms "real property," "record titleholder," and "unlawful detention"; amending s. 82.02, F.S.; exempting possession of real property under part II of ch. 83, F.S., and under chs. 513 and 723, F.S.; amending s. 82.03, F.S.; providing that a person entitled to possession of real property has a cause of action to regain possession from another person who obtained possession of real property by forcible entry, unlawful entry, or unlawful detainer; providing that a person entitled to possession is not required to give a defendant presuit notice; requiring the court to award plaintiff extra damages if a defendant acted in a willful and knowingly wrongful manner; authorizing bifurcation of actions for possession and damages; requiring that an action be brought by summary procedure; requiring the court to advance the cause on the calendar; transferring, renumbering, and amending s. 82.045, F.S.; conforming provisions to changes made by the act; amending s. 82.04, F.S.; requiring that the court determine the right of possession and damages; prohibiting the court from determining question of title unless necessary; amending s. 82.05, F.S.; requiring that the summons and complaint be attached to the real property after two unsuccessful attempts to serve a defendant; requiring a plaintiff to provide the clerk of the court with prestamped envelopes and additional copies of the summons and complaint if the defendant is served by attaching the summons and complaint to the real property; requiring the clerk to immediately mail copies of the summons and complaint and note the fact of mailing in the docket; specifying that service is effective on the date of posting or mailing; requiring that 5 days elapse from the date of service before the entry of a judgment; amending s. 82.091, F.S.; providing requirements after a judgment is entered for the plaintiff or the defendant; amending s. 82.101, F.S.; adding quiet title to the types of future actions for which a judgment is not conclusive as to certain facts; providing that the judgment may be superseded by a subsequent judgment; creating s. 163.035, F.S.; defining the term "governmental entity"; prohibiting a governmental entity from adopting or keeping in effect certain ordinances and rules based upon customary use; providing an exception; requiring a governmental entity seeking to affirm the existence of a recreational customary use on private property to follow certain procedures; providing notice requirements for a governmental entity seeking to affirm such recreational customary use; requiring the governmental entity to file a specified complaint with a certain circuit court within a certain time; providing notice requirements for the filing of such complaint; specifying that proceedings resulting from such complaint are de novo; requiring the court to consider specific factors when determining whether a recreational customary use exists; specifying that the governmental entity has the burden of proof; specifying that an owner of a parcel of property subject to the complaint has the right to intervene in the proceeding; providing applicability; repealing s. 82.061, F.S., relating to service of process; repealing s. 82.071, F.S., relating to evidence at trial as to damages; repealing s. 82.081, F.S., relating to trial verdict forms; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 804**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 631** was withdrawn from the Committees on Judiciary; Community Affairs; and Rules.

On motion by Senator Passidomo—

CS for HB 631—A bill to be entitled An act relating to the possession of real property; amending s. 66.021, F.S.; authorizing a person with a superior right to possession of real property to recover possession by ejectment; declaring that circuit courts have exclusive jurisdiction; providing that a plaintiff is not required to provide any presuit notice or demand to a defendant; requiring that copies of instruments be attached to a complaint or answer under certain circumstances; requiring a statement to list certain details; providing for construction; amending s. 82.01, F.S.; redefining the terms “unlawful entry” and “forcible entry”; defining the terms “real property,” “record titleholder,” and “unlawful detention”; amending s. 82.02, F.S.; exempting possession of real property under part II of ch. 83, F.S., and under chs. 513 and 723, F.S.; amending s. 82.03, F.S.; providing that a person entitled to possession of real property has a cause of action to regain possession from another person who obtained possession of real property by forcible entry, unlawful entry, or unlawful detainer; providing that a person entitled to possession is not required to give a defendant presuit notice; requiring the court to award the plaintiff extra damages if a defendant acted in a willful and knowingly wrongful manner; authorizing bifurcation of actions for possession and damages; requiring that an action be brought by summary procedure; requiring the court to advance the cause on the calendar; renumbering and amending s. 82.045, F.S.; conforming provisions to changes made by the act; amending s. 82.04, F.S.; requiring that the court determine the right of possession and damages; prohibiting the court from determining question of title unless necessary; amending s. 82.05, F.S.; requiring that the summons and complaint be attached to the real property after two unsuccessful attempts to serve a defendant; requiring a plaintiff to provide the clerk of the court with prestamped envelopes and additional copies of the summons and complaint if the defendant is served by attaching the summons and complaint to the real property; requiring the clerk to immediately mail copies of the summons and complaint and note the fact of mailing in the docket; specifying that service is effective on the date of posting or mailing; requiring that 5 days elapse after the date of service before the entry of a judgment; amending s. 82.091, F.S.; providing requirements after a judgment is entered for the plaintiff or the defendant; amending s. 82.101, F.S.; adding quiet title to the types of future actions for which a judgment is not conclusive as to certain facts; providing that the judgment may be superseded by a subsequent judgment; creating s. 163.035, F.S.; prohibiting a local government from enacting or enforcing an ordinance or rule based on the customary use of property; providing an exception; repealing s. 82.061, F.S., relating to service of process; repealing s. 82.071, F.S., relating to evidence at trial as to damages; repealing s. 82.081, F.S., relating to trial verdict forms; providing an effective date.

—a companion measure, was substituted for **CS for SB 804** and read the second time by title.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Passidomo moved the following amendment which was adopted:

Amendment 1 (296326) (with title amendment)—Delete lines 347-358 and insert:
163.035 Establishment of recreational customary use.—

(1) **DEFINITION.**—The term “governmental entity” includes an agency of the state, a regional or a local government created by the State Constitution or by general or special act, any county or municipality, or any other entity that independently exercises governmental authority.

(2) **ORDINANCES AND RULES RELATING TO CUSTOMARY USE.**—A governmental entity may not adopt or keep in effect an ordinance or rule that finds, determines, relies on, or is based upon customary use of any portion of a beach above the mean high-water line, as defined in s. 177.27, unless such ordinance or rule is based on a judicial declaration affirming recreational customary use on such beach.

(3) **NOTICE OF INTENT TO AFFIRM RECREATION PUBLIC USE ON PRIVATE PROPERTY; JUDICIAL DETERMINATION.**—A governmental entity that seeks to affirm the existence of a recreational customary use on private property must follow the procedures set forth in this subsection.

(a) *Notice.*—The governing board of a governmental entity must, at a public hearing, adopt a formal notice of intent to affirm the existence of a recreational customary use on private property. The notice of intent must specifically identify the following:

1. The specific parcels of property, or the specific portions thereof, upon which a customary use affirmation is sought;
2. The detailed, specific, and individual use or uses of the parcels of property to which a customary use affirmation is sought; and
3. Each source of evidence that the governmental entity would rely upon to prove a recreational customary use has been ancient, reasonable, without interruption, and free from dispute.

The governmental entity must provide notice of the public hearing to the owner of each parcel of property subject to the notice of intent at the address reflected in the county property appraiser’s records no later than 30 days before the public meeting. Such notice must be provided by certified mail with return receipt requested, publication in a newspaper of general circulation in the area where the parcels of property are located, and posting on the governmental entity’s website.

(b) *Judicial determination.*—

1. Within 60 days after the adoption of the notice of intent at the public hearing, the governmental entity must file a Complaint for Declaration of Recreational Customary Use with the circuit court in the county in which the properties subject to the notice of intent are located. The governmental entity must provide notice of the filing of the complaint to the owner of each parcel of property subject to the complaint in the same manner as is required for the notice of intent in paragraph (a). The notice must allow the owner receiving the notice to intervene in the proceeding within 45 days after receiving the notice. The governmental entity must provide verification of the service of the notice to the property owners required in this paragraph to the court so that the court may establish a schedule for the judicial proceedings.

2. All proceedings under this paragraph shall be *de novo*. The court must determine whether the evidence presented demonstrates that the recreational customary use for the use or uses identified in the notice of intent have been ancient, reasonable, without interruption, and free from dispute. There is no presumption regarding the existence of a recreational customary use with respect to any parcel of property, and the governmental entity has the burden of proof to show that a recreational customary use exists. An owner of a parcel of property that is subject to the complaint has the right to intervene as a party defendant in such proceeding.

(4) **APPLICABILITY.**—This section does not apply to a governmental entity with an ordinance or rule that was adopted and in effect on or before January 1, 2016, and does not deprive a governmental entity from raising customary use as an affirmative defense in any proceeding challenging an ordinance or rule adopted before July 1, 2018.

And the title is amended as follows:

Delete lines 30-57 and insert: advance the cause on the calendar; transferring, renumbering, and amending s. 82.045, F.S.; conforming provisions to changes made by the act; amending s. 82.04, F.S.; requiring that the court determine the right of possession and damages; prohibiting the court from determining question of title unless necessary; amending s. 82.05, F.S.; requiring that the summons and complaint be attached to the real property after two unsuccessful attempts to serve a defendant; requiring a plaintiff to provide the clerk of the court with prestamped envelopes and additional copies of the summons and complaint if the defendant is served by attaching the summons and complaint to the real property; requiring the clerk to immediately mail copies of the summons and complaint and note the fact of mailing in the docket; specifying that service is effective on the date of posting or mailing; requiring that 5 days elapse after the date of service before the entry of a judgment; amending s. 82.091, F.S.; providing requirements

after a judgment is entered for the plaintiff or the defendant; amending s. 82.101, F.S.; adding quiet title to the types of future actions for which a judgment is not conclusive as to certain facts; providing that the judgment may be superseded by a subsequent judgment; creating s. 163.035, F.S.; defining the term “governmental entity”; prohibiting a governmental entity from adopting or keeping in effect certain ordinances and rules based upon customary use; providing an exception; requiring a governmental entity seeking to affirm the existence of a recreational customary use on private property to follow certain procedures; providing notice requirements for a governmental entity seeking to affirm such recreational customary use; requiring the governmental entity to file a specified complaint with a certain circuit court within a certain time; providing notice requirements for the filing of such complaint; specifying that proceedings resulting from such complaint are de novo; requiring the court to consider specific factors when determining whether a recreational customary use exists; specifying that the governmental entity has the burden of proof; specifying that an owner of a parcel of property subject to the complaint has the right to intervene in the proceeding; providing applicability;

Pursuant to Rule 4.19, **CS for HB 631**, as amended, was placed on the calendar of Bills on Third Reading.

CS for SB 962—A bill to be entitled An act relating to telephone solicitation; creating s. 365.176, F.S.; providing a short title; defining terms; authorizing telecommunication providers to block certain calls; prohibiting the blocking of certain calls; authorizing telecommunication providers to rely upon caller identification service information to determine originating numbers for the purpose of blocking such calls; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 962**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 1267** was withdrawn from the Committees on Commerce and Tourism; and Rules.

On motion by Senator Grimsley—

CS for HB 1267—A bill to be entitled An act relating to telephone solicitation; creating s. 365.176, F.S.; providing a short title; defining terms; authorizing telecommunication providers to block certain calls; prohibiting the blocking of certain calls; authorizing telecommunication providers to rely upon caller identification service information to determine originating numbers for the purpose of blocking such calls; providing an effective date.

—a companion measure, was substituted for **CS for SB 962** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 1267** was placed on the calendar of Bills on Third Reading.

CS for SB 1004—A bill to be entitled An act relating to persons authorized to visit juvenile facilities; creating s. 985.6885, F.S.; authorizing specified persons to visit, during certain hours, all facilities housing juveniles which are operated or overseen by the Department of Juvenile Justice or a county; authorizing such persons to visit the juvenile facilities outside of certain hours pursuant to department rules; prohibiting the department from unreasonably withholding permission for visits to such facilities by certain persons; requiring the department to adopt rules; providing an effective date.

—was read the second time by title.

Pending further consideration of **CS for SB 1004**, pursuant to Rule 3.11(3), there being no objection, **CS for HB 361** was withdrawn from the Committees on Criminal Justice; and Rules.

On motion by Senator Brandes—

CS for HB 361—A bill to be entitled An act relating to persons authorized to visit juvenile facilities; creating s. 985.6885, F.S.; authorizing specified persons to visit, during certain hours, all facilities housing juveniles which are operated or overseen by the Department of Juvenile Justice or a county; authorizing such persons to visit the juvenile fa-

cilities outside of certain hours pursuant to department rules; prohibiting the department from unreasonably withholding permission for visits to such facilities by certain persons; requiring the department to adopt rules; providing an effective date.

—a companion measure, was substituted for **CS for SB 1004** and read the second time by title.

Pursuant to Rule 4.19, **CS for HB 361** was placed on the calendar of Bills on Third Reading.

Consideration of **CS for CS for SB 590**, **CS for CS for SB 1360**, and **CS for SB 1316** was deferred.

SB 1028—A bill to be entitled An act relating to corporations; amending ss. 607.512 and 607.612, F.S.; authorizing social purpose corporations and benefit corporations to omit certain information from annual benefit reports; requiring that annual benefit reports expressly state that such information was omitted; amending s. 658.23, F.S.; authorizing banking or trust corporation applicants to modify form articles to include certain provisions; amending s. 658.30, F.S.; providing that the provisions of part II of ch. 607, F.S., entitled “Social Purpose Corporations,” and part III of ch. 607, F.S., entitled “Benefit Corporations,” extend to certain banks and trust companies under certain circumstances; amending s. 658.36, F.S.; providing applicability for parts II and III of ch. 607, F.S.; providing an effective date.

—was read the second time by title.

Pending further consideration of **SB 1028**, pursuant to Rule 3.11(3), there being no objection, **HB 1285** was withdrawn from the Committees on Commerce and Tourism; Judiciary; and Rules.

On motion by Senator Thurston—

HB 1285—A bill to be entitled An act relating to the Florida Business Corporation Act; amending s. 607.512, F.S.; authorizing the omission of certain confidential information from an annual benefit report of a social purpose corporation; amending s. 607.612, F.S.; authorizing the omission of certain confidential information from an annual benefit report of a benefit corporation; amending s. 658.23, F.S.; authorizing the modification of form articles of incorporation to include provisions required for a social purpose or benefit corporation; amending s. 658.30, F.S.; providing that certain provisions of the act extend to financial institutions in certain circumstances; authorizing stockholders, directors, and committees of financial institutions to hold meetings as authorized by the act; amending s. 658.36, F.S.; authorizing a financial institution to approve special stock offering plans notwithstanding provisions of the act; providing an effective date.

—a companion measure, was substituted for **SB 1028** and read the second time by title.

Senator Brandes moved the following amendment which was adopted:

Amendment 1 (381798) (with title amendment)—Between lines 22 and 23 insert:

Section 1. Paragraph (e) of subsection (4) and paragraph (b) of subsection (9) of section 20.60, Florida Statutes, are amended to read:

20.60 Department of Economic Opportunity; creation; powers and duties.—

(4) The purpose of the department is to assist the Governor in working with the Legislature, state agencies, business leaders, and economic development professionals to formulate and implement coherent and consistent policies and strategies designed to promote economic opportunities for all Floridians. To accomplish such purposes, the department shall:

(e) Manage the activities of public-private partnerships and state agencies in order to avoid duplication and promote coordinated and consistent implementation of programs in areas including, but not limited to, tourism; international trade and investment; business recruitment, creation, retention, and expansion; minority and small

business development; rural community development; ~~commercialization of products, services, or ideas developed in public universities or other public institutions~~; and the development and promotion of professional and amateur sporting events.

(9) The executive director shall:

(b) Serve as the manager for the state with respect to contracts with Enterprise Florida, Inc., ~~the Institute for the Commercialization of Public Research~~, and all applicable direct-support organizations. To accomplish the provisions of this section and applicable provisions of chapter 288, and notwithstanding the provisions of part I of chapter 287, the director shall enter into specific contracts with Enterprise Florida, Inc., ~~the Institute for the Commercialization of Public Research~~, and other appropriate direct-support organizations. Such contracts may be for multiyear terms and ~~must~~ *shall* include specific performance measures for each year. For purposes of this section, the Florida Tourism Industry Marketing Corporation and *the Institute for Commercialization of Florida Technology are not is not an* appropriate direct-support organizations ~~organization~~.

Section 2. Section 288.9621, Florida Statutes, is amended to read:

288.9621 Short title.—*Sections 288.9621-288.9625 Sections 288.9621-288.9625* may be cited as the “Florida Capital Formation Act.”

Section 3. Section 288.9622, Florida Statutes, is amended to read:

288.9622 Findings and intent.—

(1) The Legislature finds and declares that there is a need to increase the availability of seed capital and early stage *investment venture equity* capital for emerging companies in the state, including, without limitation, *businesses enterprises* in life sciences, information technology, advanced manufacturing processes, aviation and aerospace, and homeland security and defense, as well as other *industries of strategic importance to this state strategic technologies*.

(2) It is the intent of the Legislature that *ss. 288.9621-288.9625 ss. 288.9621-288.9625* serve to mobilize private investment in a broad variety of *venture capital* partnerships in diversified industries and geographies; retain private sector investment criteria focused on rate of return; *allow the Institute for Commercialization of Florida Technology to use the services of highly qualified private fund managers experienced in the seed and early stage development industry in this state; outline the use, qualifications, and activities of the private management, without any financial support or specific appropriations from the state, by a private fund manager of the assets of the Seed Capital Accelerator Program and the Florida Technology Seed Capital Fund investment portfolio of the Institute for Commercialization of Florida Technology venture capital industry regardless of location; facilitate the organization of the Florida Opportunity Fund as an investor in seed and early stage businesses, infrastructure projects, venture capital funds, and angel funds; and precipitate capital investment and extensions of credit to and in the Florida Opportunity Fund.*

(3) It is the intent of the Legislature to mobilize *investment venture equity* capital ~~for investment~~ in such a manner as to result in a significant potential to create new businesses and jobs in this state *which that* are based on high growth potential technologies, products, or services and *which that* will further diversify the economy of this state.

(4) It is the intent of the Legislature *to reduce the ongoing operational cost and burden of managing the Florida Technology Seed Capital Fund and the Seed Capital Accelerator Program to this state and eliminate any financial support or specific appropriations from the state by engaging a private asset management entity in this state which is familiar with the seed and early stage investment industry in this state. This entity would be responsible for the management of the assets of the Seed Capital Accelerator Program and the Florida Technology Seed Capital Fund investment portfolio without requiring ongoing budget expenditures by this state or receiving any financial support or specific appropriations from the state that an institute be created to mentor, market, and attract capital to such commercialization ventures throughout the state.*

Section 4. Section 288.9623, Florida Statutes, is amended to read:

288.9623 Definitions.—As used in ss. 288.9621-288.9625, *the term ss. 288.9621-288.9625*:

(1) “Accelerator program” means the Seed Capital Accelerator Program managed by the institute.

(2)(1) “Board” means the board of directors of the Florida Opportunity Fund.

(3)(2) “Fund” means the Florida Opportunity Fund.

(4) “Institute” means the Institute for Commercialization of Florida Technology.

(5) “Investment portfolio” means individual or collective investment assets held under the technology fund.

(6) “Net profits” means the total gross proceeds received from the sale or liquidation of an asset of the investment portfolio less any costs, legal fees, professional fees, consulting fees, government fees, brokerage fees, taxes, management fees pursuant to s. 288.9625(12)(b), disbursement to private investors pursuant to s. 288.96255(6), or other fees, costs, and expenses incurred in the sale or liquidation of any of the investment portfolio assets.

(7) “Portfolio companies” means the companies who are part of the Florida Technology Seed Capital Fund investment portfolio.

(8) “Private fund manager” means the private entity, or its designee, selected to manage the investment portfolio on behalf of the institute.

(9) “Technology fund” means the Florida Technology Seed Capital Fund managed by the institute.

Section 5. Section 288.9625, Florida Statutes, is amended to read:

288.9625 Institute for ~~the Commercialization of Florida Technology Public Research~~. ~~There is established at a public university or research center in this state the Institute for the Commercialization of Public Research.~~

(1) The institute ~~is shall be~~ a nonprofit ~~not for profit~~ corporation registered, incorporated, and operated in accordance with chapter 617. *The institute is not subject to control, supervision, or direction by the department in any manner, including, but not limited to, personnel, purchasing, transactions involving real or personal property, and budgetary matters.*

(2) The purpose of the institute is to assist, *without any financial support or specific appropriations from the state*, in the commercialization of products developed by the research and development activities of an innovation business, *including, but not limited to, those as defined in s. 288.1089; a publicly supported college, university, or research institute; or any other publicly supported organization in this state.* The institute shall fulfill its purpose in the best interests of the state. The institute:

(a) Is a corporation primarily acting as an instrumentality of the state pursuant to s. 768.28(2), for the purposes of sovereign immunity;

(b) Is not an agency within the meaning of s. 20.03(11);

(c) Is subject to the open records and meetings requirements of s. 24, Art. I of the State Constitution, chapter 119, and s. 286.011;

(d) Is not subject to ~~the provisions of~~ chapter 287;

(e) ~~Is Shall be~~ governed by the code of ethics for public officers and employees as set forth in part III of chapter 112;

(f) May create corporate subsidiaries; and

(g) *May not receive any financial support or specific appropriations from the state Shall support existing commercialization efforts at state universities; and*

(h) *May not supplant, replace, or direct existing technology transfer operations or other commercialization programs, including incubators and accelerators.*

(3) The articles of incorporation of the institute must be approved in a written agreement with the department. The agreement and the articles of incorporation shall:

(a) Provide that the institute shall provide equal employment opportunities for all persons regardless of race, color, religion, gender, national origin, age, handicap, or marital status;

(b) Provide that the institute is subject to the public records and meeting requirements of s. 24, Art. I of the State Constitution;

(c) Provide that all officers, directors, and employees of the institute are shall be governed by the code of ethics for public officers and employees as set forth in part III of chapter 112;

(d) Provide that members of the board of directors of the institute are responsible for the prudent use of all public and private funds and that they will ensure that the use of funds is in accordance with all applicable laws, bylaws, and contractual requirements, including those in subsection (15); and

(e) Provide that the fiscal year of the institute is from July 1 to June 30.

(4) The investment-related affairs of the institute shall be managed by the private fund manager, and overseen by a board of directors who shall serve without compensation. Each director shall have only one vote. The chair of the board of directors shall be selected by a majority vote of the directors, a quorum being present. The board of directors shall consist of the following five members:

(a) The executive director of the department, or the director's designee;

(b) The president of the university where the institute is located or the president's designee unless multiple universities jointly sponsor the institute, in which case the presidents of the sponsoring universities shall agree upon a designee.

(c) The board of directors shall consist of three directors appointed pursuant to the procedures and requirements of this section by the Governor to 3-year staggered terms, to which the directors may be reappointed.

(b) For any director appointed before July 1, 2018, the term of service for that director may continue through the end of his or her current term. The vacancy created by the expiration of such term must be filled pursuant to the procedures and requirements of this section.

(c) The bylaws of the institute shall be amended accordingly by the board of directors to reflect the requirements of this section.

(d) Upon vacancy, or within 90 days before an anticipated vacancy by the expiration of a term of a director, the private fund manager shall submit a list of three eligible nominees, which may include the incumbent director, to replace the outgoing director. The board of directors, voting along with the private fund manager, may appoint a director from the nominee list or may request and appoint a director from a new list of three nominees that were not included on the previous list.

(e) The persons appointed as replacement directors must include persons who have expertise in the area of the selection and supervision of early stage investment managers or in the fiduciary management of investment funds and other areas of expertise as considered appropriate.

(f) Directors are subject to any restrictions on conflicts of interest specified in the organizational documents and may not have a financial interest in any venture capital investment in any portfolio company.

(g) Directors may be reimbursed for all reasonable, necessary, and actual expenses as determined and approved by the private fund manager pursuant to s. 112.061.

(h) The institute shall have all powers granted under its organizational documents and shall indemnify its directors and the private fund manager to the broadest extent permissible under the laws of this state.

(5) The board of directors shall oversee the private fund manager to ensure consistency with the Florida Capital Formation Act, perform

those duties as may be delegated to it in the bylaws of the institute, and provide a copy of the institute's annual report to the Governor, the President of the Senate, and the Speaker of the House of Representatives, and the president of the university at which the institute is located.

(6) The department, the president and the board of trustees of the university where the institute is located, the Auditor General, and the Office of Program Policy Analysis and Government Accountability may require and receive from the institute or its independent auditor any detail or supplemental data relative to the operation of the institute.

(7) To the extent funds for investment are available in the technology fund, the private fund manager, on behalf of the institute, may make an investment in a company or organization if the following requirements are met:

(a) Before providing assistance, the institute accepted To be eligible for assistance, the company or organization attempting to commercialize its product based on the guidelines under s. 288.96255(4) must be accepted by the institute before receiving the institute's assistance.

(b) The company or organization is based in this state institute shall receive recommendations from any publicly supported organization that a company that is commercializing the research, technology, or patents from a qualifying publicly supported organization should be accepted into the institute.

(c) The institute shall thereafter review the business plans and technology information of each such recommended company. If accepted, the institute shall mentor the company, develop marketing information on the company, and use its resources to attract capital investment into the company, as well as bring other resources to the company which may foster its effective management, growth, capitalization, technology protection, or marketing or business success.

(8) The institute shall:

(a) Maintain a centralized location to showcase companies and their technologies and products;

(b) Develop an efficient process to inventory and publicize companies and products that have been accepted by the institute for commercialization;

(c) Routinely communicate with private investors and venture capital organizations regarding the investment opportunities in its showcased companies;

(d) Facilitate meetings between prospective investors and eligible organizations in the institute;

(e) Hire full-time staff who understand relevant technologies needed to market companies to the angel investors and venture capital investment community; and

(f) Develop cooperative relationships with publicly supported organizations all of which work together to provide resources or special knowledge that is likely to be helpful to institute companies.

(8)(9) Except as provided under s. 288.96255, the institute may not develop or accrue any ownership, royalty, patent, or other such rights over or interest in companies or products in the institute except in connection with financing provided directly to client companies and shall maintain the confidentiality of proprietary information.

(10) The institute may not charge for services provided to state universities and affiliated organizations, community colleges, or state agencies; however, the institute may deliver and charge for services to private companies and affiliated organizations if providing a service does not interfere with the core mission of the institute. The institute may not use its capital in support of private companies or affiliated organizations whose products were not developed by research and development activities of a publicly supported college, university, or research institute, or any other organization.

(9)(11) By December 1 of each year, the institute shall issue an annual report concerning its activities to the Governor, the President of the Senate, and the Speaker of the House of Representatives. The an-

annual report shall be considered a public record, as provided in paragraph (3)(b), subject to any appropriate exemptions under s. 288.9627. The annual report must ~~shall~~ include the following:

(a) Information on any assistance provided by the institute to an innovation business, as defined in s. 288.1089, ~~a publicly supported college, university, or research institute; or any other publicly supported organization in the state.~~

(b) A description of the benefits to this state resulting from the institute, including the number of businesses created, associated industries started, the number of jobs created, and the growth of related projects.

(c) Independently audited financial statements, including statements that show receipts and expenditures during the preceding fiscal year for personnel, management fees, administration, and operational costs of the institute.

(10) The private fund manager:

(a) Must be a for-profit limited liability company or a for-profit corporation formed, governed, and operated in accordance with chapter 605 or chapter 607, respectively.

(b) Shall conduct activities on behalf of the institute which are consistent with the purposes set forth in this section.

(c) Must have expertise and experience in the management and operation of early stage companies in this state.

(d) Must have experience with investment in early stage ventures in this state and have a working knowledge and understanding of the investment portfolio and the relevant industries of the portfolio companies in this state.

(e) Shall employ personnel and professionals who have knowledge of the investment portfolio and portfolio companies of the institute, as well as financial, technical, and business expertise to manage the technology fund activity.

(f) May not be a public corporation or instrumentality of the state.

(g) Is not a corporation primarily acting as an instrumentality of the state pursuant to s. 768.28(2), for the purposes of sovereign immunity.

(h) Is not an agency within the meaning of s. 20.03(11).

(i) Is not subject to chapter 287.

(j) May not be governed by the code of ethics for public officers and employees as set forth in part III of chapter 112.

(k) May not receive any specific appropriation from the state in any amount.

(11) The purpose of the institute's use of a private fund manager is to alleviate the state's burden of the continued and future operational and management costs related to the technology fund and accelerator program without the financial support of or any specific appropriation from the state, while allowing the institute, through the activities of the private fund manager, to continue to foster greater private-sector investment funding, to encourage seed-stage investments in startup and early stage companies, and to advise companies about how to restructure existing management, operations, product development, or service development to attract advantageous business opportunities.

(12) The private fund manager shall assume the management of the assets of the accelerator program and the technology fund investment portfolios associated with the institute.

(a) The private fund manager has the authority on behalf of the institute to:

1. Negotiate investment, sale, and liquidation terms with portfolio and nonportfolio companies;

2. Develop and execute contracts, or amendments thereto, with portfolio and nonportfolio companies;

3. Seek new qualified companies for the investment of funds from the technology fund;

4. Receive, on behalf of the institute, investment capital from the sale or liquidation of any portion of the investment portfolio, loan proceeds, or other investment returns, and remit such capital, proceeds, and returns to the technology fund pursuant to s. 288.96255, except as otherwise provided in this section and s. 288.96255; and

5. Perform additional duties set forth in s. 288.96255.

(b) The private fund manager shall be paid reasonable fees consistent with industry fund management practices and consisting of:

1. An operational management fee, including the reimbursement of expenses, paid from the proceeds of the repayment of loans from the accelerator program or other capital, proceeds, and returns available in the technology fund;

2. A portfolio fee paid from the proceeds of each sale or liquidation of assets or portions of the assets of the investment portfolio; and

3. A closing fee paid from the investment amount paid by the technology fund to a company at the closing of each investment.

(13) The private fund manager may undertake the following activities on behalf of the institute:

(a) Mentor, assist with the development of marketing information, and assist with attracting capital investment, as well as bring other resources to the company which may foster its effective management, growth, capitalization, technology protection, or marketing or business success;

(b) Communicate with private investors and venture capital organizations regarding investment opportunities in the portfolio companies of the technology fund and accelerator program;

(c) Facilitate meetings between prospective investors and the companies; and

(d) Develop cooperative relationships with publicly supported organizations that work together to provide resources or special knowledge likely to be helpful to portfolio companies.

(14) By November 1 of each year, the private fund manager shall issue an annual report to the board of directors of the institute concerning the activities the private fund manager conducted which relate to existing accelerator program and technology fund investments in order for the board to be in compliance with its report obligations under subsection (9). The annual report provided by the private fund manager shall be considered a public record, as provided in paragraph (3)(b), subject to any appropriate exemptions under s. 288.9627. The annual report, at a minimum, must include:

(a) A description of the benefits to this state resulting from the assets of the accelerator program and technology fund, including the number of jobs created, the amount of capital the companies raised, and other benefits relating to increased research expenditures and company growth.

(b) Independently audited financial statements related to the receipt and calculation of the net profits of the investment portfolio.

(15) If the institute receives any specific appropriation from the state after July 1, 2018, the institute shall immediately transfer such funds to the General Revenue Fund. The institute, and all assets held by the institute, including all assets and ownership interests held by the technology fund pursuant to s. 288.96255, shall be liquidated immediately after the receipt of such appropriation, and all proceeds of the sales of such assets and ownership interests shall revert to the General Revenue Fund.

Section 6. Subsection (1) and subsections (3) through (7) of section 288.96255, Florida Statutes, are amended to read:

288.96255 Florida Technology Seed Capital Fund; creation; duties.—

(1) The Institute for ~~the~~ Commercialization of *Florida Technology Public Research* shall create the Florida Technology Seed Capital Fund as a corporate subsidiary. The purpose of the technology fund is, *without any financial assistance or specific appropriations from the state*, to foster greater private-sector investment funding, to encourage seed-stage investments in start-up companies, and to advise companies about how to restructure existing management, operation, or production to attract advantageous business opportunities. ~~The net profits of the proceeds of each sale or liquidation of assets or portions of the assets of the investment portfolio must a sale of the equity held by the fund~~ shall be returned to the technology fund for reinvestment after payment of the applicable costs, professional fees, expenses, fees pursuant to s. 288.9625(12)(b), and disbursement to private investors pursuant to paragraph (6)(e).

(3) The institute shall employ a private fund manager pursuant to s. 288.9625 ~~professionals who have both technical and business expertise to manage the investment portfolio and technology fund activity. The private fund manager institute shall establish an investor advisory board comprised of venture capital professionals and early stage investors from this and other states who shall advise the institute and guide the fund management of the technology fund and make funding recommendations, provided that capital for investment is available in the technology fund. The private fund manager shall receive reasonable fees consistent with industry practices for performing due diligence and an investment closing fee paid out of the technology fund at the closing of each investment in addition to reasonable attorney fees, other fees prescribed in s. 288.9625(12)(b), and other costs in connection with making an investment. Administrative costs paid out of the fund shall be determined by the investor advisory board.~~

(4) The private fund manager ~~institute~~ shall use a thorough and detailed process that is modeled after *investment industry practices the best practices of the investment industry* to evaluate a proposal. In order to approve a company for investment, the private fund manager, on behalf of the institute, must consider if:

(a) The company has a strong intellectual property position, a capable management team, readily identifiable paths to market or commercialization, significant job-growth potential, the ability to provide other sources of capital to leverage the state's investment, and the potential to attract additional funding;

(b) ~~The private fund manager has had an opportunity to complete due diligence to its satisfaction company has been identified by a publicly funded research institution;~~

(c) The start-up company is a target industry business as defined in s. 288.106(2); and

(d) ~~The company has been identified by~~ An approved private-sector lead investor who has demonstrated due diligence typical of start-up investments in evaluating the potential of the company ~~has identified the company;~~ and

(e) ~~The advisory board and fund manager have reviewed the company's proposal and recommended it.~~

(5) ~~(a) Seed Funds from the technology fund may be invested if the institute approves a company and the initial seed-stage investment. The initial seed stage investment must be at least \$50,000, but no more than \$300,000. The initial seed stage investment requires a one-to-one, private sector match of investment.~~

~~(b) Additional seed funds may be invested in a company if approved by the institute. The cumulative total of investment in a single company may not exceed \$500,000. Any additional investment amount requires a two-to-one, private sector match of investment.~~

(6) The institute or private fund manager may:

(a) Provide a company with value-added support services in the areas of business plan development and strategy, the preparation of investor presentations, and other critical areas identified by the private fund manager ~~institute~~ to increase its chances for long-term viability and success;

(b) Encourage appropriate investment funds to become preapproved to match investment funds;

(c) Market the attractiveness of the state as an early-stage investment location; and

(d) Collaborate with state economic-development organizations, national associations of seed and angel funds, and other innovation-based associations to create an enhanced state entrepreneurial ecosystem; and-

(e) Transfer any portion of the assets of the investment portfolio, on behalf of the institute, into a private fund or special purpose vehicle, receive additional private investment in the private fund or special purpose vehicle, manage the private fund or special purpose vehicle, and distribute to the technology fund and the private investors the respective pro rata portion of any net profits from the sale or liquidation of the assets of such private fund or special purpose vehicle.

~~(7) The institute shall annually evaluate the activities and results of the funding, taking into consideration that seed investment horizons span from 3 to 7 years.~~

Section 7. Section 288.9627, Florida Statutes, is amended to read:

288.9627 Exemptions from public records and public meetings requirements for the Institute for ~~the~~ Commercialization of *Florida Technology Public Research*.—

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

(a) "Institute for ~~the~~ Commercialization of *Florida Technology Public Research*" or "institute" means the institute established by s. 288.9625.

(b)1. "Proprietary confidential business information" means information that has been designated by the proprietor when provided to the institute as information that is owned or controlled by a proprietor; that is intended to be and is treated by the proprietor as private, the disclosure of which would harm the business operations of the proprietor and has not been intentionally disclosed by the proprietor unless pursuant to a private agreement that provides that the information will not be released to the public except as required by law or legal process, or pursuant to law or an order of a court or administrative body; and that concerns:

a. Trade secrets as defined in s. 688.002.

b. Financial statements and internal or external auditor reports of a proprietor corporation, partnership, or person requesting confidentiality under this statute, unless publicly released by the proprietor.

c. Meeting materials related to financial, operating, investment, or marketing information of the proprietor corporation, partnership, or person.

d. Information concerning private investors in the proprietor corporation, partnership, or person.

2. "Proprietary confidential business information" does not include:

a. The identity and primary address of the proprietor's principals.

b. The dollar amount and date of the financial commitment or contribution made by the institute.

c. The dollar amount, on a fiscal-year-end basis, of cash repayments or other fungible distributions received by the institute from each proprietor.

d. The dollar amount, if any, of the total management fees and costs paid on an annual fiscal-year-end basis by the institute.

(c) "Proprietor" means a corporation, partnership, or person that has applied for or received assistance, financial or otherwise, from the institute and that controls or owns the proprietary confidential business information.

(2) PUBLIC RECORDS EXEMPTION.—

(a) The following records held by the institute are confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution:

1. Materials that relate to methods of manufacture or production, potential trade secrets, or patentable material received, generated, ascertained, or discovered during the course of research or through research projects conducted by universities and other publicly supported organizations in this state and that are provided to the institute by a proprietor.

2. Information that would identify an investor or potential investor who desires to remain anonymous in projects reviewed by the institute for assistance.

3. Any information received from a person from another state or nation or the Federal Government which is otherwise confidential or exempt pursuant to the laws of that state or nation or pursuant to federal law.

4. Proprietary confidential business information for 7 years after the termination of the institute's financial commitment to the company.

(b) At the time any record made confidential and exempt by this subsection, or portion thereof, is legally available or subject to public disclosure for any other reason, that record, or portion thereof, shall no longer be confidential and exempt and shall be made available for inspection and copying.

(3) PUBLIC MEETINGS EXEMPTION.—

(a) That portion of a meeting of the institute's board of directors at which information is discussed which is confidential and exempt under subsection (2) is exempt from s. 286.011 and s. 24(b), Art. I of the State Constitution.

(b) Any exempt portion of a meeting shall be recorded and transcribed. The board of directors shall record the times of commencement and termination of the meeting, all discussion and proceedings, the names of all persons present at any time, and the names of all persons speaking. An exempt portion of any meeting may not be off the record.

(c) A transcript and minutes of exempt portions of meetings are confidential and exempt from s. 119.07(1) and s. 24(a), Art. I of the State Constitution.

(4) REQUEST TO INSPECT OR COPY A RECORD.—

(a) Records made confidential and exempt by this section may be released, upon written request, to a governmental entity in the performance of its official duties and responsibilities.

(b) Notwithstanding the provisions of paragraph (2)(a), a request to inspect or copy a public record that contains proprietary confidential business information shall be granted if the proprietor of the information fails, within a reasonable period of time after the request is received by the institute, to verify the following to the institute through a written declaration in the manner provided by s. 92.525:

1. That the requested record contains proprietary confidential business information and the specific location of such information within the record;

2. If the proprietary confidential business information is a trade secret, a verification that it is a trade secret as defined in s. 688.002;

3. That the proprietary confidential business information is intended to be and is treated by the proprietor as private, is the subject of efforts of the proprietor to maintain its privacy, and is not readily ascertainable or publicly available from any other source; and

4. That the disclosure of the proprietary confidential business information to the public would harm the business operations of the proprietor.

(c)1. Any person may petition a court of competent jurisdiction for an order for the public release of those portions of any record made confidential and exempt by subsection (2).

2. Any action under this subsection must be brought in Palm Beach County or Alachua County, and the petition or other initial pleading shall be served on the institute and, if determinable upon diligent inquiry, on the proprietor of the information sought to be released.

3. In any order for the public release of a record under this subsection, the court shall make a finding that:

a. The record or portion thereof is not a trade secret as defined in s. 688.002;

b. A compelling public interest is served by the release of the record or portions thereof which exceed the public necessity for maintaining the confidentiality of such record; and

c. The release of the record will not cause damage to or adversely affect the interests of the proprietor of the released information, other private persons or business entities, or the institute.

(5) PENALTIES.—Any person who willfully and knowingly violates this section commits a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

And the title is amended as follows:

Delete lines 2-3 and insert: An act relating to Florida business entities; amending s. 20.60, F.S.; deleting the requirement that the Department of Economic Opportunity manage certain activities related to the commercialization of specified products, services, and ideas; specifying that the Institute for Commercialization of Florida Technology is not an appropriate direct-support organization; amending s. 288.9621, F.S.; designating an additional section as being included in the Florida Capital Formation Act; amending s. 288.9622, F.S.; revising legislative intent; amending s. 288.9623, F.S.; defining terms; amending s. 288.9625, F.S.; redesignating the Institute for the Commercialization of Public Research as the Institute for Commercialization of Florida Technology; specifying that the institute is not subject to control, supervision, or direction by the department; revising the institute's responsibilities; requiring that the investment-related affairs of the institute be managed by the private fund manager and overseen by the board of directors; restructuring the board of directors and the selection process for the board of directors; specifying term limits of the board members under certain circumstances; requiring the board of directors to amend the bylaws of the institute under certain circumstances; providing that a director is subject to restrictions on certain conflicts of interest; prohibiting a director from having a financial interest in certain investments; authorizing a director to be reimbursed for certain expenses; granting the institute certain powers; requiring the institute to indemnify certain persons; delegating certain duties to the board of directors; revising to whom the board must provide a copy of the annual report and who may require and receive supplemental data relative to the institute's operation; requiring that certain requirements be met before the private fund manager is authorized to make an investment in a company, on behalf of the institute; deleting provisions relating to certain duties of the institute; deleting provisions relating to certain fees charged by the institute and the prohibition on using capital in support of certain entities; specifying that the annual report is considered a public record, subject to certain exemptions; revising the requirements of the institute's annual report; listing requirements and prohibitions for the private fund manager; stating the purpose of the institute's use of the private fund manager; requiring the private fund manager to assume the management of certain assets; authorizing the private fund manager to act on behalf of the institute for certain purposes; requiring that the private fund manager be paid certain fees; authorizing the private fund manager to undertake certain activities on behalf of the institute; requiring the private fund manager to issue an annual report to the board of directors by a specific date; specifying that the annual report is considered a public record subject to certain exemptions; requiring that the report contain certain information; requiring that the institute transfer any funds received from a specific appropriation after a specified date to the General Revenue Fund; requiring that all assets held by the institute and the Florida Technology Seed Capital Fund be immediately liquidated if the institute receives such an appropriation; providing that all the proceeds resulting from such liquidation revert to the General Revenue Fund; amending s. 288.96255, F.S.; revising the purpose of the technology fund; requiring that certain proceeds be returned to the fund after the payment of certain costs and fees; requiring the institute to employ a private fund

manager; requiring the private fund manager to perform specific duties; requiring that the private fund manager receive certain fees and costs at a specified time; requiring the private fund manager to use a certain process to evaluate a proposal; requiring the private fund manager to consider certain factors when approving a company for investment; deleting specific requirements for the investment of funds; authorizing the private fund manager, in addition to the institute, to perform certain tasks; amending s. 288.9627, F.S.; conforming provisions to changes made by this act; amending s. 607.512, F.S.; authorizing the

Pursuant to Rule 4.19, **HB 1285**, as amended, was placed on the calendar of Bills on Third Reading.

THE PRESIDENT PRESIDING

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

BILLS ON THIRD READING

HB 7021—A bill to be entitled An act relating to the Florida Statutes; amending ss. 11.2421, 11.2422, 11.2424, and 11.2425, F.S.; adopting the Florida Statutes 2018 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 2018 shall be effective immediately upon publication; providing that general laws enacted during the June 7-9, 2017, special session and prior thereto and not included in the Florida Statutes 2018 are repealed; providing that general laws enacted after the June 7-9, 2017, special session are not repealed by this adoption act; providing an effective date.

—was read the third time by title.

On motion by Senator Benacquisto, **HB 7021** was passed and certified to the House. The vote on passage was:

Yeas—32

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

Nays—None

Vote after roll call:

Yea—Bradley, Flores, Galvano, Garcia, Steube

HB 7023—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 14.20195, 14.31, 27.341, 27.405, 27.511, 39.3035, 106.34, 119.071, 119.092, 121.091, 197.3632, 197.502, 199.303, 206.8745, 213.755, 215.442, 215.444, 215.4725, 252.357, 252.358, 258.501, 261.04, 261.20, 284.02, 286.29, 288.0001, 288.101, 288.1258, 315.03, 320.833, 320.865, 331.3051, 332.007, 344.26, 364.386, 366.92, 373.036, 373.042, 373.470, 373.709, 376.303, 379.2495, 381.986, 381.987, 394.75, 400.6045, 403.061, 403.064, 408.0611, 408.062, 408.811, 408.9091, 409.1754, 409.906, 409.913, 420.609, 429.52, 429.75, 455.219, 456.013, 456.017, 456.041, 462.18, 471.003, 475.451, 475.611, 477.014, 487.2071, 489.529, 490.012, 497.140, 497.282, 497.468, 497.552, 497.553, 497.608, 499.012, 499.01211, 509.049, 520.68, 554.115, 559.11, 626.9541, 627.066, 627.285, 627.748, 663.532, 741.0306, 744.331, 796.04, 817.311, 817.625, 876.24, 905.37, 943.0311, 944.48, 948.03, 1000.06, 1001.215, 1002.61, 1003.4282, 1003.491, 1003.621, 1004.4473, 1006.735, 1007.01, 1011.67, 1011.71, and 1013.64, F.S.; and reenacting ss. 1001.42 and 1008.34, F.S.; deleting provisions that have expired, have become obsolete, have had their effect, have

served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; and improving the clarity of the statutes and facilitating their correct interpretation; providing an effective date.

—was read the third time by title.

On motion by Senator Benacquisto, **HB 7023** was passed and certified to the House. The vote on passage was:

Yeas—33

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

Nays—None

Vote after roll call:

Yea—Bradley, Brandes, Flores, Galvano, Steube

HB 7025—A reviser's bill to be entitled An act relating to the Florida Statutes; repealing ss. 39.0011, 161.143(5)(e), 193.1552, 216.292(8), 218.417, 218.418, 218.421, 218.422, 259.105(3)(m), 272.136(7), 296.37(3), 322.03(1)(c), 327.4105, 328.76(1)(e) and (f), 339.135(4)(i) and (j) and (5)(b) and (c), 375.075(4), 380.507(2)(h), 393.065(8), 403.7095(3), 408.0436, 420.5087(10), 420.9072(10), 430.82, 663.01(9), 663.041, 893.055(17), 1008.34(7), and 1012.341, F.S., and amending ss. 212.08(7)(jjj) and 394.462, F.S., to delete provisions which have become inoperative by noncurrent repeal or expiration and, pursuant to s. 11.242(5)(b) and (i), F.S., may be omitted from the 2018 Florida Statutes only through a reviser's bill duly enacted by the Legislature; amending ss. 39.001, 409.1666, and 663.532, F.S., to conform cross-references; providing an effective date.

—was read the third time by title.

On motion by Senator Benacquisto, **HB 7025** was passed and certified to the House. The vote on passage was:

Yeas—32

Baxley	Gibson	Rodriguez
Bean	Grimsley	Rouson
Benacquisto	Hukill	Simmons
Book	Hutson	Simpson
Bracy	Lee	Stargel
Brandes	Mayfield	Stewart
Braynon	Montford	Taddeo
Broxson	Passidomo	Thurston
Campbell	Perry	Torres
Gainer	Powell	Young
Galvano	Rader	

Nays—None

Vote after roll call:

Yea—Bradley, Farmer, Flores, Garcia, Steube

HB 7027—A reviser's bill to be entitled An act relating to the Florida Statutes; amending ss. 20.2551, 101.5614, 122.34, 201.02, 394.907, 395.602, 395.603, and 395.604, F.S., to conform to the directive of the

Legislature in section 9 of chapter 2012-116, Laws of Florida, codified as section 11.242(5)(j), Florida Statutes, to prepare a reviser's bill to omit all statutes and laws, or parts thereof, which grant duplicative, redundant, or unused rulemaking authority; amending ss. 101.6952, 102.141, and 102.166, F.S., to conform cross-references; providing an effective date.

—was read the third time by title.

On motion by Senator Benacquisto, **HB 7027** was passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Bradley, Flores

On motion by Senator Stargel, by unanimous consent—

HJR 7001—A joint resolution proposing the creation of section 19 of Article VII of the State Constitution to provide that no state tax or fee may be imposed, authorized, or raised by the legislature except through legislation approved by two-thirds of the membership of each house of the legislature and presented to the Governor for approval; providing for applicability; providing definitions; requiring any tax or fee imposed or raised under this section to be contained in a separate bill that contains no other subject.

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

That the following creation of Section 19 of Article VII of the State Constitution is agreed to and shall be submitted to the electors of this state for approval or rejection at the next general election or at an earlier special election specifically authorized by law for that purpose:

ARTICLE VII

FINANCE AND TAXATION

SECTION 19. *Supermajority vote required to impose, authorize, or raise state taxes or fees.—*

(a) **SUPERMAJORITY VOTE REQUIRED TO IMPOSE OR AUTHORIZE NEW STATE TAX OR FEE.** *No new state tax or fee may be imposed or authorized by the legislature except through legislation approved by two-thirds of the membership of each house of the legislature and presented to the Governor for approval pursuant to Article III, Section 8.*

(b) **SUPERMAJORITY VOTE REQUIRED TO RAISE STATE TAXES OR FEES.** *No state tax or fee may be raised by the legislature except through legislation approved by two-thirds of the membership of each house of the legislature and presented to the Governor for approval pursuant to Article III, Section 8.*

(c) **APPLICABILITY.** *This section does not authorize the imposition of any state tax or fee otherwise prohibited by this Constitution, and does not apply to any tax or fee imposed by, or authorized to be imposed by, a county, municipality, school board, or special district.*

(d) **DEFINITIONS.** *As used in this section, the following terms shall have the following meanings:*

(1) **"Fee"** *means any charge or payment required by law, including any fee for service, fee or cost for licenses, and charge for service.*

(2) **"Raise"** *means:*

a. *To increase or authorize an increase in the rate of a state tax or fee imposed on a percentage or per mill basis;*

b. *To increase or authorize an increase in the amount of a state tax or fee imposed on a flat or fixed amount basis; or*

c. *To decrease or eliminate a state tax or fee exemption or credit.*

(e) **SINGLE-SUBJECT.** *A state tax or fee imposed, authorized, or raised under this section must be contained in a separate bill that contains no other subject.*

BE IT FURTHER RESOLVED that the following statement be placed on the ballot:

CONSTITUTIONAL AMENDMENT

ARTICLE VII, SECTION 19

SUPERMAJORITY VOTE REQUIRED TO IMPOSE, AUTHORIZE, OR RAISE STATE TAXES OR FEES.—Prohibits the legislature from imposing, authorizing, or raising a state tax or fee except through legislation approved by a two-thirds vote of each house of the legislature in a bill containing no other subject. This proposal does not authorize a state tax or fee otherwise prohibited by the Constitution and does not apply to fees or taxes imposed or authorized to be imposed by a county, municipality, school board, or special district.

BE IT FURTHER RESOLVED that the following statement be placed on the ballot if a court declares the preceding statement defective and the decision of the court is not reversed:

CONSTITUTIONAL AMENDMENT

ARTICLE VII, SECTION 19

SUPERMAJORITY VOTE REQUIRED TO IMPOSE, AUTHORIZE, OR RAISE STATE TAXES OR FEES.—Proposing the following amendment to the State Constitution:

ARTICLE VII

FINANCE AND TAXATION

SECTION 19. Supermajority vote required to impose, authorize, or raise state taxes or fees.—

(a) **SUPERMAJORITY VOTE REQUIRED TO IMPOSE OR AUTHORIZE NEW STATE TAX OR FEE.** No new state tax or fee may be imposed or authorized by the legislature except through legislation approved by two-thirds of the membership of each house of the legislature and presented to the Governor for approval pursuant to Article III, Section 8.

(b) **SUPERMAJORITY VOTE REQUIRED TO RAISE STATE TAXES OR FEES.** No state tax or fee may be raised by the legislature except through legislation approved by two-thirds of the membership of each house of the legislature and presented to the Governor for approval pursuant to Article III, Section 8.

(c) **APPLICABILITY.** This section does not authorize the imposition of any state tax or fee otherwise prohibited by this Constitution, and does not apply to any tax or fee imposed by, or authorized to be imposed by, a county, municipality, school board, or special district.

(d) **DEFINITIONS.** As used in this section, the following terms shall have the following meanings:

(1) “Fee” means any charge or payment required by law, including any fee for service, fee or cost for licenses, and charge for service.

(2) “Raise” means:

a. To increase or authorize an increase in the rate of a state tax or fee imposed on a percentage or per mill basis;

b. To increase or authorize an increase in the amount of a state tax or fee imposed on a flat or fixed amount basis; or

c. To decrease or eliminate a state tax or fee exemption or credit.

(e) SINGLE-SUBJECT. A state tax or fee imposed, authorized, or raised under this section must be contained in a separate bill that contains no other subject.

—was taken up out of order and read the third time by title.

On motion by Senator Stargel, **HJR 7001** was passed by the required constitutional three-fifths vote of the membership and certified to the House. The vote on passage was:

Yeas—25

Mr. President	Gainer	Powell
Baxley	Galvano	Simmons
Bean	Garcia	Simpson
Benacquisto	Grimsley	Stargel
Book	Hukill	Steube
Bradley	Hutson	Stewart
Brandes	Mayfield	Young
Broxson	Passidomo	
Flores	Perry	

Nays—13

Bracy	Lee	Taddeo
Braynon	Montford	Thurston
Campbell	Rader	Torres
Farmer	Rodriguez	
Gibson	Rouson	

Consideration of **SB 7028**, **SB 7030**, **CS for SB 610**, and **CS for CS for CS for SB 1876** was deferred.

On motion by Senator Garcia, by unanimous consent—

SB 7028—A bill to be entitled An act relating to ratification of Department of Elderly Affairs rules; ratifying a specified rule relating to emergency environmental control for assisted living facilities for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule exceeding the specified thresholds for likely adverse impact or increase in regulatory costs; providing applicability; providing an effective date.

—was taken up out of order and read the third time by title.

On motion by Senator Garcia, **SB 7028** was passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Campbell	Mayfield
Baxley	Farmer	Montford
Bean	Flores	Passidomo
Benacquisto	Gainer	Perry
Book	Galvano	Powell
Bracy	Garcia	Rader
Bradley	Gibson	Rodriguez
Brandes	Grimsley	Rouson
Braynon	Hukill	Simmons
Broxson	Lee	Simpson

Stargel	Taddeo	Young
Steube	Thurston	
Stewart	Torres	

Nays—None

Vote after roll call:

Yea—Hutson

CS for HB 7055—A bill to be entitled An act relating to education; amending s. 11.45, F.S.; revising the duties of the Auditor General; amending s. 112.313, F.S.; prohibiting former appointed district school superintendents from conducting certain lobbying activities; amending s. 112.31455, F.S.; requiring the governing body of a district school board to be notified if an officer or employee of the body owes a certain fine; requiring the governing body of a district school board to take specified actions under such circumstances; creating s. 212.1832, F.S.; authorizing certain persons to receive a tax credit for certain contributions to eligible nonprofit scholarship-funding organizations for the Hope Scholarship Program; providing requirements for motor vehicle dealers; requiring the Department of Revenue to disregard certain tax credits for specified purposes; providing that specified provisions apply to certain provisions; amending s. 213.053, F.S.; requiring the Department of Revenue to share specified information with eligible nonprofit scholarship-funding organizations; providing that certain requirements apply to such organizations; creating s. 250.483, F.S.; providing requirements relating to licensure or qualification of persons ordered into active duty; amending s. 446.041, F.S.; providing duties of the Department of Education; amending s. 446.081, F.S.; providing construction; creating s. 683.147, F.S.; designating March 25 of each year as “Medal of Honor Day”; amending s. 1001.10, F.S.; authorizing the Commissioner of Education to coordinate resources during an emergency; amending s. 1001.20, F.S.; requiring the Office of Inspector General to investigate certain allegations and reports made by specified individuals; amending s. 1001.39, F.S.; requiring a district school board member’s travel outside of the school district to be preapproved and meet certain criteria; providing requirements for such member’s request for travel outside of the state; providing an opportunity for the public to speak on such travel; amending s. 1001.395, F.S.; providing that certain requirements for the salaries of district school board members apply every, rather than one specific, fiscal year; amending s. 1001.42, F.S.; providing that the standards of ethical conduct apply to administrative personnel and school officers; authorizing district school board members to request and receive specified budget information; requiring employment of internal auditors in certain school districts; revising provisions relating to the duties of such internal auditors; amending s. 1001.51, F.S.; revising the duties and responsibilities of school district superintendents relating to the organization and operation of schools; amending s. 1002.33, F.S.; revising the criteria for denying high-performing charter school system applications; revising the requirements for the term of a charter; revising provisions for the modification of and the nonrenewal or termination of a charter; revising the process for resolving contractual disputes; amending s. 1002.331, F.S.; revising the criteria for designation as a high-performing charter school; revising the calculation used to determine facility capacity for such charter schools; revising the number of schools that can be established by a high-performing charter school; amending s. 1002.333, F.S.; providing for certain funds for the Schools of Hope Program to be carried forward for a specified number of years; amending s. 1002.37, F.S.; providing that certain students shall be given priority; requiring school districts to provide Florida Virtual School students access to certain examinations and assessments and certain information; amending s. 1002.385, F.S.; revising eligible expenditures for the Gardiner Scholarship Program; conforming provisions to changes made by the act; amending s. 1002.39, F.S.; conforming provisions to changes made by the act; amending s. 1002.395, F.S.; revising the requirements for an annual report of certain student data for the Florida Tax Credit Scholarship Program; conforming provisions to changes made by the act; creating s. 1002.40, F.S.; establishing the Hope Scholarship Program; providing the purpose of the program; providing definitions; providing eligibility requirements; prohibiting the payment of a scholarship under certain circumstances; requiring a school principal to investigate a report of physical violence or emotional abuse; requiring a school district to notify an eligible student’s parent of the program; requiring a school district to provide certain information relating to the statewide assessment program; providing requirements

and obligations for eligible private schools; providing department obligations relating to participating students and private schools and program requirements; providing parent and student responsibilities for initial and continued participation in the program; providing eligible nonprofit scholarship-funding organization obligations; providing for the calculation of the scholarship amount; providing the scholarship amount for students transferred to certain public schools; requiring verification of specified information before a scholarship may be disbursed; providing requirements for the scholarship payments; providing funds for administrative expenses for certain nonprofit scholarship-funding organizations; providing requirements for administrative expenses; prohibiting an eligible nonprofit scholarship-funding organization from charging an application fee; providing Auditor General obligations; providing requirements for taxpayer elections to contribute to the program; requiring the Department of Revenue to adopt forms to administer the program; providing reporting requirements for eligible nonprofit scholarship-funding organizations relating to taxpayer contributions; providing requirements for certain agents of the Department of Revenue and motor vehicle dealers; providing penalties; providing for the restitution of specified funds under certain circumstances; providing that the state is not liable for the award or use of program funds; prohibiting additional regulations for private schools participating in the program beyond those necessary to enforce program requirements; requiring the State Board of Education and the Department of Revenue to adopt rules to administer the program; creating s. 1002.411, F.S.; establishing reading scholarship accounts for specified purposes; providing for eligibility for scholarships; providing for administration; providing duties of the Department of Education; providing school district obligations; specifying options for parents; providing that maximum funding shall be specified in the General Appropriations Act; providing for payment of funds; specifying that no state liability arises from the award or use of such an account; amending s. 1002.421, F.S.; providing private school requirements for participation in educational scholarship programs; providing background screening requirements and procedures for owners of private schools; providing that a private school is ineligible to participate in an educational scholarship program under certain circumstances; providing department obligations relating to educational scholarship programs; providing commissioner authority and responsibilities for educational scholarship programs; authorizing the commissioner to deny, suspend, or revoke a private school's participation in an educational scholarship program; amending s. 1003.42, F.S.; revising the requirements for certain required instruction; providing for a character development program that incorporates the values of the recipients of the Congressional Medal of Honor; amending s. 1003.576, F.S.; requiring a specified IEP system to be used statewide; deleting an obsolete date; amending s. 1006.07, F.S.; revising district school board duties to include security risk assessments; requiring certain self-assessments to be in a specified format; amending s. 1007.271, F.S.; deleting a requirement for a home education student to provide his or her own instructional materials; revising the requirements for home education and private school articulation agreements; amending s. 1008.22, F.S.; requiring certain portions of the English Language Arts assessments to include social studies content; revising the format requirements for certain statewide assessments; requiring published assessment items to be in a format that meets certain criteria; amending s. 1010.20, F.S.; requiring each school district to report certain expenditures to the Department of Education; providing department responsibilities; amending s. 1010.30, F.S.; requiring certain entities to provide an audit overview under certain circumstances; providing for the contents of the overview; amending ss. 1011.01 and 1011.03, F.S.; conforming provisions to changes made by the act; amending s. 1011.035, F.S.; requiring each district school board to post on its website certain graphical representations and a link to a certain web-based tool; providing requirements for such graphical representations; amending s. 1011.051, F.S.; requiring a district school board to limit certain expenditures by a specified amount if certain financial conditions exist for a specified period of time; requiring the department to contract with a third party to conduct an investigation under certain circumstances; providing requirements for such investigation; requiring the results of such investigation to include certain information and be provided to certain entities; amending s. 1011.06, F.S.; requiring each district school board to approve certain expenditures by complying with specified provisions and amending its budget; requiring such board to provide a public explanation for such budget amendments; amending s. 1011.09, F.S.; providing certain expenditure limitations for a school district that meets specified criteria; amending s. 1011.10, F.S.; requiring certain school districts to withhold district school board member

and school district superintendent salaries until certain conditions are corrected; amending s. 1011.60, F.S.; conforming cross-references; amending s. 1011.62, F.S.; renaming the "supplemental academic instruction categorical fund" as the "supplemental academic instruction allocation"; requiring certain school districts to use the allocation for specified purposes; deleting an obsolete date; deleting a provision authorizing the Florida State University School to expend specified funds for certain purposes; prohibiting the award of certain bonuses to teachers who fail to maintain the security of certain examinations or violate certain protocols; authorizing the state board to adopt rules for specified purposes; conforming provisions to changes made by the act; revising the research-based reading instruction allocation; revising the criteria for establishing the 300 lowest-performing elementary schools; providing requirements for staffing summer reading camps funded through the allocation; requiring school districts that meet specified criteria, rather than all school districts, to submit a comprehensive reading plan for specified purposes; deleting provisions for the release or withholding of funds based on a school district's comprehensive reading plan; revising a definition; amending s. 1011.6202, F.S.; renaming the "Principal Autonomy Pilot Program" as the "Principal Autonomy Program"; providing that any school district may apply to participate in the program; providing that a school shall retain its exemption from specified laws under specified circumstances; requiring a designated leadership team at a participating school to complete a certain turnaround program; deleting a provision providing a specified amount of funds to a participating school district that completes the turnaround program; authorizing certain principals to manage additional schools under the control of an independent governing board; providing requirements for such schools; providing for such schools to participate in the program; providing requirements for such participation; specifying that no school district liability arises from the management of such schools; deleting a school's authority to renew participation in the program; deleting reporting requirements; providing for funding; revising the principal eligibility criteria for a salary supplement through the program; repealing s. 1011.64, F.S., relating to school district minimum classroom expenditure requirements; amending s. 1011.69, F.S.; authorizing certain high schools to receive Title I funds; providing that a school district may withhold Title I funds for specified purposes; authorizing certain schools to use Title I funds for specified purposes; amending s. 1011.71, F.S.; prohibiting a school district from withholding charter school administrative fees under certain circumstances; amending s. 1012.23, F.S.; prohibiting a school district superintendent and district school board from appointing or employing certain individuals in certain positions; providing an exception; requiring the Commission on Ethics to investigate alleged violations; amending s. 1012.2315, F.S.; requiring certain employee organizations to include specified information in a specified application and to petition for recertification for specified purposes; amending s. 1012.28, F.S.; conforming provisions to changes made by the act; amending s. 1012.32, F.S.; requiring a district school board to reimburse certain costs if it fails to notify a charter school of the eligibility status of certain persons; amending s. 1012.55, F.S.; requiring the state board to issue a temporary certificate in educational leadership to certain persons; providing that certain instructors may receive the funds through a specified program; amending s. 1012.56, F.S.; requiring the state board to adopt certain rules relating to temporary educator certificates; amending s. 1012.562, F.S.; authorizing charter schools and charter management organizations to offer school leader preparation programs; amending s. 1012.59, F.S.; requiring the state board to waive certain fees for specified persons; amending s. 1012.98, F.S.; requiring professional development resources to include sample course-at-a-glance and unit overview templates; providing requirements for such templates; amending s. 1013.28, F.S.; requiring school districts to provide charter schools access to certain property on the same basis as public schools; prohibiting certain actions by a charter school without the written permission of the school district; amending s. 1013.385, F.S.; providing additional exceptions to certain building code regulations for school districts; amending s. 1013.62, F.S.; revising requirements for charter school capital outlay funding; conforming provisions to changes made by the act; providing appropriations; authorizing the Department of Revenue to adopt emergency rules for specified purposes; providing an effective date.

—as amended March 2, was read the third time by title.

POINT OF ORDER

Senator Lee raised a point of order that pursuant to Rule 7.1(7)(c), Senator Passidomo's amendment, **Amendment 4 (831300)**, contained language of a bill not reported favorably by all committees of reference and was therefore out of order.

The President referred the point of order and the amendment to Senator Benacquisto, Chair of the Committee on Rules.

RECONSIDERATION OF AMENDMENT

On motion by Senator Passidomo, the Senate reconsidered the vote by which engrossed **Amendment 4 (831300)** was adopted March 2.

Senator Stargel moved the following amendment to **Amendment 4 (831300)** which was adopted by two-thirds vote:

Amendment 4A (702828)—Delete lines 4938-4955 and insert:
the sum of \$100,000 in nonrecurring funds from the General Revenue Fund are appropriated to the Department of Education to implement this act, except as provided in this section. Of the recurring funds, \$9,700,000 shall be used to fund reading scholarship accounts pursuant to s. 1002.411, Florida Statutes, \$300,000 shall be provided as an administrative fee pursuant to s. 1002.411(7)(g), Florida Statutes, \$2,000,000 shall be used to implement the provisions of s. 1002.40(8), Florida Statutes, \$950,000 shall be used to implement the additional oversight requirements pursuant to s. 1002.421, Florida Statutes, \$250,000 shall be used to issue a competitive grant award pursuant to s. 1002.395(9), Florida Statutes, and \$550,000 shall be used for instructional materials pursuant to s. 1007.271(13), Florida Statutes. Of the nonrecurring funds, and contingent upon HB 1279 or similar legislation in the 2018 regular session or an extension thereof becoming law, \$100,000 shall be used to

Senator Passidomo moved the following amendment to **Amendment 4 (831300)** which was adopted by two-thirds vote:

Amendment 4B (391778) (with title amendment)—Between lines 4975 and 4976 insert:

Section 52. *For the 2017-2018 school year, students enrolled in Marjory Stoneman Douglas High School are exempt from taking the statewide standardized assessments administered pursuant to s. 1008.22, Florida Statutes, and the use of assessment results for course grades pursuant to s. 1003.4282, Florida Statutes; however, the school shall administer industry certification assessments, national assessments, and statewide standardized assessments for any student who chooses to take the assessment. Students who are in the 2017-2018 graduating class are exempt from the minimum hours of instruction requirement of s. 1003.436, Florida Statutes, and from being required to use certain assessments to earn a standard high school diploma pursuant to s. 1003.4282, Florida Statutes, and to earn standard high school diploma designations pursuant to s. 1003.4285, Florida Statutes. Notwithstanding s. 1008.34, Florida Statutes, the school grade of "A" earned by Marjory Stoneman Douglas High School for the 2016-2017 school year shall be used for the 2017-2018 school year to maintain eligibility for designation as a School of Excellence pursuant to s. 1003.631, Florida Statutes, and award of school recognition pursuant to s. 1008.36, Florida Statutes.*

And the title is amended as follows:

Delete line 5270 and insert: purposes; specifying that certain students are exempt from specified required assessments, grades, and graduation requirements for the 2017-2018 school year; specifying that the Marjory Stoneman Douglas High School shall maintain specified grades and designations for the 2017-2018 school year; providing an effective date.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Simmons moved the following amendment to **Amendment 4 (831300)** which was adopted by two-thirds vote:

Amendment 4C (508292)—Delete lines 3615-3650 and insert:
personnel and school administrators. Each school district that has one

or more of the 300 lowest-performing elementary schools based on a 3-year average of the state reading assessment data must use that school's portion of the allocation to provide an additional hour per day of intensive reading for the students in the school. The additional hour may be provided within the school day. Students enrolled in these schools who earned a level 4 or level 5 score on the statewide, standardized English Language Arts assessment for the previous school year may participate in the extra hour of instruction. For all other schools, the school district's use of the supplemental academic instruction allocation one or more of the 300 lowest-performing elementary schools based on the state reading assessment for the prior year shall use these funds, together with the funds provided in the district's research-based reading instruction allocation and other available funds, to provide an additional hour of instruction beyond the normal school day for each day of the entire school year for intensive reading instruction for the students in each of these schools. This additional hour of instruction must be provided by teachers or reading specialists who have demonstrated effectiveness in teaching reading or by a K-5 mentoring reading program that is supervised by a teacher who is effective at teaching reading. Students enrolled in these schools who have level 5 assessment scores may participate in the additional hour of instruction on an optional basis. Exceptional student education centers shall not be included in the 300 schools. The designation of the 300 lowest-performing elementary schools must be based on the state reading assessment for the prior year. After this requirement has been met, supplemental instruction strategies may include, but is are not limited to, the: use of a modified curriculum, reading instruction, after-school instruction, tutoring, mentoring, a reduction in class size, extended school year, intensive skills development in summer school, dropout prevention programs as defined in ss. 1003.52 and 1003.53(1)(a), (b), and (c), and other methods of improving student achievement.

Amendment 4 (831300), as amended, was adopted by two-thirds vote.

RULING ON POINT OF ORDER

The President recognized Senator Benacquisto, Chair of the Committee on Rules, on **CS for HB 7055** with pending **Amendment 4 (831300)** and pending point of order.

Senator Benacquisto: Mr. President, Senator Lee raised a point of order that lines 5 through 143 of the Passidomo delete all amendment, barcode 831300, to **CS for HB 7055** includes the principal substance of **CS for SB 1240** by Senator Mayfield which resides in the Education Committee. After reviewing the pertinent rules and papers, it is my recommendation that the point of order be well taken and that lines 5 through 143 and the related lines of the title be struck from the Passidomo delete all amendment, barcode 831300, as a violation of Rule 7.1(7)(c).

President Negron: I accept the recommendation of Rules Chair Benacquisto and rule the point of order is well taken. Show lines 5-143 removed from the bill, Amendment barcode 831300, and the necessary adjustments to the title be made.

SENATOR BENACQUISTO PRESIDING

THE PRESIDENT PRESIDING

On motion by Senator Passidomo, **CS for HB 7055**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—20

Mr. President	Flores	Passidomo
Baxley	Gainer	Perry
Bean	Galvano	Simmons
Benacquisto	Garcia	Simpson
Bradley	Hutson	Stargel
Brandes	Mayfield	Steube
Broxon	Montford	

Nays—17

Book	Hukill	Stewart
Bracy	Lee	Taddeo
Braynon	Powell	Thurston
Farmer	Rader	Torres
Gibson	Rodriguez	Young
Grimsley	Rouson	

Vote after roll call:

Nay—Campbell

Bradley	Grimsley	Rouson
Brandes	Hukill	Simmons
Braynon	Hutson	Simpson
Broxson	Lee	Stargel
Campbell	Mayfield	Steube
Farmer	Montford	Stewart
Flores	Passidomo	Taddeo
Gainer	Perry	Thurston
Galvano	Powell	Torres
Garcia	Rader	Young
Gibson	Rodriguez	

Nays—None

CO-INTRODUCERS

All Senators voting yea, not previously shown as co-introducers, were recorded as co-introducers of **CS for SB 1884**, the companion bill to **CS for HB 29**.

Yeas—35

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

CS for HB 29—A bill to be entitled An act relating to military and veterans affairs; creating s. 250.483, F.S.; providing requirements relating to licensure or qualification of persons ordered into active duty or state active duty; amending s. 295.21, F.S.; providing that a member of the board of directors for Florida is for Veterans, Inc., shall be eligible for reappointment under certain circumstances; amending s. 295.22, F.S.; revising provisions relating to receiving training grants from Florida is for Veterans, Inc.; amending s. 446.041, F.S.; providing duties of the Department of Education; amending s. 446.081, F.S.; providing construction; amending s. 455.02, F.S.; requiring the Department of Business and Professional Regulation to waive certain fees; amending s. 456.024, F.S.; revising licensure eligibility requirements; providing an exemption from certain penalties; amending ss. 472.015, 472.016, 493.6105, 493.6107, and 493.6113, F.S.; requiring the Department of Agriculture and Consumer Services to waive certain fees; amending ss. 494.00312 and 494.00313, F.S.; requiring the Office of Financial Regulation to waive certain fees; amending s. 497.140, F.S.; providing an exemption from a certain fee; amending s. 497.141, F.S.; providing an exemption from a certain fee; amending ss. 497.281, 497.368, 497.369, 497.370, 497.371, 497.373, 497.374, and 497.375, F.S.; providing exemptions from certain fees; creating s. 497.393, F.S.; authorizing the licensing authority to recognize certain military-issued credentials for purposes of licensure; amending ss. 497.453, 497.466, and 497.554, F.S.; providing exemptions from certain fees; amending s. 497.602, F.S.; providing an exemption from an application fee; authorizing the licensing authority to recognize certain military-issued credentials for purposes of licensure; amending s. 501.015, F.S.; requiring the Department of Agriculture and Consumer Services to waive a registration fee; amending ss. 501.605, 501.607, 501.609, and 507.03, F.S.; requiring the Department of Agriculture and Consumer Services to waive certain fees for certain licensees; amending s. 517.12, F.S.; requiring the Office of Financial Regulation to waive certain fees; amending ss. 527.02 and 539.001, F.S.; waiving certain licensing fees; amending ss. 559.904 and 559.928, F.S.; requiring the Department of Agriculture and Consumer Services to waive certain registration fees; amending s. 626.171, F.S.; revising fee waiver qualification requirements for certain applicants; amending ss. 626.732, 626.7851, 626.8311, 626.8417, and 626.927, F.S.; revising prelicensure course requirements for certain applicants; amending s. 633.414, F.S.; authorizing an extension for firefighter certification renewal for certain persons; amending s. 633.444, F.S.; requiring the Division of State Fire Marshal to waive certain expenses associated with attending the Florida State Fire College; creating s. 683.147, F.S.; designating March 25 of each year as “Medal of Honor Day”; amending s. 1002.37, F.S.; revising priority of Florida Virtual Schools; amending s. 1003.42, F.S.; providing for a character development program that incorporates the values of the Congressional Medal of Honor; amending s. 1012.55, F.S.; requiring the State Board of Education to issue a temporary certificate in educational leadership to certain persons; revising certain exemptions from requirements for teacher certification for certain individuals; amending s. 1012.56, F.S.; requiring the State Board of Education to adopt certain rules; amending s. 1012.59, F.S.; requiring the State Board of Education to waive certain fees; providing an effective date.

—was read the third time by title.

On motion by Senator Broxson, **CS for HB 29** was passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Bean	Book
Baxley	Benacquisto	Bracy

CS for CS for CS for HB 1279—A bill to be entitled An act relating to school district accountability; amending s. 11.45, F.S.; revising the duties of the Auditor General; amending s. 112.313, F.S.; prohibiting former appointed district school superintendents from conducting certain lobbying activities; amending s. 112.31455, F.S.; requiring the governing body of a district school board be notified if an officer or employee of the body owes a certain fine; requiring the governing body of a district school board to take specified actions under such circumstances; amending s. 1001.20, F.S.; requiring the Office of Inspector General to investigate certain allegations and reports made by specified individuals; amending s. 1001.39, F.S.; requiring certain district school board member travel outside of the school district to be preapproved and meet certain criteria; providing requirements for a school board member’s request for travel outside of the state; providing an opportunity for the public to speak on such travel; amending s. 1001.395, F.S.; providing that certain requirements for the salaries of district school board members apply every fiscal year, rather than one specific fiscal year; amending s. 1001.42, F.S.; providing that the standards of ethical conduct apply to administrative personnel and school officers; authorizing district school board members to request and receive specified budget information; requiring employment of internal auditors in certain school districts; revising provisions relating to the scope of such internal auditors; amending s. 1010.20, F.S.; requiring each school district to report certain expenditures to the Department of Education; providing department responsibilities; amending s. 1010.30, F.S.; requiring certain entities to provide an audit overview under certain circumstances; providing the contents of the overview; amending ss. 1011.01 and 1011.03, F.S.; conforming cross-references; amending s. 1011.035, F.S.; requiring each district school board to post on its website certain graphical representations and a link to a certain web-based tool on the department’s website; providing requirements for such graphical representations; amending s. 1011.051, F.S.; requiring a district school board to limit certain expenditures by a specified amount if certain financial conditions exist for a specified period of time; requiring the department to contract with a third party to conduct an investigation under certain circumstances; providing requirements for such investigation; requiring the results of such investigation to include certain information and be provided to certain entities; amending s. 1011.06,

F.S.; requiring each district school board to approve certain expenditures by amending its budget and provide a public explanation for such budget amendments; amending s. 1011.09, F.S.; providing certain expenditure limitations for a school district that meets specified criteria; amending s. 1011.10, F.S.; requiring certain school districts to withhold certain district school board member and school district superintendent salaries until certain conditions are met; amending s. 1011.60, F.S.; conforming cross-references; repealing s. 1011.64, F.S., relating to school district minimum classroom expenditure requirements; amending s. 1012.23, F.S.; prohibiting a school district superintendent and district school board from appointing or employing certain individuals in certain positions; providing an exception; requiring the Commission on Ethics to investigate alleged violations; amending s. 1002.395, F.S.; conforming a cross-reference; providing a contingent appropriation; providing an effective date.

—was read the third time by title.

Senator Stargel moved the following amendment which was adopted by two-thirds vote:

Amendment 1 (769224) (with title amendment)—Delete lines 570-576 and insert:

Section 21. *Contingent upon CS/HB 7055 or similar legislation in the 2018 Regular Session of the Legislature or an extension thereof failing to become law, for the 2018-2019 fiscal year, the sum of \$100,000 in nonrecurring funds from the General Revenue Fund is appropriated to the Department of Education to implement the provisions of s. 1011.051(2)(b), Florida Statutes, as amended by this act.*

Section 22. *Except for section 21 and except for s. 1011.051(2)(b), Florida Statutes, as amended by this act, which shall take effect July 1, 2018, this act shall take effect July 1, 2019.*

And the title is amended as follows:

Delete line 72 and insert: contingent appropriations; providing effective dates.

On motion by Senator Stargel, **CS for CS for CS for HB 1279**, as amended, was passed and certified to the House. The vote on passage was:

Yeas—31

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

Nays—6

Bracy	Stewart	Thurston
Rodriguez	Taddeo	Torres

Vote after roll call:

Yea to Nay—Farmer

SB 7030—A bill to be entitled An act relating to ratification of Agency for Health Care Administration rules; ratifying a specified rule relating to emergency environmental control for nursing homes for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule exceeding the specified thresholds for likely adverse impact on or increase in regulatory costs; providing applicability; providing an effective date.

—was read the third time by title.

Pending further consideration of **SB 7030**, pursuant to Rule 3.11(3), there being no objection, **HB 7099** was withdrawn from the Committee on Rules.

On motion by Senator Young, by two-thirds vote—

HB 7099—A bill to be entitled An act relating to ratification of Agency for Health Care Administration rules; ratifying a specified rule relating to emergency environmental control for nursing homes for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any specified thresholds for likely adverse impact or increase in regulatory costs; providing applicability; providing an effective date.

—a companion measure, was substituted for **SB 7030**, and by two-thirds vote, read the second time by title.

On motion by Senator Young, by two-thirds vote, **HB 7099** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Brandes

CS for SB 7026—A bill to be entitled An act relating to public safety; providing a short title; providing legislative findings; amending 16.555, F.S.; authorizing the awarding of grants through the Crime Stoppers Trust Fund for student crime watch programs; amending s. 20.15, F.S.; establishing the Office of Safe Schools within the Department of Education; amending s. 30.15, F.S.; providing that each sheriff may establish a school marshal program and appoint certain volunteer school employees as school marshals; providing sheriff and school marshal requirements; requiring certain documentation and records be maintained relating to such school marshals; amending s. 121.091, F.S.; authorizing certain retired law enforcement officers to be reemployed as school resource officers after meeting specified termination requirements; authorizing such retired law enforcement officers to receive compensation and retirement benefits after a specified period; providing that such retired law enforcement officers may not renew membership in the Florida Retirement System, except as otherwise provided; amending s. 394.463, F.S.; requiring when practicable that a law enforcement officer with certain training be assigned to serve and execute certain ex parte orders; authorizing a law enforcement officer to seize and hold firearms and ammunition if taking custody of a person who poses a potential danger to himself or herself or others and who has made a credible threat against another person; authorizing a law enforcement officer to seek the voluntary surrender of firearms and ammunition kept in the residence if the law enforcement officer takes custody of the person at the person's residence and certain criteria are met; authorizing such law enforcement officer to petition an appropriate court for a risk protection order under certain circumstances; requiring that firearms and ammunition seized or voluntarily surrendered be returned within a certain timeframe under specified circumstances; providing exceptions; requiring law enforcement agencies to develop policies and procedures relating to the seizure, storage, and return of firearms and ammunition; amending s. 394.495, F.S.; requiring the Department of Children and Families to contract for community action treatment teams throughout the state with the managing entities; specifying requirements for community action treatment teams; subject to legislative appropriation, requiring the department to contract for

additional teams to ensure statewide availability of services; creating s. 790.064, F.S.; prohibiting a person who has been adjudicated mentally defective or been committed to a mental institution from owning or possessing a firearm until certain relief is obtained; specifying that the firearm possession and ownership disability runs concurrently with the firearm purchase disability under certain provisions; authorizing a person to petition for relief from the firearm possession and ownership disability; requiring that petitions for relief follow certain procedures; authorizing such person to petition for simultaneous relief; amending s. 790.065, F.S.; prohibiting a person younger than a certain age from purchasing a firearm; prohibiting the sale or transfer, or facilitation of a sale or transfer, of a firearm to a person younger than a certain age by a licensed importer, licensed manufacturer, or licensed dealer; providing criminal penalties; providing exceptions; amending s. 790.0655, F.S.; revising the mandatory waiting period to the later of either 3 days, excluding weekends and legal holidays, or upon the completion of certain records checks; revising and redefining terms; requiring that records of firearm sales be available for inspection by any law enforcement agency during normal business hours; revising applicability of the waiting period; conforming provisions to changes made by the act; creating s. 790.222, F.S.; defining the term “bump-fire stock”; prohibiting specified acts relating to the sale and possession of bump-fire stocks; providing criminal penalties; providing legislative intent; providing a short title; creating s. 790.401, F.S.; defining terms; creating an action known as a petition for a risk protection order to prevent persons who are at high risk of harming themselves or others from accessing firearms or ammunition; providing requirements for petitions for such orders; providing duties for courts and clerks of court; prohibiting fees for the filing of or service of process of such petitions; providing for jurisdiction for such petitions; requiring hearings on petitions within a specified period; providing service requirements; providing grounds that may be considered in determining whether to grant such a petition; providing requirements for proceedings; providing requirements for risk protection orders; requiring the court to inform a respondent of his or her right to request a certain hearing; authorizing temporary ex parte orders under certain circumstances; providing requirements for petitions for such ex parte orders; providing for service of orders; providing for the termination or extension of an order; providing for the surrender and storage of firearms, ammunition, and licenses to carry a concealed weapon or firearm after issuance of a risk protection order; requiring law enforcement agencies to develop certain policies and procedures; providing for return of firearms and ammunition upon the vacating or end without the extension of an order under certain circumstances; authorizing a respondent to elect to transfer all firearms and ammunition surrendered or seized by a law enforcement agency to another person under certain circumstances; requiring a clerk of the court to forward a copy of a risk protection order to the appropriate law enforcement agency within a specified timeframe; requiring the law enforcement agency to enter the order into the Florida Crime Information Center and the National Crime Information Center systems; requiring that the order be maintained in the systems for a specified period and prohibiting a law enforcement from removing an order from the systems which has not ended or been vacated; providing that entry of an order into the systems constitutes notice to law enforcement agencies; requiring an issuing court to forward specified information concerning a respondent to the Department of Agriculture and Consumer Services within a specified timeframe; requiring the department to suspend a license to carry a concealed weapon or firearm which is held by a person subject to such an order; prohibiting a person from making a false statement under oath; providing criminal penalties; prohibiting violations of such an order; providing criminal penalties; providing construction; providing that the risk protection order provisions do not create liability for certain acts or omissions; requiring the Office of the State Courts Administrator to develop and distribute certain instructional and informational material; amending s. 836.10, F.S.; prohibiting a person from making, posting, or transmitting a threat to conduct a mass shooting or an act of terrorism in a writing or other record in any manner that would allow another person to view the threat; providing criminal penalties; amending s. 921.0022, F.S.; conforming a provision to changes made by the act; creating s. 943.082, F.S.; requiring the Department of Law Enforcement, in collaboration with the Department of Legal Affairs, to competitively procure a mobile suspicious activity tool with certain features; requiring the department to receive certain electronic reports; requiring the reporting tool to notify the reporting party of certain information; requiring the forwarding of certain information to appropriate law enforcement agencies; requiring that certain entities be made aware of the reporting tool; requiring the department, in collaboration with certain entities, to develop and provide certain training and awareness relating to the reporting tool; creating s. 943.687, F.S.; creating the Marjory Stoneman Douglas High School Public Safety Commission within the Department of Law Enforcement; requiring the commission to convene by a certain date; specifying the

composition of the commission; requiring Department of Law Enforcement staff to assist the commission; specifying meeting requirements; authorizing reimbursement for per diem and travel expenses; providing the duties and authority of the commission; requiring the commission to submit an initial report to the Governor and the Legislature within a specified time; providing for the expiration of the commission; creating s. 1001.212, F.S.; creating the Office of Safe Schools within the Department of Education; providing duties of the office; amending s. 1002.32, F.S.; conforming a cross-reference; amending s. 1006.04, F.S.; revising the purpose and duties of the educational multiagency network for students with emotional and behavioral disabilities; amending s. 1006.07, F.S.; revising district school board duties relating to student discipline and school safety; requiring students to note referrals to mental health services upon initial registration for school within a school district; authorizing a district school board to refer a student to certain mental health services under certain circumstances; revising the code of student conduct relating to the referral of certain students to certain mental health services and law enforcement; providing requirements for student crime watch programs; revising the policies and procedures for emergency drills to include drills for active shooter and hostage situations; providing requirements for such drills; revising requirements for the emergency response policy; requiring model emergency management and emergency preparedness procedures for active shooter situations; requiring school districts to establish a schedule to test emergency communication systems; requiring district school superintendents to establish certain policies and procedures relating to the prevention of violence on school grounds and designate a school safety specialist for the school district; providing requirements and duties for school safety specialists; providing school safety specialist requirements relating to the required school security risk assessments; requiring each district school board to establish a threat assessment team at each school within the district; providing requirements and duties for threat assessment teams; authorizing a threat assessment team to obtain certain criminal history record information under certain circumstances; prohibiting a member of a threat assessment team from disclosing or using such information except for a specified purpose; authorizing certain entities to share specified confidential information and records relating to students for specified purposes; authorizing school personnel to address an immediate mental health or substance abuse crisis; providing requirements for addressing such situations; providing threat assessment team reporting requirements; amending s. 1006.08, F.S.; requiring a district school superintendent to be notified by the court of a student referred to mental health services; amending s. 1006.12, F.S.; requiring district school boards to establish or assign safe-school officers at each district school facility within the district; requiring school resource officers and school safety officers to undergo specified evaluations; specifying that participation in the school marshal program meets the requirement, if such a program is available; amending s. 1006.13, F.S.; revising the policy of zero tolerance for crime and victimization; providing district school board responsibilities; authorizing a threat assessment team to use specified alternatives to expulsion or referral to law enforcement to address disruptive behavior; providing requirements for zero-tolerance policies; requiring a threat assessment team to consult with law enforcement under certain circumstances; creating s. 1006.1493, F.S.; requiring the department to contract with a security consulting firm to develop, update, and implement a risk assessment tool; providing requirements for the Florida Safe Schools Assessment Tool; requiring reports, training, and advice in the security consulting firm contract; requiring a specified annual report to the Governor and Legislature by a specified date; providing for construction regarding the applicability of public records exemptions for certain security data and information; amending s. 1011.62, F.S.; authorizing a district school board to use certain categorical appropriations to improve school safety; revising the safe schools allocation; creating the mental health assistance allocation; providing the purpose of the allocation; requiring that funds be allocated annually in the General Appropriations Act; providing for the annual allocation of such funds on a specified basis; providing that eligible charter schools are entitled to a proportionate share; prohibiting the use of allocated funds to supplant funds provided from other operating funds, to increase salaries, or to provide bonuses, except in certain circumstances; requiring that school districts and schools maximize certain third-party funding; requiring that school districts and charter schools annually develop and submit certain detailed plans; requiring that approved charter school plans be provided to the district for submission to the commissioner; providing that required plans must include certain elements; requiring school districts to annually submit approved plans to the Commissioner of Education by a specified date; requiring that entities receiving such allocations annually submit a final report on program outcomes and specific expenditures to the commissioner by a specified date; creating s. 1012.584, F.S.; requiring the department to establish a youth mental health awareness and assistance training

program for specified purposes; providing department and program requirements; requiring certain school personnel to receive such training; requiring the school safety specialist to ensure certain personnel receive such training; requiring school districts to inform such personnel of the mental health services available in the district; providing appropriations for specified purposes; amending s. 1013.64, F.S.; specifying that the cost per student station does not include certain improvements related to enhanced safety and security; reenacting ss. 397.6760(2) and 790.335(3)(e), F.S.; relating to the confidentiality of court records and exceptions to the prohibition of registration of firearms, respectively, to incorporate the amendment made to s. 790.065, F.S., in references thereto; providing appropriations; reenacting ss. 794.056 and 938.085, F.S.; relating to the Rape Crises Program Trust Fund and additional cost to fund rape crises centers, respectively, to incorporate the amendment made to s. 836.10, F.S.; providing appropriations; providing effective dates.

—as amended March 3, was read the third time by title.

Senator Galvano moved the following amendment:

Amendment 1 (685428) (with title amendment)—Delete lines 329-376 and insert:

(k) Establish, if the sheriff so chooses, a Coach Aaron Feis Guardian Program to aid in the prevention or abatement of active assailant incidents on school premises. A school guardian has no authority to act in any law enforcement capacity except to the extent necessary to prevent or abate an active assailant incident on a school premises. The sheriff who chooses to establish the program shall appoint as school guardians, without the power of arrest, school employees who volunteer and who:

1. *Hold a valid license issued under s. 790.06.*
2. *Complete 132 total hours of comprehensive firearm safety and proficiency training conducted by Criminal Justice Standards and Training Commission-certified instructors, which must include:*
 - a. *Eighty hours of firearms instruction based on the Criminal Justice Standards and Training Commission's Law Enforcement Academy training model, which must include at least 10 percent but no more than 20 percent more rounds fired than associated with academy training. Program participants must achieve an 85 percent pass rate on the firearms training.*
 - b. *Sixteen hours of instruction in precision pistol.*
 - c. *Eight hours of discretionary shooting instruction using state-of-the-art simulator exercises.*
 - d. *Eight hours of instruction in active shooter or assailant scenarios.*
 - e. *Eight hours of instruction in defensive tactics.*
 - f. *Twelve hours of instruction in legal issues.*
3. *Pass a psychological evaluation administered by a psychologist licensed under chapter 490 and designated by the Department of Law Enforcement and submit the results of the evaluation to the sheriff's office. The Department of Law Enforcement is authorized to provide the sheriff's office with mental health and substance abuse data for compliance with this paragraph.*
4. *Submit to and pass an initial drug test and subsequent random drug tests in accordance with the requirements of s. 112.0455 and the sheriff's office.*
5. *Successfully complete ongoing training, weapon inspection, and firearm qualification on at least an annual basis.*
6. *Successfully complete at least 12 hours of a certified nationally recognized diversity training program.*

The sheriff shall issue a school guardian certificate to individuals who meet the requirements of subparagraph 2. The sheriff shall maintain documentation of weapon and equipment inspections, as well as the training, certification, inspection, and qualification records of each school guardian appointed by the sheriff.

Section 6. *The Division of Law Revision and Information is instructed to change references from "school marshal program" to "Coach*

Aaron Feis Guardian Program" and references from "school marshal" to "school guardian" wherever those terms appear in this act.

And the title is amended as follows:

Delete lines 9-14 and insert: providing that each sheriff may establish a Coach Aaron Feis Guardian Program and appoint certain volunteer school employees as school guardians; providing sheriff and school guardian requirements; requiring certain documentation and records be maintained relating to such school guardians; providing a directive to the Division of Law Revision and Information; amending s. 121.091, F.S.;

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Garcia moved the following amendment to **Amendment 1 (685428)** which was adopted by two-thirds vote:

Amendment 1A (930202)—Delete line 10 and insert:
incident on a school premises. Excluded from participating in the Coach Aaron Feis Guardian Program are individuals who exclusively perform classroom duties as classroom teachers as defined in s. 1012.01(2)(a). This limitation does not apply to classroom teachers of a Junior Reserve Officers' Training Corps program, a current servicemember, as defined in s. 250.01, or a current or former law enforcement officer, as defined in s. 943.10(1), (6), or (8). The sheriff who chooses to

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Farmer moved the following amendment to **Amendment 1 (685428)** which failed to receive the required two-thirds vote:

Amendment 1B (110114)—Delete line 10 and insert:
incident on a school premises. Excluded from participating in the Coach Aaron Feis Guardian Program are any instructional personnel as defined in s. 1012.01(2). This limitation does not apply to classroom teachers of a Junior Reserve Officers' Training Corps program, a current servicemember, as defined in s. 250.01, or a current or former law enforcement officer, as defined in s. 943.10(1), (6), or (8). The sheriff who chooses to

Amendment 1 (685428), as amended, was adopted by two-thirds vote.

Senator Galvano moved the following amendment which was adopted by two-thirds vote:

Amendment 2 (126060)—Delete lines 864-865 and insert:

8. *Whether the respondent has used, or has threatened to use, against himself or herself or others any weapons.*

SENATOR BENACQUISTO PRESIDING

THE PRESIDENT PRESIDING

On motion by Senator Galvano, **CS for SB 7026**, as amended, was passed, ordered engrossed, and certified to the House. The vote on passage was:

Yeas—20

Mr. President	Flores	Perry
Bean	Galvano	Rader
Benacquisto	Garcia	Simmons
Book	Hutson	Simpson
Bradley	Mayfield	Stargel
Brandes	Montford	Young
Broxson	Passidomo	

Nays—18

Baxley	Campbell	Gibson
Bracy	Farmer	Grimsley
Braynon	Gainer	Hukill

Lee	Rouson	Taddeo
Powell	Steube	Thurston
Rodriguez	Stewart	Torres

MOTIONS

On motion by Senator Benacquisto, the rules were waived and time of adjournment was extended until 8:00 p.m.

SB 7024—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; creating an exemption from public records requirements for the address of a victim of an incident of mass violence; providing definitions; providing for future legislative review and repeal of the exemption; amending s. 119.011, F.S.; designating the address of a victim of an incident of mass violence as criminal intelligence information and criminal investigative information; providing a statement of public necessity; providing an effective date.

—as amended March 3, was read the third time by title.

Pursuant to Rule 7.1, there being no objection, consideration of the following late-filed amendment was allowed:

Senator Farmer moved the following amendment which failed to receive the required two-thirds vote:

Amendment 1 (221098)—Delete line 24 and insert:
of mass violence” means an incident in which three or more

On motion by Senator Galvano, **SB 7024**, as amended, was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—35

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

Nays—1

Farmer

Vote after roll call:

Yea—Book, Garcia

SB 1940—A bill to be entitled An act relating to public records and public meetings; amending s. 943.082, F.S.; providing exemptions from public records requirements for the identity of a reporting party and any information received through the mobile suspicious activity reporting tool which is held by the Department of Law Enforcement, law enforcement agencies, or school officials; amending s. 943.687, F.S.; providing an exemption from public meetings requirements for portions of meetings of the Marjory Stoneman Douglas High School Public Safety Commission at which exempt or confidential and exempt information is discussed; amending s. 1006.12, F.S.; providing an exemption from public records requirements for information that would identify whether a particular individual has been appointed as a safe-school officer; providing for future legislative review and repeal of the exemptions; providing statements of public necessity; providing a contingent effective date.

—as amended March 3, was read the third time by title.

On motion by Senator Galvano, **SB 1940**, as amended, was passed by the required constitutional two-thirds vote of the members present and voting and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Book, Garcia

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

SPECIAL ORDER CALENDAR, continued

CS for CS for SB 1646—A bill to be entitled An act relating to regional rural development grants; amending s. 288.018, F.S.; providing that regional rural development grants may be used to hire regional economic development organization professional staff; authorizing the use of matching grant funds to provide technical assistance to certain entities; increasing the annual maximum amount of grant funding that specified economic development organizations may receive; revising the amount of nonstate matching funds required; increasing the amount the Department of Economic Opportunity may expend each fiscal year for the program; requiring that contracts or agreements involving the expenditure of grant funds be placed on a certain website for a specified time period; requiring that certain information be included in a contract or agreement involving the expenditure of grant funds; requiring that a plain language version of certain contracts or agreements be placed on a certain website; deleting an obsolete provision authorizing the Department of Economic Opportunity to contract for the development of certain enterprise zone web portals or websites; amending s. 288.0655, F.S.; increasing the maximum percent of total infrastructure project costs for which the department may award a grant; repealing a provision for increased maximum percent of total infrastructure project costs that may be awarded for a catalyst site; providing that improving access to and availability of broadband Internet service may be included in a project that is eligible for rural infrastructure grant funds; providing that grants for improvements to broadband Internet service and access must be conducted through certain partnerships; extending the date by which the department is required to reevaluate certain guidelines and criteria; requiring that contracts or agreements involving the expenditure of grant funds be placed on a certain website for a specified time period; requiring that certain information be included in a contract or agreement involving the expenditure of grant funds; requiring that a plain language version of certain contracts or agreements be placed on a certain website; requiring the department to review best practices and methods and make recommendations to establish a site readiness program for rural communities; requiring the department to identify certain requirements and standards and provide options for the implementation of the program; requiring the department to submit a report of its findings to the Legislature by a specified date; providing an effective date.

—was read the second time by title. On motion by Senator Montford, by two-thirds vote, **CS for CS for SB 1646** was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Bean	Bracy
Baxley	Benacquisto	Bradley

Brandes	Hukill	Rouson
Braynon	Hutson	Simmons
Broxson	Lee	Simpson
Campbell	Mayfield	Stargel
Farmer	Montford	Steube
Flores	Passidomo	Stewart
Gainer	Perry	Taddeo
Galvano	Powell	Thurston
Gibson	Rader	Torres
Grimsley	Rodriguez	Young

Nays—None

Vote after roll call:

Yea—Book, Garcia

By direction of the President, pursuant to Rule 4.3(3), the Senate reverted to—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 4, with amendment(s), and requests the concurrence of the Senate.

Portia Palmer, Clerk

CS for SB 4—A bill to be entitled An act relating to higher education; providing a short title; amending s. 1001.706, F.S.; requiring state universities to identify internship opportunities in high-demand fields; amending s. 1001.7065, F.S.; revising the preeminent state research universities program graduation rate requirements and funding distributions; specifying funding as provided by the Legislature; deleting the authority for such universities to stipulate a special course requirement for incoming students; requiring the Board of Governors to establish certain standards by a specified date; amending s. 1001.92, F.S.; requiring certain performance-based metrics to include specified graduation rates and access benchmarks; specifying funding as provided by the Legislature; amending s. 1004.28, F.S.; directing a state university board of trustees to limit the services, activities, and expenses of its direct-support organizations; requiring the chair of the board of trustees to appoint at least one representative to the board of directors and executive committee of a university direct-support organization; requiring the disclosure of certain financial documents; creating s. 1004.6497, F.S.; establishing the World Class Faculty and Scholar Program; providing the purpose and intent; authorizing state university investments in certain faculty retention, recruitment, and recognition activities; specifying funding as provided by the Legislature; requiring an annual report to the Governor and the Legislature by a specified date; creating s. 1004.6498, F.S.; establishing the State University Professional and Graduate Degree Excellence Program; providing the purpose; listing the quality improvement efforts that may be used to elevate the prominence of state university medicine, law, and graduate-level business programs; specifying funding as provided by the Legislature; requiring an annual report to the Governor and the Legislature by a specified date; amending s. 1008.30, F.S.; authorizing certain state universities to continue to provide developmental education instruction; amending s. 1009.22, F.S.; removing the prohibition on the inclusion of a technology fee in the funds for the Florida Bright Futures Scholarship Program award; amending s. 1009.23, F.S.; removing the prohibition on the inclusion of a technology fee in the funds for the Florida Bright Futures Scholarship Program award; amending s. 1009.24, F.S.; removing the prohibition on the inclusion of a technology fee and a tuition differential fee in the funds for the Florida Bright Futures Scholarship Program award; requiring each state university board of trustees to implement a block tuition policy for specified undergraduate students beginning in a specified academic semester; requiring the Chancellor of the State University System to submit a report to the Governor and the Legislature by a specified date; amending s. 1009.53, F.S.; authorizing students to use certain Florida Bright Futures Scholarship Program awards for summer term enrollment be-

ginning in specified years; specifying funding as provided by the Legislature; amending s. 1009.534, F.S.; specifying Florida Academic Scholars award amounts to cover tuition, fees, textbooks, and other educational expenses; amending s. 1009.535, F.S.; specifying Florida Medallion Scholars award amounts to cover specified tuition and fees; amending s. 1009.701, F.S.; revising the state-to-private match requirement for contributions to the First Generation Matching Grant Program beginning in a specified fiscal year; extending the program to include Florida College System institution students; amending s. 1009.893, F.S.; extending coverage of the Benacquisto Scholarship Program to include tuition and fees for qualified nonresident students; creating s. 1009.894, F.S.; creating the Florida Farmworker Student Scholarship Program; providing a purpose; requiring the Department of Education to administer the scholarship program; providing student eligibility criteria; specifying award amounts and distributions; amending s. 1009.98, F.S.; providing that certain payments from the Florida Prepaid College Board to a state university on behalf of a qualified beneficiary may not exceed a specified amount; providing for retroactive application; providing a directive to the Division of Law Revision and Information; providing appropriations; providing an effective date.

House Amendment 1 (843425) (with title amendment)—Remove everything after the enacting clause and insert:

Section 1. *This act may be cited as the “Florida Excellence in Higher Education Act of 2018.”*

Section 2. Paragraphs (b) and (c) of subsection (5) of section 1001.706, Florida Statutes, are amended, and paragraph (h) is added to that subsection, to read:

1001.706 Powers and duties of the Board of Governors.—

(5) POWERS AND DUTIES RELATING TO ACCOUNTABILITY.—

(b) The Board of Governors shall develop a strategic plan specifying goals and objectives for the State University System and each constituent university, including each university’s contribution to overall system goals and objectives. The strategic plan must:

1. Include performance metrics and standards common for all institutions and metrics and standards unique to institutions depending on institutional core missions, including, but not limited to, student admission requirements, retention, graduation, percentage of graduates who have attained employment, percentage of graduates enrolled in continued education, licensure passage, average wages of employed graduates, average cost per graduate, excess hours, student loan burden and default rates, faculty awards, total annual research expenditures, patents, licenses and royalties, intellectual property, startup companies, annual giving, endowments, and well-known, highly respected national rankings for institutional and program achievements.

2. Consider reports and recommendations of the Higher Education Coordinating Council pursuant to s. 1004.015 and the Articulation Coordinating Committee pursuant to s. 1007.01.

3. Include student enrollment and performance data delineated by method of instruction, including, but not limited to, traditional, online, and distance learning instruction.

4. Include criteria for designating baccalaureate degree and master’s degree programs at specified universities as high-demand programs of emphasis. Fifty percent of the criteria for designation as high-demand programs of emphasis must be based on achievement of performance outcome thresholds determined by the Board of Governors, and 50 percent of the criteria must be based on achievement of performance outcome thresholds specifically linked to:
 - a. Job placement in employment of 36 hours or more per week and average full-time wages of graduates of the degree programs 1 year and 5 years after graduation, based in part on data provided in the economic security report of employment and earning outcomes produced annually pursuant to s. 445.07.
 - b. Data-driven gap analyses, conducted by the Board of Governors, of the state’s job market demands and the outlook for jobs that require a baccalaureate or higher degree. *Each state university must use the gap analyses to identify internship opportunities for students to benefit from*

mentorship by industry experts, earn industry certifications, and become employed in high-demand fields.

(c) The Board of Governors shall develop an accountability plan for the State University System and each constituent university. The accountability plan must address institutional and system achievement of goals and objectives specified in the strategic plan adopted pursuant to paragraph (b) and must be submitted as part of its legislative budget request. *Each university shall submit, as a component of the university's annual accountability plan, information on the effectiveness of its plan for improving 4-year graduation rates and the level of financial assistance provided to students pursuant to paragraph (h).*

(h) *By June 1, 2018, each university board of trustees shall submit a comprehensive proposal to improve undergraduate 4-year graduation rates to the Board of Governors for implementation beginning in the fall 2018 academic semester. The proposal must:*

1. *Identify academic, financial, policy, and curricular incentives and disincentives for timely graduation.*
2. *Outline the implementation of a proactive financial aid program to enable full-time students with financial need to take at least 15 credit hours in the fall and spring semesters.*
3. *Include assurances that there will be no increased cost to students.*

Section 3. Paragraph (d) of subsection (2), paragraph (c) of subsection (5), and subsections (6), (7), and (8) of section 1001.7065, Florida Statutes, are amended to read:

1001.7065 Preeminent state research universities program.—

(2) ACADEMIC AND RESEARCH EXCELLENCE STANDARDS.—The following academic and research excellence standards are established for the preeminent state research universities program:

(d) *A 4-year graduation rate of 60 percent or higher for full-time, first-time-in-college students, as reported annually to the IPEDS. However, for the 2018 determination of a state university's preeminence designation and the related distribution of the 2018-2019 fiscal year appropriation associated with preeminence and emerging preeminence, a university is considered to have satisfied this graduation rate measure by attaining a 6-year graduation rate of 70 percent or higher by October 1, 2017, for full-time, first-time-in-college students, as reported annually to the IPEDS and confirmed by the Board of Governors.*

(5) PREEMINENT STATE RESEARCH UNIVERSITIES PROGRAM SUPPORT.—

(c) The award of funds under this subsection is contingent upon funding provided by the Legislature in the General Appropriations Act to support the preeminent state research universities program created under this section. Funding increases appropriated beyond the amounts funded in the previous fiscal year shall be distributed as follows:

1. Each designated preeminent state research university that meets the criteria in paragraph (a) shall receive an equal amount of funding.
2. Each designated emerging preeminent state research university that meets the criteria in paragraph (b) shall, *beginning in the 2018-2019 fiscal year*, receive an amount of funding that is equal to one-fourth ~~one-half~~ of the total increased amount awarded to each designated preeminent state research university.

~~(6) PREEMINENT STATE RESEARCH UNIVERSITY SPECIAL COURSE REQUIREMENT AUTHORITY.—In order to provide a jointly shared educational experience, a university that is designated a preeminent state research university may require its incoming first-time-in-college students to take a six-credit set of unique courses specifically determined by the university and published on the university's website. The university may stipulate that credit for such courses may not be earned through any acceleration mechanism pursuant to s. 1007.27 or s. 1007.271 or any other transfer credit. All accelerated credits earned up to the limits specified in ss. 1007.27 and 1007.271 shall be applied toward graduation at the student's request.~~

~~(6)(7) PREEMINENT STATE RESEARCH UNIVERSITY FLEXIBILITY AUTHORITY.—The Board of Governors is encouraged to~~

identify and grant all reasonable, feasible authority and flexibility to ensure that each designated preeminent state research university and each designated emerging preeminent state research university is free from unnecessary restrictions.

~~(7)(8) PROGRAMS OF EXCELLENCE THROUGHOUT THE STATE UNIVERSITY SYSTEM.—The Board of Governors shall be encouraged to establish standards and measures whereby individual undergraduate, graduate, and professional degree programs in state universities which objectively reflect national excellence can be identified and make recommendations to the Legislature by September 1, 2018, as to how any such programs could be enhanced and promoted.~~

Section 4. Subsection (1) of section 1001.71, Florida Statutes, is amended to read:

1001.71 University boards of trustees; membership.—

(1) Pursuant to s. 7(c), Art. IX of the State Constitution, each local constituent university shall be administered by a university board of trustees comprised of 13 members as follows: 6 citizen members appointed by the Governor subject to confirmation by the Senate; 5 citizen members appointed by the Board of Governors subject to confirmation by the Senate; the chair of the faculty senate or the equivalent; and the president of the student body of the university. The appointed members shall serve staggered 5-year terms. In order to achieve staggered terms, beginning July 1, 2003, of the initial appointments by the Governor, 2 members shall serve 2-year terms, 3 members shall serve 3-year terms, and 1 member shall serve a 5-year term and of the initial appointments by the Board of Governors, 2 members shall serve 2-year terms, 2 members shall serve 3-year terms, and 1 member shall serve a 5-year term. There shall be no state residency requirement for university board members, but the Governor and the Board of Governors shall consider diversity and regional representation. *Beginning July 2, 2020, for purposes of this subsection, regional representation shall include the chair of a campus board established pursuant to s. 1004.341.*

Section 5. Subsections (1), (2), and (4) of section 1001.92, Florida Statutes, are amended to read:

1001.92 State University System Performance-Based Incentive.—

(1) A State University System Performance-Based Incentive shall be awarded to state universities using performance-based metrics adopted by the Board of Governors of the State University System. *Beginning with the Board of Governors' determination of each university's performance improvement and achievement ratings for 2018, and the related distribution of the 2018-2019 fiscal year appropriation, the performance-based metrics must include 4-year graduation rates; retention rates; postgraduation education rates; degree production; affordability; postgraduation employment and salaries, including wage thresholds that reflect the added value of a baccalaureate degree; access rate, based on the percentage of undergraduate students enrolled during the fall term who received a Pell Grant during the fall term; and other metrics approved by the board in a formally noticed meeting. The board shall adopt benchmarks to evaluate each state university's performance on the metrics to measure the state university's achievement of institutional excellence or need for improvement and minimum requirements for eligibility to receive performance funding. Access rate benchmarks must be differentiated and scored to reflect the varying access rate levels among the state universities; however, the scoring system may not include bonus points.*

(2) Each fiscal year, the amount of funds available for allocation to the state universities based on the performance-based funding model shall consist of the state's investment in performance funding plus institutional investments consisting of funds deducted from the base funding of each state university in the State University System in an amount provided by the Legislature in the General Appropriations Act. The Board of Governors shall establish minimum performance funding eligibility thresholds for the state's investment and the institutional investments. A state university that meets the minimum institutional investment eligibility threshold, but fails to meet the minimum state investment eligibility threshold, shall have its institutional investment restored but is ineligible for a share of the state's investment in performance funding. The institutional investment shall be restored for each institution eligible for the state's investment under the performance-based funding model.

(4) Distributions of performance funding, as provided in this section, shall be made by the Legislature to each of the state universities listed in the Education and General Activities category in the General Appropriations Act.

Section 6. Section 1004.097, Florida Statutes, is created to read:

1004.097 *Free expression on campus.*—

(1) **SHORT TITLE.**—This section may be cited as the “Campus Free Expression Act.”

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

(a) “Commercial speech” means speech in which the individual is engaged in commerce, the intended audience is commercial or actual or potential consumers, and the content of the message is commercial.

(b) “Free-speech zone” means an area on a campus of a public institution of higher education which is designated for the purpose of engaging in expressive activities.

(c) “Material and substantial disruption” means any conduct that intentionally and significantly hinders another person’s or group’s expressive rights. The term does not include conduct that is protected under the First Amendment to the United States Constitution and Art. I of the State Constitution, including, but not limited to, lawful protests and counter-protests in the outdoor areas of campus or minor, brief, or fleeting nonviolent disruptions that are isolated or brief in duration.

(d) “Outdoor areas of campus” means generally accessible areas of a campus of a public institution of higher education in which members of the campus community are commonly allowed, including grassy areas, walkways, or other similar common areas. The term does not include outdoor areas of campus to which access is restricted.

(e) “Public institution of higher education” means any public technical center, state college, state university, law school, medical school, dental school, or other Florida College System institution as defined in s. 1000.21.

(3) **RIGHT TO FREE-SPEECH ACTIVITIES.**—

(a) Expressive activities protected under the First Amendment to the United States Constitution and Art. I of the State Constitution include, but are not limited to, any lawful oral or written communication of ideas, including all forms of peaceful assembly, protests, and speeches; distributing literature; carrying signs; circulating petitions; and the recording and publication, including the Internet publication, of video or audio recorded in outdoor areas of campus. Expressive activities protected by this section do not include commercial speech.

(b) A person who wishes to engage in an expressive activity in outdoor areas of campus may do so freely, spontaneously, and contemporaneously as long as the person’s conduct is lawful and does not materially and substantially disrupt the functioning of the public institution of higher education or infringe upon the rights of other individuals or organizations to engage in expressive activities.

(c) Outdoor areas of campus are considered traditional public forums for individuals, organizations, and guest speakers. A public institution of higher education may create and enforce restrictions that are reasonable and content-neutral on time, place, and manner of expression and that are narrowly tailored to a significant institutional interest. Restrictions must be clear and published and must provide for ample alternative means of expression.

(d) A public institution of higher education may not designate any area of campus as a free-speech zone or otherwise create policies restricting expressive activities to a particular outdoor area of campus, except as provided in paragraph (c).

(e) Students, faculty, or staff of a public institution of higher education may not materially disrupt previously scheduled or reserved activities on campus occurring at the same time.

(4) **CAUSE OF ACTION.**—A person whose expressive rights are violated by an action prohibited under this section may bring an action against a public institution of higher education in a court of competent

jurisdiction to obtain declaratory and injunctive relief, reasonable court costs, and attorney fees.

Section 7. Subsections (2), (3), and (4) and paragraph (b) of subsection (5) of section 1004.28, Florida Statutes, are amended to read:

1004.28 Direct-support organizations; use of property; board of directors; activities; audit; facilities.—

(2) **USE OF PROPERTY.**—

(a) Each state university board of trustees is authorized to permit the use of property, facilities, and personal services at any state university by any university direct-support organization, and, subject to the provisions of this section, direct-support organizations may establish accounts with the State Board of Administration for investment of funds pursuant to part IV of chapter 218.

(b) The board of trustees, in accordance with regulations ~~rules~~ and guidelines of the Board of Governors, shall prescribe by regulation ~~rule~~ conditions with which a university direct-support organization must comply in order to use property, facilities, or personal services at any state university, including that personal services must comply with s. 1012.976. Such regulations ~~rules~~ shall provide for budget and audit review and oversight by the board of trustees, including thresholds for approval of purchases, acquisitions, projects, and issuance of debt. No later than July 1, 2019, the transfer of a state appropriation by the board of trustees to any direct-support organization may only include funds pledged for capital projects. Beginning July 1, 2019, and annually thereafter, each university board of trustees shall report to the Legislature the amount of state appropriations transferred to any direct-support organization during the previous fiscal year, the purpose for which the funds were transferred, and the remaining balance of any funds transferred.

(c) The board of trustees may not transfer any funds to and shall not permit the use of property, facilities, or personal services at any state university by any university direct-support organization that does not provide equal employment opportunities to all persons regardless of race, color, religion, gender, age, or national origin.

(d) The board of trustees may not permit the use of state funds for travel expenses by any university direct-support organization.

(3) **BOARD OF DIRECTORS.**—The chair of the university board of trustees shall ~~may~~ appoint at least one ~~a~~ representative to the board of directors and the executive committee of any direct-support organization established under this section. The president of the university for which the direct-support organization is established, or his or her designee, shall also serve on the board of directors and the executive committee of any direct-support organization established to benefit that university. The university board of trustees shall approve all appointments to any direct-support organization not authorized by this subsection.

(4) **ACTIVITIES; RESTRICTION.**—A university direct-support organization is prohibited from giving, either directly or indirectly, any gift to a political committee as defined in s. 106.011 for any purpose ~~other than those certified by a majority roll call vote of the governing board of the direct-support organization at a regularly scheduled meeting as being directly related to the educational mission of the university.~~

(5) **ANNUAL AUDIT; PUBLIC RECORDS EXEMPTION; PUBLIC MEETINGS EXEMPTION.**—

(b) ~~All records of the organization~~ Other than the auditor’s report, management letter, any records related to the expenditure of state funds, and any financial records related to the expenditure of private funds for travel, all records of the organization and any supplemental data requested by the Board of Governors, the university board of trustees, the Auditor General, and the Office of Program Policy Analysis and Government Accountability shall be confidential and exempt from s. 119.07(1).

Section 8. Effective July 1, 2020, sections 1004.33 and 1004.34, Florida Statutes, are repealed.

Section 9. Section 1004.335, Florida Statutes, is created to read:

1004.335 Accreditation consolidation of University of South Florida branch campuses.—

(1) The University of South Florida Consolidation Planning Study and Implementation Task Force is established to develop recommendations to improve service to students by phasing out the separate accreditation of the University of South Florida St. Petersburg and the University of South Florida Sarasota/Manatee, which were conferred by the Southern Association of Colleges and Schools Commission on Colleges (SACSCOC) pursuant to ss. 1004.33 and 1004.34, respectively.

(2) The task force shall consist of the following members:

(a) One member appointed by the chair of the Board of Governors who will serve as chair;

(b) Two members appointed by the President of the Senate;

(c) Two members appointed by the Speaker of the House of Representatives;

(d) Two members appointed by the chair of the University of South Florida board of trustees;

(e) One member appointed by the chair of the campus board of the University of South Florida St. Petersburg;

(f) One member appointed by the chair of the campus board of the University of South Florida Sarasota/Manatee;

(g) The regional chancellor of the University of South Florida St. Petersburg;

(h) The regional chancellor of the University of South Florida Sarasota/Manatee;

(i) The president of the University of South Florida or his or her designee; and

(j) One student member appointed by the University of South Florida Alumni Association.

(3) The Board of Trustees shall assign personnel from each campus to staff the task force. The chair of the task force may consult experts in university mergers and consolidations to assist the task force in developing recommendations.

(4) No later than February 15, 2019, the task force must submit a report to the University of South Florida Board of Trustees which includes, at a minimum, recommendations on the following:

(a) Identification of specific degrees in programs of strategic significance, including health care, science, technology, engineering, mathematics, and other program priorities to be offered at the University of South Florida St. Petersburg and the University of South Florida Sarasota/Manatee and the timeline for the development and delivery of programs on each campus;

(b) Maintaining the unique identity of each campus and an assessment of whether a separate educational mission is beneficial to the future of each campus;

(c) Maintaining faculty input from all campuses during the review and development of general education requirements to reflect the distinctive identity of each campus;

(d) Developing the research capacity at each campus;

(e) Equitable distribution of programs and resources to establish pathways to admission for all students who require bridge programming and financial aid; and

(f) Establishing budget transparency and accountability regarding the review and approval of student fees among campuses, including fee differentials and athletic fees, to enable the identification of the equitable distribution of resources to each campus, including the University of South Florida Health.

(g) Developing and delivering integrated academic programs, student and faculty governance, and administrative services to better serve

the students, faculty, and staff at the University of South Florida College of Marine Science, the University of South Florida Sarasota/Manatee, and the University of South Florida St. Petersburg.

(5) No later than March 15, 2019, the Board of Trustees of the University of South Florida, after considering the recommendations of the task force, must adopt and submit to the Board of Governors an implementation plan that:

(a) Establishes a timeline for each step that is necessary to terminate the separate accreditation for each campus no later than June 30, 2020, so that there is no lapse in institutional accreditation for any campus during the phasing-out process.

(b) Minimizes disruption to students attending any University of South Florida campus so that the consolidation of SACSCOC accreditation does not impede a student's ability to graduate within 4 years after initial first-time-in-college enrollment.

(c) Requires that, on or before July 1, 2020, the entirety of the University of South Florida, including all campuses and other component units of the university, operate under a single institutional accreditation from the SACSCOC.

(d) Requires that, on each regularly scheduled submission date subsequent to July 1, 2020, the University of South Florida report consolidated data for all of the university's campuses and students to the Integrated Postsecondary Education Data System and to the Board of Governors. The Board of Governors shall use the consolidated data for purposes of determining eligibility for funding pursuant to ss. 1001.7065 and 1001.92.

(6) Notwithstanding ss. 1001.7065 and 1001.92 or any Board of Governors regulation to the contrary relating to the calculation of graduation rates and retention rates, a student who meets all of the following criteria may not be counted by the Board of Governors when calculating or confirming the graduation rate or the retention rate of the University of South Florida under those sections:

(a) The student was admitted to and initially enrolled before the spring 2020 semester as a first-time-in-college student at the University of South Florida St. Petersburg or the University of South Florida Sarasota/Manatee.

(b) The student voluntarily disenrolled from all University of South Florida campuses without graduating before the date of termination of the separate SACSCOC accreditation of his or her admitting campus.

(7) This section expires July 1, 2020.

Section 10. Effective July 2, 2020, section 1004.341, Florida Statutes, is created to read:

1004.341 University of South Florida campuses.—

(1) The St. Petersburg and Sarasota/Manatee campuses of the University of South Florida are hereby established.

(a) The St. Petersburg campus of the University of South Florida shall be known as the "University of South Florida St. Petersburg" and shall include any college of the University of South Florida which is headquartered or primarily located in Pinellas County.

(b) The Sarasota/Manatee campus of the University of South Florida shall be known as the "University of South Florida Sarasota/Manatee" and shall include any college of the University of South Florida which is headquartered or primarily located in Sarasota County or Manatee County.

(2) The University of South Florida St. Petersburg and the University of South Florida Sarasota/Manatee shall each have a campus board and a regional chancellor. The Chair of the Board of Trustees of the University of South Florida, based upon recommendations of the President of the University of South Florida, shall appoint:

(a) Seven residents of Pinellas County to serve 4-year staggered terms on the Campus Board of the University of South Florida St. Petersburg. A member of the Board of Trustees of the University of South Florida who resides in Pinellas County shall jointly serve as a member of the

Board of Trustees and as chair of the campus board. The chair of the faculty senate or the equivalent and the president of the student body of the campus shall serve as ex officio members.

(b) Four residents of Manatee County and three residents of Sarasota County to serve 4-year staggered terms on the Campus Board of the University of South Florida Sarasota/Manatee. A member of the Board of Trustees of the University of South Florida who resides in Manatee County or Sarasota County shall be selected by the Chair of the Board of Trustees of the University of South Florida to serve jointly as a member of the Board of Trustees and as chair of the campus board. The chair of the faculty senate or the equivalent and the president of the student body of the campus shall serve as ex officio members.

The Board of Trustees may reappoint a member to the campus board, other than the chair, for one additional term.

(3) Each campus board has the powers and duties provided by law, which include the authority to approve and submit an annual operating plan, budget, and legislative budget request to the Board of Trustees of the University of South Florida.

(4) The Board of Trustees shall publish and approve an annual operating budget for each campus and a report on the distribution of funds, including student tuition and fees, preeminence funding, and performance-based funding, provided to each campus.

(5) The Board of Trustees must publish on its website a biennial regional impact report, beginning July 1, 2021, which details the specific increased investments in university programs located in Pinellas, Manatee, and Sarasota Counties. The report shall include, at a minimum, trend information related to access to new degree programs for students in those counties, any changes in student enrollment and outcomes at each campus located in those counties, increased research conducted and research infrastructure added in those counties, and any fixed capital outlay projects or property acquisitions planned or completed in those counties.

(6) The faculty and students at each campus shall be represented in the academic and student governance structures of the University of South Florida as determined by the Board of Trustees.

Section 11. Subsection (1) of section 1004.344, Florida Statutes, is amended to read:

1004.344 The Florida Center for the Partnerships for Arts Integrated Teaching.—

(1) The Florida Center for the Partnerships for Arts Integrated Teaching is created within the University of South Florida and shall be physically headquartered at the University of South Florida Sarasota/Manatee.

Section 12. Section 1004.6497, Florida Statutes, is created to read:

1004.6497 World Class Faculty and Scholar Program.—

(1) **PURPOSE AND LEGISLATIVE INTENT.**—The World Class Faculty and Scholar Program is established to fund and support the efforts of state universities to recruit and retain exemplary faculty and research scholars. It is the intent of the Legislature to elevate the national competitiveness of Florida's state universities through faculty and scholar recruitment and retention.

(2) **INVESTMENTS.**—Retention, recruitment, and recognition efforts, activities, and investments may include, but are not limited to, investments in research-centric cluster hires, faculty research and research commercialization efforts, instructional and research infrastructure, undergraduate student participation in research, professional development, awards for outstanding performance, and postdoctoral fellowships.

(3) **FUNDING AND USE.**—Funding for the program shall be as provided by the Legislature. Each state university shall use the funds only for the purpose and investments authorized under this section. These funds may not be used to construct buildings.

(4) **ACCOUNTABILITY.**—By March 15 of each year, the Board of Governors shall provide to the Governor, the President of the Senate, and

the Speaker of the House of Representatives a report summarizing information from the universities in the State University System, including, but not limited to:

(a) Specific expenditure information as it relates to the investments identified in subsection (2).

(b) The impact of those investments in elevating the national competitiveness of the universities, specifically relating to:

1. The success in recruiting research faculty and the resulting research funding;

2. The 4-year graduation rate for undergraduate students;

3. The number of undergraduate courses offered with fewer than 50 students; and

4. The increase in national academic standing of targeted programs, specifically advancement in ranking of the targeted programs among top 50 universities in well-known and highly respected national public university rankings, including, but not limited to, the U.S. News and World Report rankings, which reflect national preeminence, using the most recent rankings.

Section 13. Section 1004.6498, Florida Statutes, is created to read:

1004.6498 State University Professional and Graduate Degree Excellence Program.—

(1) **PURPOSE.**—The State University Professional and Graduate Degree Excellence Program is established to fund and support the efforts of state universities to enhance the quality and excellence of professional and graduate schools and degree programs in medicine, law, and business and expand the economic impact of state universities.

(2) **INVESTMENTS.**—Quality improvement efforts may include, but are not limited to, targeted investments in faculty, students, research, infrastructure, and other strategic endeavors to elevate the national and global prominence of state university medicine, law, and graduate-level business programs.

(3) **FUNDING AND USE.**—Funding for the program shall be as provided by the Legislature. Each state university shall use the funds only for the purpose and investments authorized under this section. These funds may not be used to construct buildings.

(4) **ACCOUNTABILITY.**—By March 15 of each year, the Board of Governors shall provide to the Governor, the President of the Senate, and the Speaker of the House of Representatives a report summarizing information from the universities in the State University System, including, but not limited to:

(a) Specific expenditure information as it relates to the investments identified in subsection (2).

(b) The impact of those investments in elevating the national and global prominence of the state university medicine, law, and graduate-level business programs, specifically relating to:

1. The first-time pass rate on the United States Medical Licensing Examination;

2. The first-time pass rate on The Florida Bar Examination;

3. The percentage of graduates enrolled or employed at a wage threshold that reflects the added value of a graduate-level business degree;

4. The advancement in the rankings of the state university medicine, law, and graduate-level programs in well-known and highly respected national graduate-level university rankings, including, but not limited to, the U.S. News and World Report rankings, which reflect national preeminence, using the most recent rankings; and

5. The added economic benefit of the universities to the state.

Section 14. Paragraph (c) of subsection (5) of section 1008.30, Florida Statutes, is amended to read:

1008.30 Common placement testing for public postsecondary education.—

(5)

(c) A university board of trustees may contract with a Florida College System institution board of trustees for the Florida College System institution to provide developmental education on the state university campus. Any state university in which the percentage of incoming students requiring developmental education equals or exceeds the average percentage of such students for the Florida College System may offer developmental education without contracting with a Florida College System institution; however, any state university offering college-preparatory instruction as of January 1, 1996, may continue to provide *developmental education instruction as defined in s. 1008.02(1) such services.*

Section 15. Subsection (7) of section 1009.22, Florida Statutes, is amended to read:

1009.22 Workforce education postsecondary student fees.—

(7) Each district school board and Florida College System institution board of trustees is authorized to establish a separate fee for technology, not to exceed 5 percent of tuition per credit hour or credit-hour equivalent for resident students and not to exceed 5 percent of tuition and the out-of-state fee per credit hour or credit-hour equivalent for nonresident students. Revenues generated from the technology fee shall be used to enhance instructional technology resources for students and faculty ~~and shall not be included in any award under the Florida Bright Futures Scholarship Program.~~ Fifty percent of technology fee revenues may be pledged by a Florida College System institution board of trustees as a dedicated revenue source for the repayment of debt, including lease-purchase agreements, not to exceed the useful life of the asset being financed. Revenues generated from the technology fee may not be bonded.

Section 16. Subsection (10) of section 1009.23, Florida Statutes, is amended to read:

1009.23 Florida College System institution student fees.—

(10) Each Florida College System institution board of trustees is authorized to establish a separate fee for technology, which may not exceed 5 percent of tuition per credit hour or credit-hour equivalent for resident students and may not exceed 5 percent of tuition and the out-of-state fee per credit hour or credit-hour equivalent for nonresident students. Revenues generated from the technology fee shall be used to enhance instructional technology resources for students and faculty. The technology fee may apply to both college credit and developmental education ~~and shall not be included in any award under the Florida Bright Futures Scholarship Program.~~ Fifty percent of technology fee revenues may be pledged by a Florida College System institution board of trustees as a dedicated revenue source for the repayment of debt, including lease-purchase agreements, not to exceed the useful life of the asset being financed. Revenues generated from the technology fee may not be bonded.

Section 17. Subsection (13), paragraph (r) of subsection (14), paragraphs (a), (b), and (e) of subsection (16), and subsection (20) of section 1009.24, Florida Statutes, are amended to read:

1009.24 State university student fees.—

(13) Each university board of trustees may establish a technology fee of up to 5 percent of the tuition per credit hour. The revenue from this fee shall be used to enhance instructional technology resources for students and faculty. ~~The technology fee may not be included in any award under the Florida Bright Futures Scholarship Program established pursuant to ss. 1009.53-1009.538.~~

(14) Except as otherwise provided in subsection (15), each university board of trustees is authorized to establish the following fees:

(r) Traffic and parking fines, charges for parking decals, and transportation access fees. *Only universitywide transportation access fees may be included in any state financial assistance award authorized under part III of this chapter, as specifically authorized by law or the General Appropriations Act.*

With the exception of housing rental rates and except as otherwise provided, fees assessed pursuant to paragraphs (h)-(s) shall be based on reasonable costs of services. The Board of Governors shall adopt regulations and timetables necessary to implement the fees and fines authorized under this subsection. The fees assessed under this subsection may be used for debt only as authorized under s. 1010.62.

(16) Each university board of trustees may establish a tuition differential for undergraduate courses upon receipt of approval from the Board of Governors. However, beginning July 1, 2014, the Board of Governors may only approve the establishment of or an increase in tuition differential for a state research university designated as a preeminent state research university pursuant to s. 1001.7065(3). The tuition differential shall promote improvements in the quality of undergraduate education and shall provide financial aid to undergraduate students who exhibit financial need.

(a) Seventy percent of the revenues from the tuition differential shall be expended for purposes of undergraduate education. Such expenditures may include, but are not limited to, increasing course offerings, improving graduation rates, increasing the percentage of undergraduate students who are taught by faculty, decreasing student-faculty ratios, providing salary increases for faculty who have a history of excellent teaching in undergraduate courses, improving the efficiency of the delivery of undergraduate education through academic advisement and counseling, and reducing the percentage of students who graduate with excess hours. This expenditure for undergraduate education may not be used to pay the salaries of graduate teaching assistants. Except as otherwise provided in this subsection, the remaining 30 percent of the revenues from the tuition differential, or the equivalent amount of revenue from private sources, shall be expended to provide financial aid to undergraduate students who exhibit financial need, including students who are scholarship recipients under s. 1009.984, to meet the cost of university attendance. This expenditure for need-based financial aid shall not supplant the amount of need-based aid provided to undergraduate students in the preceding fiscal year from financial aid fee revenues, the direct appropriation for financial assistance provided to state universities in the General Appropriations Act, or from private sources. The total amount of tuition differential waived under subparagraph (b)7. ~~(b)8.~~ may be included in calculating the expenditures for need-based financial aid to undergraduate students required by this subsection. If the entire tuition and fee costs of resident students who have applied for and received Pell Grant funds have been met and the university has excess funds remaining from the 30 percent of the revenues from the tuition differential required to be used to assist students who exhibit financial need, the university may expend the excess portion in the same manner as required for the other 70 percent of the tuition differential revenues.

(b) Each tuition differential is subject to the following conditions:

1. The tuition differential may be assessed on one or more undergraduate courses or on all undergraduate courses at a state university.

2. The tuition differential may vary by course or courses, by campus or center location, and by institution. Each university board of trustees shall strive to maintain and increase enrollment in degree programs related to math, science, high technology, and other state or regional high-need fields when establishing tuition differentials by course.

3. For each state university that is designated as a preeminent state research university by the Board of Governors, pursuant to s. 1001.7065, the aggregate sum of tuition and the tuition differential may be increased by no more than 6 percent of the total charged for the aggregate sum of these fees in the preceding fiscal year. The tuition differential may be increased if the university meets or exceeds performance standard targets for that university established annually by the Board of Governors for the following performance standards, amounting to no more than a 2-percent increase in the tuition differential for each performance standard:

a. An increase in the ~~4-year~~ **6-year** graduation rate for full-time, first-time-in-college students, as reported annually to the Integrated Postsecondary Education Data System.

b. An increase in the total annual research expenditures.

c. An increase in the total patents awarded by the United States Patent and Trademark Office for the most recent years.

4. The aggregate sum of undergraduate tuition and fees per credit hour, including the tuition differential, may not exceed the national average of undergraduate tuition and fees at 4-year degree-granting public postsecondary educational institutions.

~~5. The tuition differential shall not be included in any award under the Florida Bright Futures Scholarship Program established pursuant to ss. 1009.53-1009.538.~~

~~5.6.~~ Beneficiaries having prepaid tuition contracts pursuant to s. 1009.98(2)(b) which were in effect on July 1, 2007, and which remain in effect, are exempt from the payment of the tuition differential.

~~6.7.~~ The tuition differential may not be charged to any student who was in attendance at the university before July 1, 2007, and who maintains continuous enrollment.

~~7.8.~~ The tuition differential may be waived by the university for students who meet the eligibility requirements for the Florida public student assistance grant established in s. 1009.50.

~~8.9.~~ Subject to approval by the Board of Governors, the tuition differential authorized pursuant to this subsection may take effect with the 2009 fall term.

(e) The Board of Governors shall submit a report to the President of the Senate, the Speaker of the House of Representatives, and the Governor describing the implementation of the provisions of this subsection no later than February 1 of each year. The report shall summarize proposals received by the board during the preceding fiscal year and actions taken by the board in response to such proposals. In addition, the report shall provide the following information for each university that has been approved by the board to assess a tuition differential:

1. The course or courses for which the tuition differential was assessed and the amount assessed.

2. The total revenues generated by the tuition differential.

3. With respect to waivers authorized under subparagraph (b)7. ~~(b) 8.~~, the number of students eligible for a waiver, the number of students receiving a waiver, and the value of waivers provided.

4. Detailed expenditures of the revenues generated by the tuition differential.

5. Changes in retention rates, graduation rates, the percentage of students graduating with more than 110 percent of the hours required for graduation, pass rates on licensure examinations, the number of undergraduate course offerings, the percentage of undergraduate students who are taught by faculty, student-faculty ratios, and the average salaries of faculty who teach undergraduate courses.

(20) Each state university shall publicly notice and notify all enrolled students of any proposal to ~~change~~ ~~increase~~ tuition or fees at least 28 days before its consideration at a board of trustees meeting. The notice must:

(a) Include the date and time of the meeting at which the proposal will be considered.

(b) Specifically outline the details of existing tuition and fees, the rationale for the proposed ~~change~~ ~~increase~~, and how the funds from the proposed ~~change~~ ~~increase~~ will be used.

(c) Be posted on the university's website and issued in a press release.

Section 18. Subsection (9) of section 1009.53, Florida Statutes, is amended to read:

1009.53 Florida Bright Futures Scholarship Program.—

(9) A student may use a *Florida Academic Scholars* ~~an~~ award for summer term enrollment beginning in the 2018 summer term, as funded

by the Legislature. A student may use a *Florida Medallion Scholars* award for summer term enrollment beginning in the 2019 summer term, as funded by the Legislature. A student may use other *Florida Bright Futures Scholarship Program* awards for summer term enrollment, if funded by the Legislature ~~if funds are available~~.

Section 19. Subsection (2) of section 1009.534, Florida Statutes, is amended to read:

1009.534 Florida Academic Scholars award.—

(2) A Florida Academic Scholar who is enrolled in a certificate, diploma, associate, or baccalaureate degree program at a public or non-public postsecondary education institution is eligible, *beginning in the 2017-2018 academic year*, for an award equal to the amount necessary to pay 100 percent of tuition and fees established under ss. 1009.22(3), (5), (6), and (7); 1009.23(3), (4), (7), (8), (10), and (11); and 1009.24(4), (7)-(13), (14)(r), and (16), as applicable, and is eligible for an additional \$300 each fall and spring academic semester or the equivalent for textbooks, ~~specified in the General Appropriations Act~~ to assist with the payment of educational expenses.

Section 20. Subsection (2) of section 1009.535, Florida Statutes, is amended to read:

1009.535 Florida Medallion Scholars award.—

(2) A Florida Medallion Scholar who is enrolled in a certificate, diploma, associate, or baccalaureate degree program at a public or non-public postsecondary education institution is eligible, *beginning in the fall 2018 semester*, for an award equal to the amount necessary to pay 75 percent of tuition and fees established under ss. 1009.22(3), (5), (6), and (7); 1009.23(3), (4), (7), (8), (10), and (11); and 1009.24(4), (7)-(13), (14)(r), and (16), as applicable, ~~specified in the General Appropriations Act~~ to assist with the payment of educational expenses.

Section 21. Subsections (1), (2), and (4) and paragraph (c) of subsection (5) of section 1009.701, Florida Statutes, are amended to read:

1009.701 First Generation Matching Grant Program.—

(1) The First Generation Matching Grant Program is created to enable each state university and *Florida College System institution* to provide donors with a matching grant incentive for contributions that will create grant-based student financial aid for undergraduate students who demonstrate financial need and whose parents, as defined in s. 1009.21(1), have not earned a baccalaureate degree. In the case of any individual who regularly resided with and received support from only one parent, an individual whose only such parent did not complete a baccalaureate degree would also be eligible.

(2) Funds appropriated by the Legislature for the program shall be allocated by the Office of Student Financial Assistance to match private contributions on a dollar-for-dollar basis; *however, beginning in the 2018-2019 fiscal year, such funds shall be allocated at a ratio of \$2 of state funds to \$1 of private contributions*. Contributions made to a state university or a *Florida College System institution* and pledged for the purposes of this section are eligible for state matching funds appropriated for this program and are not eligible for any other state matching grant program. Pledged contributions are not eligible for matching prior to the actual collection of the total funds. The Office of Student Financial Assistance shall reserve a proportionate allocation of the total appropriated funds for each state university and *Florida College System institution* on the basis of full-time equivalent enrollment. Funds that remain unmatched as of December 1 shall be re-allocated to state universities and colleges that have remaining unmatched private contributions for the program on the basis of full-time equivalent enrollment.

(4) Each participating state university and *Florida College System institution* shall establish an application process, determine student eligibility for initial and renewal awards in conformance with subsection (5), identify the amount awarded to each recipient, and notify recipients of the amount of their awards.

(5) In order to be eligible to receive a grant pursuant to this section, an applicant must:

(c) Be accepted at a state university or *Florida College System institution*.

Section 22. Subsections (2), (4), and (5) of section 1009.893, Florida Statutes, are amended to read:

1009.893 Benacquisto Scholarship Program.—

(2) The Benacquisto Scholarship Program is created to reward a ~~any~~ *Florida* high school graduate who receives recognition as a National Merit Scholar or National Achievement Scholar and who initially enrolls in the 2014-2015 academic year or, later, in a baccalaureate degree program at an eligible Florida public or independent postsecondary educational institution.

(4) In order to be eligible for an award under the scholarship program, a student must *meet the requirements of paragraph (a) or paragraph (b).*:

(a) *A student who is a resident of this state, ~~Be a state resident~~ as determined in s. 1009.40 and rules of the State Board of Education, must;*

1.~~(b)~~ Earn a standard Florida high school diploma or its equivalent pursuant to s. 1002.3105, s. 1003.4281, s. 1003.4282, or s. 1003.435 unless:

~~a.1.~~ The student completes a home education program according to s. 1002.41; or

~~b.2.~~ The student earns a high school diploma from a non-Florida school while living with a parent who is on military or public service assignment out of this state;

2.~~(c)~~ Be accepted by and enroll in a Florida public or independent postsecondary educational institution that is regionally accredited; and

3.~~(d)~~ Be enrolled full-time in a baccalaureate degree program at an eligible regionally accredited Florida public or independent postsecondary educational institution during the fall academic term following high school graduation.

(b) *A student who initially enrolls in a baccalaureate degree program in the 2018-2019 academic year or later and who is not a resident of this state, as determined in s. 1009.40 and rules of the State Board of Education, must:*

1. *Physically reside in this state on or near the campus of the postsecondary educational institution in which the student is enrolled;*

2. *Earn a high school diploma from a school outside Florida which is comparable to a standard Florida high school diploma or its equivalent pursuant to s. 1002.3105, s. 1003.4281, s. 1003.4282, or s. 1003.435 or must complete a home education program in another state; and*

3. *Be accepted by and enrolled full-time in a baccalaureate degree program at an eligible regionally accredited Florida public or independent postsecondary educational institution during the fall academic term following high school graduation.*

(5)(a)1. An eligible student who *meets the requirements of paragraph (4)(a), who is a National Merit Scholar or National Achievement Scholar, and who attends a Florida public postsecondary educational institution shall receive a scholarship award equal to the institutional cost of attendance minus the sum of the student's Florida Bright Futures Scholarship and National Merit Scholarship or National Achievement Scholarship.*

2. *An eligible student who meets the requirements of paragraph (4)(b), who is a National Merit Scholar, and who attends a Florida public postsecondary educational institution shall receive a scholarship award equal to the institutional cost of attendance for a resident of this state minus the student's National Merit Scholarship. Such student is exempt from the payment of out-of-state fees.*

(b) An eligible student who is a National Merit Scholar or National Achievement Scholar and who attends a Florida independent postsecondary educational institution shall receive a scholarship award equal to the highest cost of attendance for a resident of this state enrolled at a

Florida public university, as reported by the Board of Governors of the State University System, minus the sum of the student's Florida Bright Futures Scholarship and National Merit Scholarship or National Achievement Scholarship.

Section 23. Section 1009.894, Florida Statutes, is created to read:

1009.894 *Florida Farmworker Student Scholarship Program.—The Legislature recognizes the vital contribution of farmworkers to the economy of this state. The Florida Farmworker Student Scholarship Program is created to provide scholarships for farmworkers, as defined in s. 420.503, and the children of such farmworkers.*

(1) *The Department of Education shall administer the Florida Farmworker Student Scholarship Program according to rules and procedures established by the State Board of Education. Up to 50 scholarships shall be awarded annually according to the criteria established in subsection (2) and contingent upon an appropriation by the Legislature.*

(2)(a) *To be eligible for an initial scholarship, a student must, at a minimum:*

1. *Have a resident status as required by s. 1009.40 and rules of the State Board of Education;*

2. *Earn a minimum cumulative weighted grade point average of 3.5 for all high school courses creditable toward a diploma;*

3. *Complete a minimum of 30 hours of community service; and*

4. *Have at least a 90-percent attendance rate and not have had any disciplinary action brought against him or her, as documented on the student's high school transcript.*

For purposes of this section, students who are undocumented for federal immigration purposes are not eligible for an award.

(b) *The department shall rank eligible initial applicants for the purposes of awarding scholarships based on need, as determined by the department.*

(c) *To renew a scholarship awarded pursuant to this section, a student must maintain at least a cumulative grade point average of 2.5 or higher on a 4.0 scale for college coursework.*

(3) *A scholarship recipient must enroll in a minimum of 12 credit hours per term, or the equivalent, at a public postsecondary educational institution in this state to receive funding.*

(4) *A scholarship recipient may receive an award for a maximum of 100 percent of the number of credit hours required to complete an associate or baccalaureate degree program or receive an award for a maximum of 100 percent of the credit hours or clock hours required to complete up to 90 credit hours of a program that terminates in a career certificate. The scholarship recipient is eligible for an award equal to the amount required to pay the tuition and fees established under ss. 1009.22(3), (5), (6), and (7); 1009.23(3), (4), (7), (8), (10), and (11); and 1009.24(4), (7)-(13), (14)(r), and (16), as applicable, at a public postsecondary educational institution in this state. Renewal scholarship awards must take precedence over new scholarship awards in a year in which funds are not sufficient to accommodate both initial and renewal awards. The scholarship must be prorated for any such year.*

(5) *Subject to appropriation by the Legislature, the department shall annually issue awards from the scholarship program. Before the registration period each semester, the department shall transmit payment for each award to the president or director of the postsecondary educational institution, or his or her representative. However, the department may withhold payment if the receiving institution fails to submit the following reports or make the following refunds to the department:*

(a) *Each institution shall certify to the department the eligibility status of each student to receive a disbursement within 30 days before the end of its regular registration period, inclusive of a drop and add period. An institution is not required to reevaluate the student eligibility after the end of the drop and add period.*

(b) *An institution that receives funds from the scholarship program must certify to the department the amount of funds disbursed to each*

student and remit to the department any undisbursed advance within 60 days after the end of the regular registration period.

(6) *The department shall allocate funds to the appropriate institutions and collect and maintain data regarding the scholarship program within the student financial assistance database as specified in s. 1009.94.*

Section 24. Paragraphs (e) and (f) of subsection (10) of section 1009.98, Florida Statutes, are redesignated as paragraphs (f) and (g), respectively, and a new paragraph (e) is added to that subsection to read:

1009.98 Stanley G. Tate Florida Prepaid College Program.—

(10) PAYMENTS ON BEHALF OF QUALIFIED BENEFICIARIES.—

(e) *Notwithstanding the number of credit hours used by a state university to assess the amount for registration fees, tuition, tuition differential, or local fees, the amount paid by the board to any state university on behalf of a qualified beneficiary of an advance payment contract purchased before July 1, 2024, may not exceed the number of credit hours taken by that qualified beneficiary at the state university.*

Section 25. *The Division of Law Revision and Information is directed to substitute the term “Effective Access to Student Education Grant Program” for “Florida Resident Access Grant Program” and the term “Effective Access to Student Education grant” for “Florida resident access grant” wherever those terms appear in the Florida Statutes.*

Section 26. *By October 1, 2019, the Board of Governors, in consultation with the state universities, shall submit to the Legislature recommendations for future consideration on the most efficient process to achieve a complete performance-based continuous improvement model focused on outcomes that provides for the equitable distribution of performance funds. In addition to recommendations submitted by the Board of Governors, the Legislature shall review recommendations from an independent entity that consults with the Board of Governors for the purpose of receiving input on behalf of the state university system. Implementation of any recommendations shall not occur unless affirmatively enacted by the Legislature.*

Section 27. *For the 2018-2019 fiscal year, \$121,776,631 in recurring funds from the Educational Enhancement Trust Fund and \$1,736,404 in recurring funds from the General Revenue Fund are appropriated to the Department of Education to implement this act. Of these funds, \$1,737,223 from the Educational Enhancement Trust Fund shall be used for 2019 summer term awards for Florida Bright Futures Academic Scholars, \$28,416,515 from the Educational Enhancement Trust Fund shall be used for 2019 summer term awards for Florida Bright Futures Medallion Scholars, \$91,622,893 from the Educational Enhancement Trust Fund shall be used for Florida Bright Futures Scholarship Program awards, \$1,236,404 from the General Revenue Fund shall be used for the Benacquisto Scholarship Program, and \$500,000 from the General Revenue Fund shall be used for the Florida Farmworker Student Scholarship Program.*

Section 28. Except as otherwise expressly provided in this act, this act shall take effect upon becoming a law.

And the title is amended as follows:

Remove everything before the enacting clause and insert: A bill to be entitled An act relating to higher education; providing a short title; amending s. 1001.706, F.S.; requiring state universities to identify internship opportunities in high-demand fields; revising requirements for state university accountability plans; requiring state university boards of trustees to submit a proposal to improve graduation rates by a specified date; providing requirements for such proposals; amending s. 1001.7065, F.S.; revising the preeminent state research universities program graduation rate requirements and funding distributions; specifying funding as provided by the Legislature; deleting the authority for such universities to stipulate a special course requirement for incoming students; requiring the Board of Governors to establish certain standards and make recommendations by a specified date; amending s. 1001.71, F.S.; revising the membership of university boards of trustees; amending s. 1001.92, F.S.; requiring certain per-

formance-based metrics to include specified graduation rates and access benchmarks; specifying funding as provided by the Legislature; creating s. 1004.097, F.S.; providing a short title; providing definitions; specifying protected expressive activities; authorizing a person to engage in expressive activities under certain circumstances; authorizing a public institution of higher education to create and enforce certain restrictions relating to expressive activities on campus; prohibiting certain actions relating to expressive activities on campus; providing a cause of action for violations; amending s. 1004.28, F.S.; requiring a state university board of trustees to prescribe certain regulations to limit the services, activities, and expenses of its direct-support organizations; providing requirements for transfer of state appropriations; prohibiting transfer of funds to certain university direct-support organizations; requiring the chair of the board of trustees to appoint at least one representative to the board of directors and executive committee of a university direct-support organization; requiring the board of trustees to approve certain appointments; deleting an exception to the prohibition against direct-support organizations donating gifts to a political committee; requiring the disclosure of certain financial documents; providing for the future repeal of ss. 1004.33 and 1004.34, F.S., relating to the University of South Florida St. Petersburg and Sarasota/Manatee, respectively; creating s. 1004.335, F.S.; creating the University of South Florida Consolidation Planning Study and Implementation Task Force for certain purposes; providing for membership and staffing; requiring a report to the University of South Florida Board of Trustees; requiring the University of South Florida Board of Trustees to adopt and submit a plan to phase out the separate accreditations of the University of South Florida St. Petersburg and the University of South Florida Sarasota/Manatee by a specified date; providing requirements for such plan; providing that certain students may not be included in specified graduation and retention rate calculations; creating s. 1004.341, F.S.; establishing the St. Petersburg and Sarasota/Manatee campuses of the University of South Florida; requiring campus boards and regional chancellors; establishing membership requirements and powers and duties of campus boards; providing budget and reporting requirements for the University of South Florida Board of Trustees; requiring faculty and student representation from each campus in the academic and student governance structures of the University of South Florida; amending s. 1004.344; requiring the Florida Center for the Partnerships for Arts Integrated Teaching to be located at a certain branch campus; creating s. 1004.6497, F.S.; establishing the World Class Faculty and Scholar Program; providing purpose and intent; specifying authorized investments and activities; specifying funding requirements; requiring an annual report to the Governor and Legislature; creating s. 1004.6498, F.S.; establishing the State University Professional and Graduate Degree Excellence Program; providing purpose; specifying authorized investments; specifying funding requirements; requiring an annual report to the Governor and Legislature; amending s. 1008.30, F.S.; authorizing certain state universities to continue to provide developmental education instruction; amending ss. 1009.22 and 1009.23, F.S.; removing the prohibition on the inclusion of certain technology fees in the funds for the Florida Bright Futures Scholarship Program award; amending s. 1009.24, F.S.; removing the prohibition on the inclusion of a technology fee and a tuition differential fee in the funds for the Florida Bright Futures Scholarship Program award; specifying transportation access fees authorized for inclusion in state financial assistance awards; requiring specified notification of tuition or fee changes; amending s. 1009.53, F.S.; authorizing students to use certain Florida Bright Futures Scholarship Program awards for summer term enrollment beginning in specified years under certain circumstances; amending s. 1009.534, F.S.; authorizing Florida Academic Scholars award amounts to cover tuition, fees, textbooks, and other educational expenses; amending s. 1009.535, F.S.; authorizing Florida Medallion Scholars award amounts to cover specified tuition and fees; amending s. 1009.701, F.S.; revising the state-to-private match requirement for contributions to the First Generation Matching Grant Program beginning in a specified fiscal year; extending the program to include Florida College System institution students; amending s. 1009.893, F.S.; extending coverage of the Benacquisto Scholarship Program to include tuition and fees for qualified nonresident students; creating s. 1009.894, F.S.; creating the Florida Farmworker Student Scholarship Program; providing purpose; requiring the Department of Education to administer the scholarship program; providing student eligibility criteria; specifying award amounts and distributions; amending s. 1009.98, F.S.; providing that certain payments from the Florida Prepaid College Board to a state university on behalf of a qualified beneficiary may not exceed a specified amount; providing a

directive to the Division of Law Revision and Information; requiring the Board of Governors, in consultation with the state universities, to submit recommendations for a process to achieve a complete performance-based continuous improvement funding model; requiring the Legislature to review recommendations from an independent entity; requiring such entity to consult with the Board of Governors; requiring legislative action before implementation of any recommendations; providing appropriations; providing effective dates.

Senator Thurston moved the following Senate amendment to **House Amendment 1 (843425)** which failed:

Senate Amendment 1 (104550) (with title amendment) to **House Amendment 1 (843425)**—Delete lines 212-282.

And the title is amended as follows:

Delete lines 1146-1155 and insert: Legislature; amending s. 1004.28, F.S.;

Senator Rouson moved the following Senate amendment to **House Amendment 1 (843425)** which failed:

Senate Amendment 2 (709462) (with title amendment) to **House Amendment 1 (843425)**—Delete lines 352-528 and insert:

Section 8. *Effective July 1, 2020, section 1004.34, Florida Statutes, is repealed.*

Section 9. *By January 1, 2019, the Office of Program Policy Analysis and Government Accountability (OPPAGA) shall conduct a study to evaluate the effects of consolidating the University of South Florida St. Petersburg into the University of South Florida system and provide a report to the Governor and the Legislature on the results of the study.*

Section 10. Section 1004.335, Florida Statutes, is created to read:

1004.335 *Accreditation consolidation of University of South Florida branch campuses.—*

(1) *The University of South Florida Consolidation Planning Study and Implementation Task Force is established to develop recommendations to improve service to students by phasing out the separate accreditation of the University of South Florida Sarasota/Manatee, which was conferred by the Southern Association of Colleges and Schools Commission on Colleges (SACSCOC) pursuant to s. 1004.34.*

(2) *The task force shall consist of the following members:*

(a) *One member appointed by the chair of the Board of Governors who will serve as chair;*

(b) *Two members appointed by the President of the Senate;*

(c) *Two members appointed by the Speaker of the House of Representatives;*

(d) *Two members appointed by the chair of the University of South Florida board of trustees;*

(e) *One member appointed by the chair of the campus board of the University of South Florida Sarasota/Manatee;*

(f) *The regional chancellor of the University of South Florida Sarasota/Manatee;*

(g) *The president of the University of South Florida or his or her designee; and*

(h) *One student member appointed by the University of South Florida Alumni Association.*

(3) *The Board of Trustees shall assign personnel from each campus to staff the task force. The chair of the task force may consult experts in university mergers and consolidations to assist the task force in developing recommendations.*

(4) *No later than February 15, 2019, the task force must submit a report to the University of South Florida Board of Trustees which includes, at a minimum, recommendations on the following:*

(a) *Identification of specific degrees in programs of strategic significance, including health care, science, technology, engineering, mathematics, and other program priorities to be offered at the University of South Florida Sarasota/Manatee and the timeline for the development and delivery of programs on the campus;*

(b) *Maintaining the unique identity of each campus and an assessment of whether a separate educational mission is beneficial to the future of each campus;*

(c) *Maintaining faculty input from all campuses during the review and development of general education requirements to reflect the distinctive identity of the campus;*

(d) *Developing the research capacity at the campus;*

(e) *Equitable distribution of programs and resources to establish pathways to admission for all students who require bridge programming and financial aid; and*

(f) *Establishing budget transparency and accountability regarding the review and approval of student fees among campuses, including fee differentials and athletic fees, to enable the identification of the equitable distribution of resources to each campus, including the University of South Florida Health.*

(g) *Developing and delivering integrated academic programs, student and faculty governance, and administrative services to better serve the students, faculty, and staff at the University of South Florida College of Marine Science and the University of South Florida Sarasota/Manatee.*

(5) *No later than March 15, 2019, the Board of Trustees of the University of South Florida, after considering the recommendations of the task force, must adopt and submit to the Board of Governors an implementation plan that:*

(a) *Establishes a timeline for each step that is necessary to terminate the separate accreditation for the campus no later than June 30, 2020, so that there is no lapse in institutional accreditation for the campus during the phasing-out process.*

(b) *Minimizes disruption to students attending any University of South Florida campus so that the consolidation of SACSCOC accreditation does not impede a student's ability to graduate within 4 years after initial first-time-in-college enrollment.*

(c) *Requires that, on or before July 1, 2020, the University of South Florida Sarasota/Manatee and the University of South Florida Tampa operate under a single institutional accreditation from the SACSCOC.*

(d) *Requires that, on each regularly scheduled submission date subsequent to July 1, 2020, the University of South Florida report consolidated data for all of the university's campuses and students to the Integrated Postsecondary Education Data System and to the Board of Governors. The Board of Governors shall use the consolidated data for purposes of determining eligibility for funding pursuant to ss. 1001.7065 and 1001.92.*

(6) *Notwithstanding ss. 1001.7065 and 1001.92 or any Board of Governors regulation to the contrary relating to the calculation of graduation rates and retention rates, a student who meets all of the following criteria may not be counted by the Board of Governors when calculating or confirming the graduation rate or the retention rate of the University of South Florida under those sections:*

(a) *The student was admitted to and initially enrolled before the spring 2020 semester as a first-time-in-college student at the University of South Florida Sarasota/Manatee.*

(b) *The student voluntarily disenrolled from all University of South Florida campuses without graduating before the date of termination of the separate SACSCOC accreditation of his or her admitting campus.*

(7) *This section expires July 1, 2020.*

Section 11. *Effective July 2, 2020, section 1004.341, Florida Statutes, is created to read:*

1004.341 *University of South Florida campuses.—*

(1) *The Sarasota/Manatee campuses of the University of South Florida is hereby established.*

(2) *The Sarasota/Manatee campus of the University of South Florida shall be known as the “University of South Florida Sarasota/Manatee” and shall include any college of the University of South Florida which is headquartered or primarily located in Sarasota County or Manatee County.*

(3) *The University of South Florida Sarasota/Manatee shall have a campus board and a regional chancellor. The Chair of the Board of Trustees of the University of South Florida, based upon recommendations of the President of the University of South Florida, shall appoint four residents of Manatee County and three residents of Sarasota County to serve 4-year staggered terms on the Campus Board of the University of South Florida Sarasota/Manatee. A member of the Board of Trustees of the University of South Florida who resides in Manatee County or Sarasota County shall be selected by the Chair of the Board of Trustees of the University of South Florida to serve jointly as a member of the Board of Trustees and as chair of the campus board. The chair of the faculty senate or the equivalent and the president of the student body of the campus shall serve as ex officio members.*

The Board of Trustees may reappoint a member to the campus board, other than the chair, for one additional term.

(3) *The campus board has the powers and duties provided by law, which include the authority to approve and submit an annual operating plan, budget, and legislative budget request to the Board of Trustees of the University of South Florida.*

(4) *The Board of Trustees shall publish and approve an annual operating budget for the campus and a report on the distribution of funds, including student tuition and fees, preeminence funding, and performance-based funding, provided to the campus.*

(5) *The Board of Trustees must publish on its website a biennial regional impact report, beginning July 1, 2021, which details the specific increased investments in university programs located in Pinellas, Manatee, and Sarasota Counties. The report shall include, at a minimum, trend information related to access to new degree programs for students in those counties, any changes in student enrollment and outcomes at each campus located in those counties, increased research conducted and research infrastructure added in those counties, and any fixed capital outlay projects or property acquisitions planned or completed in those counties.*

(6) *The faculty and students at the campus shall be represented in the academic and student governance structures of the University of South Florida as determined by the Board of Trustees.*

And the title is amended as follows:

Delete lines 1170-1194 and insert: documents; providing for the future repeal of s. 1004.34, F.S., relating to the University of South Florida Sarasota/Manatee; requiring a study by a specified date; creating s. 1004.335, F.S.; creating the University of South Florida Consolidation Planning Study and Implementation Task Force for certain purposes; providing for membership and staffing; requiring a report to the University of South Florida Board of Trustees; requiring the University of South Florida Board of Trustees to adopt and submit a plan to phase out the separate accreditation of the University of South Florida Sarasota/Manatee by a specified date; providing requirements for such plan; providing that certain students may not be included in specified graduation and retention rate calculations; creating s. 1004.341, F.S.; establishing the Sarasota/Manatee campus of the University of South Florida; requiring a campus board and a regional chancellor; establishing membership requirements and powers and duties of the campus board; providing budget and reporting requirements for the University of South Florida Board of Trustees; requiring faculty and student representation from the campus in the academic and student governance

On motion by Senator Galvano, the Senate concurred in **House Amendment 1 (843425).**

CS for SB 4 passed, as amended, was ordered engrossed, and then enrolled. The action of the Senate was certified to the House. The vote on passage was:

Yeas—33

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

Nays—5

Farmer	Rodriguez	Torres
Garcia	Thurston	

Vote after roll call:

Nay to Yea—Garcia

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 140, with amendment(s), and requests the concurrence of the Senate.

Portia Palmer, Clerk

CS for CS for SB 140—A bill to be entitled An act relating to marriage licenses; amending s. 741.04, F.S.; providing that a marriage license may not be issued to a person under the age of 18 years; requiring parties to a marriage to file a written and signed affidavit with the county court judge or clerk of the circuit court before the judge or clerk may issue a marriage license; requiring such affidavit to include certain information; providing legislative intent; requiring each party to a marriage to provide his or her social security number or an alien registration number for purposes of child support enforcement; prohibiting a judge or clerk from issuing a marriage license unless he or she is presented with certain written statements; providing that the effective date of a marriage license must be delayed by 3 days if the parties to the marriage have not submitted valid certificates of completion of a premarital preparation course; providing exceptions; repealing s. 741.0405, F.S., relating to the issuance of marriage licenses to persons under 18 years of age; amending s. 741.05, F.S.; clarifying that a county court judge or clerk of a circuit court commits a misdemeanor if he or she issues a blank marriage license or if he or she issues a marriage license without obtaining the ages and identification numbers of the parties; conforming cross-references; providing an effective date.

House Amendment 1 (923493) (with title amendment)—Remove everything after the enacting clause and insert:

Section 1. Section 741.0405, Florida Statutes, is amended to read:

741.0405 When marriage license may be issued to persons under 18 years.—

(1) *Notwithstanding s. 743.015, if either of the parties is ~~shall be~~ under the age of 18 years but at least 16 years of age and one party is no more than 2 years older than the other, the county court judge or clerk of the circuit court shall issue a license for the marriage of such party only if the parties present and file with him or her:*

(a) *A written statement of a licensed physician verifying pregnancy.*

(b) ~~There is first presented and filed with him or her~~ The

written consent of the parents or guardian of ~~each such~~ minor to such marriage, acknowledged before ~~an some~~ officer authorized by law to

take acknowledgments and administer oaths. However, the license shall be issued without parental consent when both parents of ~~each such~~ minor are deceased at the time of ~~making~~ application, ~~or~~ when ~~each such~~ minor to such marriage has been married previously, or each minor to such marriage has had disabilities of nonage removed pursuant to s. 743.015.

~~(2) The county court judge of any county in the state may, in the exercise of his or her discretion, issue a license to marry to any male or female under the age of 18 years, upon application of both parties sworn under oath that they are the parents of a child.~~

~~(3) When the fact of pregnancy is verified by the written statement of a licensed physician, the county court judge of any county in the state may, in his or her discretion, issue a license to marry.~~

~~(a) To any male or female under the age of 18 years upon application of both parties sworn under oath that they are the expectant parents of a child; or~~

~~(b) To any female under the age of 18 years and male over the age of 18 years upon the female's application sworn under oath that she is an expectant parent.~~

~~(2)(4) A No license to marry may not shall be issued granted to any person under the age of 16 years, with or without the consent of the parents, except as provided in subsections (2) and (3).~~

Section 2. This act shall take effect July 1, 2018.

And the title is amended as follows:

Remove everything before the enacting clause and insert: A bill to be entitled An act relating to marriage of minors; amending s. 741.0405, F.S.; providing requirements for the issuance of a marriage license to persons under the age of 18 years but at least 16 years of age; revising circumstances in which parental consent is not required; providing that persons under the age of 16 years may not be issued a marriage license; providing an effective date.

Senator Benacquisto moved the following Senate amendment to **House Amendment 1 (923493)** which was adopted:

Senate Amendment 1 (756720) (with title amendment) to House Amendment 1 (923493)—Delete lines 5-44 and insert:

Section 1. Section 741.04, Florida Statutes, is amended to read:

(Substantial rewording of section. See

s. 741.04, F.S., for present text.)

741.04 Issuance of marriage license.—

(1) A county court judge or clerk of the circuit court may not issue a license to marry to any person younger than 18 years of age, unless:

(a) The person is at least 17 years of age and provides the written consent of his or her parents or legal guardian, which is acknowledged by an officer authorized by law to take acknowledgements and administer oaths; and

(b) The older party to the marriage is not more than 2 years older than the younger party to the marriage.

(2) A county court judge or clerk of the circuit court may not issue a license to marry until the parties to the marriage file with the county court judge or clerk of the court a written and signed affidavit, made and subscribed before a person authorized by law to administer an oath, which provides:

(a) The social security number or any other available identification number for each person.

(b) The respective ages of the parties.

(3) The submission of social security numbers as provided in this section is intended to support the federal Personal Responsibility and Work Opportunity Reconciliation Act of 1996. The state has a compelling interest in promoting not only marriage, but also responsible parenting,

which may include the payment of child support. Any person who has been issued a social security number shall provide that number in satisfying the requirement in subsection (2). Social security numbers or other identification numbers obtained under this section may be used only for the purposes of administration in Title IV-D child support enforcement cases.

(a) Any person who is not a citizen of the United States may provide either a social security number or an alien registration number issued by the United States Bureau of Citizenship and Immigration Services.

(b) Any person who is not a citizen of the United States and who has not been issued a social security number or an alien registration number is encouraged to provide another form of identification.

This subsection does not prohibit a county court judge or clerk of the circuit court from issuing a marriage license to individuals who are not citizens of the United States if one or both of them are unable to provide a social security number, an alien registration number, or another identification number.

(4) A county court judge or clerk of the circuit court may not issue a license for the marriage of any person unless the county court judge or clerk of the circuit court is first presented with both of the following:

(a) A written statement, signed by both parties, which specifies whether the parties, individually or together, have completed a premarital preparation course.

(b) A written statement that verifies that both parties have obtained and read or otherwise accessed the information contained in the handbook or other electronic media presentation of the rights and responsibilities of parties to a marriage specified in s. 741.0306.

(5) If a couple does not submit to the clerk of the circuit court valid certificates of completion of a premarital preparation course, the clerk shall delay the effective date of the marriage license by 3 days from the date of application, and the effective date must be printed on the marriage license in bold type. If a couple submits valid certificates of completion of a premarital preparation course, the effective date of the marriage license may not be delayed. The clerk shall grant exceptions to the delayed effective date requirement to non-Florida residents and to couples asserting hardship. Marriage license fee waivers are available to all eligible couples. A county court judge issuing a marriage license may waive the delayed effective date requirement for Florida residents who demonstrate good cause.

Section 2. Section 741.0405, Florida Statutes, is repealed.

Section 3. Section 741.05, Florida Statutes, is amended to read:

741.05 Penalty for violation of ss. 741.03, 741.04(2) 741.04(1).—Any county court judge, clerk of the circuit court, or other person who violates s. 741.03 or s. 741.04(2) commits ~~shall violate any provision of ss. 741.03 and 741.04(1) shall be guilty of~~ a misdemeanor of the first degree, punishable as provided in s. 775.082 or s. 775.083.

And the title is amended as follows:

Delete lines 51-57 and insert: An act relating to marriage licenses; amending s. 741.04, F.S.; providing that a marriage license may not be issued to a person under the age of 18 years except under certain circumstances; requiring parties to a marriage to file a written and signed affidavit with the county court judge or clerk of the circuit court before the judge or clerk may issue a marriage license; requiring such affidavit to include certain information; providing legislative intent; requiring each party to a marriage to provide his or her social security number or an alien registration number for purposes of child support enforcement; prohibiting a judge or clerk from issuing a marriage license unless he or she is presented with certain written statements; providing that the effective date of a marriage license must be delayed by 3 days if the parties to the marriage have not submitted valid certificates of completion of a premarital preparation course; providing exceptions; repealing s. 741.0405, F.S., relating to the issuance of marriage licenses to persons under 18 years of age; amending s. 741.05, F.S.; clarifying that a county court judge or clerk of a circuit court commits a misdemeanor if he or she issues a blank marriage license or if he or she issues a marriage license without obtaining the ages and identification numbers of the parties; conforming cross-references; providing

On motion by Senator Benacquisto, the Senate concurred in **Senate Amendment 1 (756720)** to **House Amendment 1 (923493)** and requested the House to concur in the Senate Amendment to the House Amendment.

CS for CS for SB 140 passed, as amended, and the action of the Senate was certified to the House. The vote on passage was:

Yeas—38

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

Nays—None

MOTIONS

On motion by Senator Benacquisto, the rules were waived and all bills temporarily postponed and remaining on the Special Order Calendar this day were retained on the Special Order Calendar.

REPORTS OF COMMITTEES

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Monday, March 5, 2018: CS for SB 522, SB 1500, CS for SB 676, CS for SB 854, CS for CS for SB 858, CS for SB 1002, CS for SB 1156, SB 648, CS for SB 804, CS for SB 962, CS for SB 1004.

Respectfully submitted,
Lizbeth Benacquisto, Rules Chair
Wilton Simpson, Majority Leader
Oscar Braynon II, Minority Leader

The Committee on Appropriations recommends committee substitutes for the following: CS for SB 272; CS for SB 744; CS for SB 1486

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

The Committee on Appropriations recommends committee substitutes for the following: SB 44; CS for SB 620; CS for SB 732; SB 840; CS for SB 852; SB 1012; CS for SB 1056; SB 1066; CS for SB 1218; CS for SB 1254; CS for SB 1314; CS for SB 1450; CS for CS for SB 1494; CS for SB 1548; CS for SB 1612

The bills with committee substitute attached were placed on the Calendar.

COMMITTEE SUBSTITUTES

FIRST READING

By the Committee on Appropriations; and Senator Rodriguez—

CS for SB 44—A bill to be entitled An act for the relief of Cristina Alvarez and George Patnode; providing appropriations to compensate them for the death of their son, Nicholas Patnode, a minor, due to the negligence of the Department of Health; providing for the repayment of

Medicaid liens; providing a limitation on the payment of attorney fees; providing an effective date.

By the Committees on Appropriations; and Community Affairs; and Senators Brandes and Campbell—

CS for CS for SB 272—A bill to be entitled An act relating to local tax referenda; amending s. 212.055, F.S.; providing that a referendum to adopt or amend a local discretionary sales surtax must be held at a general election; providing an effective date.

By the Committees on Appropriations; and Commerce and Tourism; and Senators Passidomo, Young, Steube, and Campbell—

CS for CS for SB 620—A bill to be entitled An act relating to taxation; amending s. 28.241, F.S.; specifying that certain filing fees for trial and appellate proceedings must be deposited into the State Courts Revenue Trust Fund rather than the General Revenue Fund; amending s. 159.621, F.S.; providing a documentary stamp tax exemption for notes and mortgages that are given in connection with a loan made by or on behalf of a housing financing authority; providing requirements for the exemption; revising applicability; creating s. 193.0237, F.S.; defining terms; prohibiting separate ad valorem taxes or non-ad valorem assessments against the land upon which a multiple parcel building is located; specifying requirements for property appraisers in allocating the value of land containing a multiple parcel building among the parcels; providing that a condominium, timeshare, or cooperative may be created within a parcel in a multiple parcel building; specifying the allocation of land value to the assessed value of parcels containing condominiums and of parcels containing cooperatives; requiring that each parcel in a multiple parcel building be assigned a tax folio number; providing an exception; providing construction relating to the survival and enforceability of recorded instrument provisions affecting a certain parcel in a multiple parcel building; providing applicability; creating s. 193.4516, F.S.; specifying a limitation on ad valorem tax assessments for tangible personal property that is owned and operated by a citrus fruit packing or processing facility and that is unused due to the effects of a certain hurricane or to citrus greening; defining the term “citrus”; providing applicability; amending s. 193.461, F.S.; providing that certain lands classified for assessment purposes as agricultural lands which are not being used for agricultural production must continue to be classified as agricultural lands until a specified date; providing construction; providing applicability; amending s. 196.173, F.S.; revising the military operations that qualify certain servicemembers for an additional ad valorem tax exemption; amending s. 196.24, F.S.; deleting a condition for unmarried spouses of deceased disabled ex-servicemembers to claim a certain ad valorem tax exemption; amending s. 197.3631, F.S.; specifying requirements for the levy and allocation of non-ad valorem assessments on land containing a multiple parcel building; defining the terms “multiple parcel building” and “parcel”; amending s. 197.572, F.S.; providing that easements supporting improvements that may be constructed above lands survive tax sales and tax deeds of such lands; amending s. 197.573, F.S.; specifying that a provision relating to the survival and enforceability of restrictions and covenants after a tax sale applies to recorded instruments other than deeds; revising covenants that are excluded from applicability; amending s. 201.02, F.S.; providing a documentary stamp tax exemption for certain instruments transferring or conveying homestead property interests between spouses; providing applicability; defining the term “homestead property”; creating s. 201.25, F.S.; providing exemptions from documentary stamp taxes for certain loans made by the Florida Small Business Emergency Bridge Loan Program and the Agricultural Economic Development Program; amending s. 206.9952, F.S.; conforming provisions to changes made by the act; amending s. 206.9955, F.S.; delaying the effective date of certain taxes on natural gas fuel; revising the calculation of certain taxes by the Department of Revenue; amending s. 206.996, F.S.; conforming a provision to changes made by the act; creating s. 210.205, F.S.; requiring the H. Lee Moffitt Cancer Center and Research Institute to annually report information regarding the expenditure of cigarette tax distributions to the Office of Economic and Demographic Research; amending s. 212.031, F.S.; reducing the tax levied on rental or license fees charged for the use of real property; amending s. 212.055, F.S.; revising the definition of the term “infrastructure” for purposes of the local government infrastructure surtax; amending s. 212.08, F.S.; revising, at specified timeframes, the

total amount of community contribution tax credits which may be granted; providing an exemption from the sales and use tax for certain tangible personal property donated to certain s. 501(c)(3) organizations; defining the term “donate”; revising applicability of a sales and use tax exemption for certain charges for electricity and steam uses; defining the term “NAICS”; providing a sales and use tax exemption for recycling roll off containers used by certain businesses for certain purposes; defining the term “NAICS”; amending s. 212.12, F.S.; requiring the department to make available the tax amounts and brackets applicable to transactions subject to the sales tax on commercial leases of real property; creating s. 212.205, F.S.; requiring certain recipients of sales tax distributions to annually report information related to expenditures of those distributions to the Office of Economic and Demographic Research; creating s. 218.135, F.S.; requiring the Legislature to appropriate funds to offset reductions in ad valorem taxes as a result of certain assessment limitations on the value of certain citrus packing and processing equipment; specifying requirements for such counties and jurisdictions in applying to participate in the distribution; specifying the calculation of such reductions; providing for a reversion of a share of funds if such county or jurisdiction fails to apply; providing an appropriation; amending s. 220.183, F.S.; revising, at specified timeframes, the total amount of community contribution tax credits that may be granted; amending s. 220.1845, F.S.; increasing, for a specified fiscal year, the total amount of contaminated site rehabilitation tax credits; amending s. 318.14, F.S.; providing a specified reduction in civil penalty for persons who are cited for certain noncriminal traffic infractions and who elect to attend a certain driver improvement course; deleting the requirement that a specified percentage of the civil penalty be deposited in the State Courts Revenue Trust Fund; amending s. 318.15, F.S.; conforming a provision to changes made by the act; amending s. 320.08, F.S.; revising a condition under which certain truck tractors and heavy trucks used for certain purposes are eligible for specified license plate fees; amending s. 376.30781, F.S.; increasing, for a specified fiscal year, the total amount of tax credits for the rehabilitation of drycleaning-solvent-contaminated sites and brownfield sites in designated brownfield areas; amending s. 624.5105, F.S.; revising, at specified timeframes, the total amount of community contribution tax credits that may be granted; amending s. 741.01, F.S.; providing for a certain fee paid to the clerk of the circuit court for the issuance of a marriage license to be deposited into the State Courts Revenue Trust Fund rather than the General Revenue Fund; providing sales tax exemptions for the retail sale of certain clothing and school supplies during a specified timeframe; defining terms; providing exceptions; authorizing certain dealers to opt out of participating in such tax exemption; providing requirements for such dealers; authorizing the department to adopt emergency rules; providing an appropriation; providing a sales tax exemption for specified disaster preparedness supplies during a specified timeframe; authorizing the department to adopt emergency rules; providing exceptions to the exemption; providing an appropriation; providing a sales tax exemption, during a specified timeframe, for certain equipment used to generate emergency electric energy in nursing homes and assisted living facilities; requiring a purchaser to provide a dealer with a specified affidavit; specifying a limit to the exemption; providing procedures and requirements for filing applications for a refund of previously paid taxes; providing penalties for the furnishing of false affidavits; providing rulemaking authority to the department; providing construction; providing retroactive operation; providing a sales tax exemption for certain fencing materials used in agriculture during a specified timeframe; providing procedures and requirements for filing applications for the refund of previously paid taxes; providing penalties for the furnishing of false affidavits; providing rulemaking authority to the department; providing construction; providing retroactive applicability; providing a sales tax exemption for certain building materials used to repair nonresidential farm buildings and purchased during a specified timeframe; defining terms; providing procedures and requirements for filing applications for a refund of taxes previously paid; providing penalties for the furnishing of false affidavits; providing rulemaking authority to the department; providing construction; providing retroactive applicability; amending s. 193.155, F.S.; providing that an owner of homestead property that was significantly damaged or destroyed as a

result of a named tropical storm or hurricane may elect to have such property deemed abandoned, for the purpose of receiving a certain assessment reduction, if the owner establishes a new homestead property by a specified date; providing retroactive applicability; amending s. 163.01, F.S.; specifying the applicability of a certain tax exemption for property located within or outside the jurisdiction of specified legal entities created under the Florida Interlocal Cooperation Act of 1969; amending s. 206.052, F.S.; exempting certain terminal suppliers from paying the motor fuel tax under specified circumstances; creating s. 206.9826, F.S.; providing that certain air carriers are entitled to receive a specified refund on purchased aviation fuel; specifying a limitation on such refund; providing applicability; providing an appropriation; providing effective dates.

By the Committees on Appropriations; and Education; and Senator Baxley—

CS for CS for SB 732—A bill to be entitled An act relating to K-12 education; amending s. 1002.385, F.S.; revising the meaning of a rare disease within the definition of the term “disability” for purposes of the Gardiner Scholarship Program; revising eligible expenditures for the program; revising requirements for private schools that participate in the program; specifying that the failure or refusal, rather than the inability of, a private school to meet certain requirements constitutes a basis for program ineligibility; conforming cross-references; amending s. 1002.41, F.S.; specifying that a home education program is not a school district program and is registered with the district school superintendent only for the purpose of complying with the state’s attendance requirements; revising the content requirements of a notice of enrollment of a student in a home education program; requiring the district school superintendent to immediately register a home education program upon receipt of the notice; prohibiting a school district from requiring additional information or verification of a home education student except in specified circumstances; authorizing a school district to provide home education program students with access to certain courses and programs offered by the school district; requiring reporting and funding through the Florida Education Finance Program; requiring home education program students be provided access to certain certifications and assessments offered by the school district; prohibiting a school district from taking certain actions against a home education program student’s parent unless such action is necessary for a school district program; creating s. 1002.411, F.S.; establishing reading scholarship accounts for specified purposes; providing for eligibility for scholarships; providing for administration; providing duties of the Department of Education; providing school district obligations; specifying options for parents; providing that maximum funding shall be specified in the General Appropriations Act; providing for payment of funds; specifying that no state liability arises from the award or use of such an account; amending s. 1003.21, F.S.; prohibiting a district school superintendent from requiring certain evidence relating to a child’s age from children enrolled in specified schools and programs; amending s. 1003.26, F.S.; revising reporting requirements for specified issues relating to compulsory school attendance; amending s. 1003.27, F.S.; requiring a school and school district to comply with specified provisions before instituting criminal prosecution against certain parents relating to compulsory school attendance; amending s. 1003.436, F.S.; authorizing a district school board participating in the Mastery-Based Education Pilot Program to award credit based on student mastery of certain content and skills; amending s. 1003.437, F.S.; authorizing a district school board participating in the Mastery-Based Education Pilot Program to use an alternative interpretation of letter grades for certain students; amending s. 1003.4996, F.S.; renaming the Competency-Based Education Pilot Program as the Mastery-Based Education Pilot Program; authorizing public school districts to submit applications for the program; authorizing participating school districts to amend their applications to include alternatives for the award credits and interpretation of letter grades; providing requirements for such alternatives; deleting a requirement that the State Board of Education adopt rules; amending s. 1006.15, F.S.; revising the standards required for a home education student to participate in extracurricular activities; amending s. 1007.23, F.S.; requiring the statewide articulation agreement to ensure fair and equitable access for students with mastery-based, non-traditional diplomas and transcripts; amending s. 1007.271, F.S.; prohibiting the dual enrollment articulation agreement from including course enrollment limitations for certain students; prohibiting dual enrollment course and program limitations for home education students

from exceeding limitations for other students; providing an exemption from the grade point average requirement for initial enrollment in a dual enrollment program for certain home education students; amending s. 1007.35, F.S.; updating terminology; requiring the Department of Education to provide certain teacher and student ACT and PreACT information for the evaluation of certain services and activities; providing an appropriation; providing an effective date.

By the Committees on Appropriations; and Health Policy; and Senator Grimsley—

CS for CS for SB 744—A bill to be entitled An act relating to laser hair removal or reduction; amending s. 478.42, F.S.; revising definitions; repealing s. 478.44, F.S., relating to the Electrolysis Council; amending s. 478.49, F.S.; providing certification requirements for licensed electrologists who perform laser hair removal or reduction; amending ss. 478.43, 478.45, 478.50, 478.52, and 478.53, F.S.; conforming provisions to changes made by the act; providing an effective date.

By the Committee on Appropriations; and Senator Hutson—

CS for SB 840—A bill to be entitled An act relating to gaming; amending s. 285.710, F.S.; authorizing and directing the Governor, in cooperation with the Seminole Tribe of Florida, to execute a new compact in the form provided; signifying the Legislature's approval and ratification of such compact that does not materially alter from the approved form; providing terms and conditions for the gaming compact; defining terms; authorizing the Tribe to operate covered games on its lands in accordance with the compact and at specified facilities; prohibiting specified games; providing requirements for resolution of patron disputes involving gaming, tort claims, and employee disputes; providing requirements for regulation and enforcement of the compact; requiring the state to conduct random inspections of tribal facilities; authorizing the state to conduct an independent audit; requiring the Tribe and commission to comply with specified licensing and hearing requirements; requiring the Tribe to make specified revenue share payments to the state, with reductions authorized under certain circumstances; requiring the Tribe to pay an annual oversight assessment and annual donation to the Florida Council on Compulsive Gaming; specifying that certain events do not trigger any remedy under the compact or affect the exclusivity provisions of the compact; providing for dispute resolution between the Tribe and the state; providing construction; providing requirements for notice under the compact; providing an effective date and termination of the compact; providing for execution of the compact; amending s. 285.712, F.S.; requiring the Governor to provide a copy of the executed compact to specified parties and direct the Secretary of State to forward a copy to the Secretary of the Interior; creating s. 546.13, F.S.; defining terms; exempting a fantasy contest from certain regulations; amending s. 550.01215, F.S.; revising application requirements for a pari-mutuel operating license; authorizing certain greyhound racing permitholders elect not to conduct live racing if such election is made within a specified period of time; providing that a greyhound racing permitholder that has been issued a slot machine license remains an eligible facility, continues to be eligible for a slot machine license, is exempt from certain provisions of ch. 551, F.S., is eligible to be a guest track for certain purposes, and remains eligible for a cardroom license; authorizing a greyhound racing permitholder to receive an operating license to conduct pari-mutuel wagering activities at another permitholder's greyhound racing facility; authorizing certain jai alai permitholders, harness horse racing permitholders, and quarter horse racing permitholders to elect not to conduct live racing or games if the election is made by a specified date; specifying that such permitholder may retain its permit and remains a pari-mutuel facility; specifying that, if such permitholder has been issued a slot machine license, the permitholder's facility remains an eligible facility, continues to be eligible for a slot machine license, is exempt from certain provisions of chs. 550 and 551, F.S., is eligible to be a guest track, and if the permitholder is a harness horse racing permitholder, a host track for intertrack wagering and simulcasting, and remains eligible for a cardroom license; authorizing a harness horse racing permitholder to be a host track for purposes of intertrack wagering and simulcasting; authorizing the division to approve a change in racing dates for a permitholder if the request for a change is received before a specified date and under certain circumstances; amending s.

550.054, F.S.; requiring the Division of Pari-Mutuel Wagering to revoke a permit to conduct pari-mutuel wagering for a permitholder that fails to make specified payments or obtain an operating license; prohibiting the issuance of new permits; deleting provisions related to the conversion of permits; repealing s. 550.0745, F.S., relating to conversion of a pari-mutuel permit to a summer jai alai permit; amending ss. 550.09512 and 550.09515, F.S.; requiring the division to revoke the permit of a harness horse or thoroughbred racing permitholder, respectively, who does not pay tax on handle for a specified period of time; deleting provisions relating to the reissuance of escheated permits; amending s. 550.3345, F.S.; revising provisions relating to a limited thoroughbred racing permit previously converted from a quarter horse racing permit; amending s. 550.6308, F.S.; revising the number of days of thoroughbred horse sales required for an applicant to obtain a limited intertrack wagering license; revising eligibility requirements for such licenses; revising requirements for such wagering; deleting provisions requiring a licensee to make certain payments to the daily pari-mutuel pool; amending s. 551.102, F.S.; revising definitions; amending s. 551.104, F.S.; revising conditions of licensure and conditions for maintaining authority to conduct slot machine gaming; requiring certain permitholders to remit certain revenues to qualified thoroughbred permitholders; requiring qualified thoroughbred permitholders to use such payments for certain purposes; defining the term "qualified thoroughbred permitholder"; providing a process for remitting such payments; requiring qualified thoroughbred permitholders receiving such funds to remit a specified percentage of the funds to a specified association; amending s. 551.106, F.S.; deleting obsolete provisions; revising the tax rate on slot machine revenue effective on specified dates; providing a formula to calculate a surcharge amount; prohibiting the surcharge from exceeding a certain amount; revising where slot machine revenue tax payments must be deposited; requiring that certain funds be used for specific purposes; requiring certain permitholders and licensees to pay a slot machine guarantee fee if certain taxes and fees paid to the state during certain periods fall below a specified amount; amending s. 551.114, F.S.; revising the maximum number of slot machines slot machine licensees may make available for play; revising the areas where a designated slot machine gaming area may be located; amending s. 551.116, F.S.; deleting a restriction on the number of hours per day that slot machine gaming areas may be open; amending s. 849.086, F.S.; revising legislative intent; revising definitions; authorizing the division to establish a reasonable period to respond to certain requests from a licensed cardroom; providing that the division must approve certain requests within 45 days; requiring the division to review and approve or reject certain revised internal controls or revised rules within 10 days after submission; deleting provisions relating to the renewal of a cardroom license; deleting provisions relating to restrictions on hours of operation; making technical changes; authorizing certain cardroom operators to offer a certain number of certain designated player games; requiring the designated player and employees of the designated player to be licensed; requiring the designated player to pay certain fees; prohibiting a cardroom operator from serving as the designated player in a game and from having a financial interest in a designated player; authorizing a cardroom operator to collect a rake, subject to certain requirements; requiring the dealer button to be rotated under certain circumstances; prohibiting a cardroom operator from allowing a designated player to pay an opposing player under certain circumstances; prohibiting the rules of the game or of the cardroom to require a designated player to cover more than 10 times the maximum wager for players participating in any one game; prohibiting a cardroom or cardroom licensee from contracting with or receiving certain compensation from a player to allow that player to participate in any game as a designated player; requiring certain permitholders with a cardroom license to remit a certain amount of its monthly gross receipts to qualified thoroughbred permitholders; requiring qualified thoroughbred holders to use such payments for certain purposes; defining the term "qualified thoroughbred permitholder"; providing a process for remitting such payments; requiring qualified thoroughbred permitholders receiving such funds to remit a specified percentage of the funds to a specified association; deleting a provision relating to the renewal or issuance of a cardroom license to a quarter horse racing permitholder; conforming a cross-reference; amending s. 849.16, F.S.; revising the definition of the term "slot machine or device"; providing a directive to the Division of Law Revision and Information; providing an effective date.

By the Committees on Appropriations; and Transportation; and Senators Brandes, Taddeo, Campbell, and Gibson—

CS for CS for SB 852—A bill to be entitled An act relating to transportation infrastructure; creating s. 316.0899, F.S.; defining the terms “grid-integrated vehicle” and “matching funds”; creating the Florida Smart City Challenge Grant Program within the Department of Transportation; providing program goals; providing grant eligibility requirements; requiring the department to issue a request for proposals by a specified date; providing proposal requirements; providing requirements for the award of grants and the use of grant funds; providing reporting requirements; requiring administrative support by the department; authorizing the department to select an independent nongovernmental entity to assist in project construction, management, and evaluation for specified purposes; providing requirements for the nongovernmental entity; providing an appropriation; requiring the Florida Transportation Commission to review all sources of revenue for transportation infrastructure and maintenance projects and prepare a report to the Governor and the Legislature when the commission determines that electric and hybrid vehicles make up a certain percentage or more of the total number of vehicles registered in this state; authorizing the commission, in consultation with the Department of Highway Safety and Motor Vehicles, to use certain commercially available data; providing minimum reporting requirements; requiring the commission, in consultation with the Division of Emergency Management, to make an assessment of transportation infrastructure with respect to emergency evacuations and electric vehicles; specifying requirements for the report; requiring the report to be submitted to the Governor and the Legislature no later than a certain date; authorizing the commission to undertake and complete the review before the specified percentage threshold is reached, under certain circumstances; amending s. 339.175, F.S.; requiring a long-range transportation plan to consider infrastructure and technological improvements necessary to accommodate the increased use of autonomous technology and electric vehicles; amending s. 201.15, F.S.; beginning in a specified fiscal year, revising the annual allocations in the State Transportation Trust Fund for the Transportation Regional Incentive Program; providing for future repeal of a provision that allocates funds annually to the Florida Rail Enterprise; beginning in a specified fiscal year, providing for annual allocations to the Tampa Bay Area Regional Transit Authority and the Statewide Mobility Innovation Program for certain purposes; specifying requirements for matching funds for the Tampa Bay Area Regional Transit Authority; requiring the Department of Transportation to allocate specified funds under certain circumstances to projects in a certain 5-year work program in a certain area, in addition to currently scheduled work program commitments in that area; creating s. 339.84, F.S.; defining the term “innovative mobility system”; creating within the department the Statewide Mobility Innovation Program; providing goals for the program; beginning in a specified fiscal year, requiring the department to use specified funds in a county to fund the design and construction of a certain innovative mobility system; providing requirements for the use of specified funds by the department; requiring a county proposing the use of funds for an innovative mobility system to submit a request to the department, subject to certain requirements; authorizing the submission of joint proposals by two or more counties; requiring local or private matching funds for certain distributions, subject to certain requirements; prohibiting certain funds distributed from being used to subsidize projects with existing funding commitments as of a specified date; requiring each recipient of funds under the program to submit a quarterly report to the department regarding the development, implementation, and operation of the project; requiring the department to submit to the Legislature by a specified date an annual report on the overall status of the program; amending s. 341.303, F.S.; prohibiting the department from programming certain projects to be funded in the 5-year work program after June 30, 2018; providing for the future repeal of s. 341.303(5), F.S., relating to fund participation and the Florida Rail Enterprise; amending s. 343.58, F.S.; conforming a provision to changes made by the act; providing effective dates.

By the Committee on Appropriations; and Senators Passidomo and Young—

CS for SB 1012—A bill to be entitled An act relating to toll operations; amending s. 338.155, F.S.; exempting a law enforcement officer from paying a toll on a toll facility when operating a marked or un-

marked official vehicle while on official law enforcement business; defining the term “official law enforcement business”; amending s. 338.26, F.S.; requiring fees generated from tolls to be used to reimburse, by interlocal agreement within a specified timeframe, a county or another local governmental entity for the direct actual costs of operating a specified fire station; providing services to the public on Alligator Alley; deleting obsolete language; amending s. 348.0003, F.S.; requiring the governing body of the authority in certain counties to, by a specified date, submit to the Governor information regarding its compliance with a specified minimum percent toll reduction; requiring, effective on a specified date, the existing board to be dissolved and, except for the district secretary of the Department of Transportation, a new board to be appointed by that date if the required toll reduction has not taken place; prohibiting a member of the board on a specified date to be appointed to the new board, except for the district secretary of the department; requiring the members to be residents of the county, except for the district secretary of the department; requiring a specified number of voting members to be appointed by the governing body of the county; authorizing, at the discretion of the governing body of the county, up to a specified amount of the members appointed by the governing body of the county to be elected officials residing in the county; requiring a specified amount of voting members of the authority to be appointed by the Governor; requiring that the district secretary of the department from the appropriate district be an ex officio voting member; providing an effective date.

By the Committees on Appropriations; and Education; and Senator Passidomo—

CS for CS for SB 1056—A bill to be entitled An act relating to computer science instruction; amending s. 1007.2616, F.S.; providing a definition; providing requirements for specified instruction relating to computer science; requiring certain computer science courses to be included in the Course Code Directory and published on the Department of Education’s website by a specified date; requiring the Florida Virtual School to offer certain computer science courses; requiring school districts to provide access to computer science courses offered by the Florida Virtual school or by other means under certain circumstances; providing funds for school districts to provide professional development for classroom teachers; providing Department of Education responsibilities for the distribution of such funds; requiring that high school students be provided opportunities to take certain courses to meet certain graduation requirements; providing funds for bonuses for certain classroom teachers; requiring, rather than authorizing, the State Board of Education to adopt rules; providing an effective date.

By the Committee on Appropriations; and Senator Baxley—

CS for SB 1066—A bill to be entitled An act relating to transportation facility designations; providing honorary designations of certain transportation facilities in specified counties; directing the Department of Transportation to erect suitable markers; providing an effective date.

By the Committees on Appropriations; and Criminal Justice; and Senator Brandes—

CS for CS for SB 1218—A bill to be entitled An act relating to public safety; amending s. 14.32, F.S.; creating the Florida Correctional Operations Oversight Council within the Office of Chief Inspector General; specifying the purpose of the council; requiring the Office of Chief Inspector General to provide administrative support to the council; specifying the composition of the council; providing terms of office and requirements regarding the council’s membership; prescribing the duties and responsibilities of the council; prohibiting the council from interfering with the operations of the Department of Corrections or the Department of Juvenile Justice; authorizing the council to appoint an executive director; authorizing reimbursement for per diem and travel expenses for members of the council; establishing certain restrictions applicable to members of the council and council staff; providing an appropriation; amending s. 23.1225, F.S.; authorizing a mutual aid agreement in the event of a declared state of emergency for certain law enforcement purposes; amending s. 30.15, F.S.; making sheriffs responsible for providing security for trial court facilities in their respective counties; requiring a sheriff to coordinate with the chief judge of the judicial circuit on trial court facility security matters; providing

that certain provisions do not affect or erode the authority of the counties under s. 14, Article V of the State Constitution or s. 29.08, F.S., to provide and fund the security of facilities; deeming sheriffs and their deputies, employees, and contractors officers of the court when providing security; granting the chief judge of the judicial circuit authority to protect due process rights in certain circumstances; amending s. 57.105, F.S.; limiting attorney fee awards in civil proceedings in certain circumstances; creating s. 322.75, F.S.; requiring each judicial circuit to establish a Driver License Reinstatement Days program for reinstating suspended driver licenses in certain circumstances; providing duties of the clerks of court and the Department of Highway Safety and Motor Vehicles; authorizing the clerk of court to compromise on certain fees and costs; providing for program eligibility; amending s. 784.046, F.S.; prohibiting attorney fee awards in certain proceedings; amending s. 784.0485, F.S.; prohibiting attorney fee awards in certain proceedings; amending s. 812.014, F.S.; increasing threshold amounts for certain theft offenses; revising the list of items the theft of which constitutes a felony of the third degree; amending s. 812.015, F.S.; increasing threshold amounts for certain theft offenses; revising circumstances under which an offense of retail theft by a person with a prior conviction of retail theft constitutes a felony of the second degree; amending s. 893.135, F.S.; authorizing a court to impose a sentence other than a mandatory minimum term of imprisonment and mandatory fine for a person convicted of trafficking if the court makes certain findings on the record; creating s. 900.05, F.S.; providing legislative intent; providing definitions; requiring specified entities to collect specific data monthly beginning on a certain date; requiring specified entities to transmit certain collected data to the Department of Law Enforcement quarterly; requiring the Department of Law Enforcement to compile, maintain, and make publicly accessible such data beginning on a certain date; creating a pilot project in a specified judicial circuit to improve criminal justice data transparency and ensure data submitted under s. 900.05, F.S., is accurate, valid, reliable, and structured; authorizing certain persons to enter into a memorandum of understanding with a national, nonpartisan, not-for-profit entity meeting certain criteria for the purpose of embedding a data fellow in the office or agency; establishing data fellow duties and responsibilities; providing for the expiration of the pilot project; providing an appropriation; creating s. 907.042, F.S.; providing legislative findings; authorizing the establishment of a supervised bond program in each county; requiring that the terms of such programs be developed with the concurrence of the chief judge, county's chief correctional officer, state attorney, and public defender; providing that a county that has already established and implemented a supervised bond program may continue to operate without such concurrence; providing specified program components; providing guidelines for the risk assessment instrument; authorizing the county to contract with the Department of Corrections to develop or modify a risk assessment instrument if such instrument meets certain requirements; authorizing a county to develop or use an existing risk assessment instrument if validated by the department and such instrument meets certain requirements; authorizing a county to contract with another county for the use of a risk assessment instrument if validated and such instrument meets certain requirements; authorizing the county to contract with an independent entity for use of a risk assessment instrument if validated and such instrument meets certain requirements; specifying requirements for the use, implementation, and distribution of the risk assessment instrument; requiring each county that establishes a supervised bond program to submit a report annually by a certain date to the Office of Program Policy Analysis and Government Accountability (OPPAGA); requiring OPPAGA to compile the reports and include such information in a report sent to the Governor, President of the Senate, and Speaker of the House of Representatives in accordance with s. 907.044, F.S.; creating s. 907.0421, F.S.; providing legislative findings; requiring the Department of Corrections to develop a risk assessment instrument; authorizing the department to use or modify an existing risk assessment instrument; requiring the department to develop or modify the risk assessment instrument by a certain date; specifying requirements for the use, implementation, and distribution of the risk assessment instrument; creating the Risk Assessment Pilot Program for a specified period; specifying the participating counties; requiring each participating county's chief correctional officer to contract with the department to administer the risk assessment instrument; requiring all counties to administer the risk assessment instrument to all persons arrested for a felony; requiring each participating county to submit a report annually by a certain date to the department with specified information; requiring the department to compile the information of the findings from the participating counties

and submit an annual report by a certain date to the Governor and the Legislature; authorizing the department, in consultation with specified persons, to adopt rules; amending s. 907.043, F.S.; requiring each pretrial release program to include in its annual report the types of criminal charges of defendants accepted into a pretrial release program, the number of defendants accepted into a pretrial release program who paid a bail or bond, the number of defendants accepted into a pretrial release program with no prior criminal conviction, and the number of defendants for whom a pretrial risk assessment tool was used or was not used; creating a pilot project in a specified judicial circuit to improve criminal justice data transparency and ensure that data submitted under s. 900.05, F.S., is accurate, valid, reliable, and structured; authorizing certain persons to enter into a memorandum of understanding with a national, nonpartisan, not-for-profit entity meeting certain criteria for the purpose of embedding a data fellow in the office or agency; establishing data fellow duties and responsibilities; providing for the expiration of the pilot project; providing an appropriation; amending s. 921.0024, F.S.; requiring scoresheets prepared for all criminal defendants to be digitized; requiring the Department of Corrections to develop and submit revised digitized scoresheets to the Supreme Court for approval; requiring digitized scoresheets to include individual data cells for each field on the scoresheet; requiring the clerk of court to electronically transmit the digitized scoresheet used in each sentencing proceeding to the Department of Corrections; amending s. 932.7061, F.S.; revising the deadline for submitting an annual report by law enforcement agencies concerning property seized or forfeited under the Florida Contraband Forfeiture Act; creating s. 943.687, F.S.; requiring the Department of Law Enforcement to collect, compile, maintain, and manage data collected pursuant to s. 900.05, F.S.; requiring the Department of Law Enforcement to make data comparable, transferable, and readily usable; requiring the department to create a unique identifier for each criminal case received from the clerks of court; requiring the department to create and maintain a certain Internet-based database; providing requirements for data searchability and sharing; requiring the department to establish certain rules; requiring the department to monitor data collection procedures and test data quality; providing for data archiving, editing, retrieval, and verification; amending s. 944.704, F.S.; requiring transition assistance staff to include information about job assignment credentialing and industry certification in job placement information given to an inmate; amending s. 944.705, F.S.; requiring the Department of Corrections to provide a comprehensive community reentry resource directory to each inmate prior to release; requiring the department to allow nonprofit faith-based, business and professional, civic, and community organizations to apply to be registered to provide inmate reentry services; requiring the department to adopt policies for screening, approving, and registering organizations that apply; authorizing the department to contract with public or private educational institutions to assist veteran inmates in applying for certain benefits; amending s. 944.801, F.S.; requiring the department to develop a Prison Entrepreneurship Program and adopt procedures for student inmate admission; specifying requirements for the program; requiring the department to enter into agreements with certain entities to carry out duties associated with the program; authorizing the department to contract with certain entities to provide education services for the Correctional Education Program; creating s. 944.805, F.S.; creating definitions relating to a certificate of achievement and employability; creating s. 944.8055, F.S.; establishing eligibility requirements; establishing a timeframe for an eligible inmate to apply for a certificate; establishing eligibility requirements for an inmate under probation or post-control sanction; establishing a timeframe for an eligible inmate under probation or post-control sanction to apply for a certificate; requiring the department to notify a licensing agency upon the filing of an application and provide the opportunity to object to issuing a certificate; authorizing the department to issue a certificate; excluding mandatory civil impacts for which a certificate will not provide relief; requiring the department to adopt rules; creating s. 944.806, F.S.; providing that a certificate of achievement and employability converts a mandatory civil impact into a discretionary civil impact for purposes of determining licensure or certification; providing that a certificate converts a mandatory civil impact into a discretionary civil impact for purposes of determining licensure or certification for an employer who has hired a certificate holder; creating s. 944.8065, F.S.; requiring the department to adopt rules governing revocation of a certificate of achievement and employability; creating s. 945.041, F.S.; requiring the Department of Corrections to publish quarterly on its website inmate admissions based on offense type and the recidivism rate and rate of probation revocation within a specified period after

release from incarceration; amending s. 947.005, F.S.; defining the terms “electronic monitoring device” and “conditional medical release”; amending s. 947.149, F.S.; defining the terms “inmate with a debilitating illness” and “medically frail inmate”; amending the definition of “terminally ill inmate”; expanding eligibility for conditional medical release to include inmates with debilitating illnesses; renaming the current conditional medical release process as “permissive conditional medical release”; requiring the Department of Corrections to refer eligible inmates; authorizing the Florida Commission on Offender Review to release eligible inmates; creating mandatory conditional medical release; specifying eligibility criteria for mandatory conditional medical release; requiring the department to refer an eligible inmate to the commission; requiring that certain inmates whose eligibility is verified by the commission be placed on conditional medical release; requiring the commission to review the information and verify an inmate’s eligibility within a certain timeframe; requiring that the department’s referral for release include certain information; requiring that release consider specified factors related to placement upon release; authorizing electronic monitoring for an inmate on conditional medical release; amending s. 948.001, F.S.; revising a definition; amending s. 948.013, F.S.; authorizing the Department of Corrections to transfer an offender to administrative probation in certain circumstances; amending s. 948.03, F.S.; requiring the Department of Corrections to include conditions of probation in the Florida Crime Information Center database; amending s. 948.06, F.S.; requiring each judicial circuit to establish an alternative sanctioning program; defining low- and moderate-risk level technical violations of probation; establishing permissible sanctions for low- and moderate-risk violations of probation under the program; establishing eligibility criteria; authorizing a probationer who allegedly committed a technical violation to waive participation in or elect to participate in the program, admit to the violation, agree to comply with the recommended sanction, and agree to waive certain rights; requiring a probation officer to submit the recommended sanction and certain documentation to the court if the probationer admits to committing the violation; authorizing the court to impose the recommended sanction or direct the department to submit a violation report, affidavit, and warrant to the court; specifying that a probationer’s participation in the program is voluntary; authorizing a probation officer to submit a violation report, affidavit, and warrant to the court in certain circumstances; creating s. 948.081, F.S.; authorizing the establishment of community court programs; detailing program criteria; amending s. 893.03, F.S.; conforming a cross-reference; amending s. 921.0022, F.S.; conforming provisions of the offense severity ranking chart of the Criminal Punishment Code to changes made by the act; reenacting s. 932.7062, F.S., relating to a penalty for noncompliance with reporting requirements, to incorporate the amendment made to s. 932.7061, F.S., in a reference thereto; reenacting ss. 447.203(3), F.S., and 944.026(3), F.S., relating to definitions and community-based facilities, to incorporate the amendment made to s. 944.801, F.S., in references thereto; reenacting ss. 316.1935(6), 775.084(4)(k), 775.087(2)(b) and (3)(b), 784.07(3), 790.235(1), 794.0115(7), 893.135(1)(b), (c), and (g) and (3), 921.0024(2), 944.605(7)(b), 944.70(1)(b), 947.13(1)(h), and 947.141(1), (2), and (7), F.S., all relating to authorized conditional medical release granted under s. 947.149, F.S., to incorporate the amendment made to s. 947.149, F.S., in references thereto; providing an effective date.

By the Committees on Appropriations; and Education; and Senators Passidomo and Book—

CS for CS for SB 1254—A bill to be entitled An act relating to early learning; amending s. 1002.81, F.S.; revising the definition of “at-risk child”; amending s. 1002.82, F.S.; revising the duties of the Office of Early Learning; revising the requirements for certain assessments; revising the standard statewide contract for providers; providing that failing to meet certain measures for a specified period is cause for termination of a provider; providing for the development of a program assessment for school readiness providers; providing program assessment requirements; requiring the office to set a payment differential for certain providers; providing requirements for such payment differential; revising requirements for a certain single statewide information system; revising the requirement for an analysis of early learning activities throughout the state; amending s. 1002.84, F.S.; conforming a cross-reference; amending s. 1002.85, F.S.; revising the required contents of the school readiness program plan each early learning coalition must submit; amending s. 1002.87, F.S.; revising the priority criteria for

participation in the school readiness program; amending s. 1002.88, F.S.; revising school readiness provider requirements for program participation; conforming cross-references; amending s. 1002.89, F.S.; providing for the use of specified funds for a required assessment; amending s. 1002.92, F.S.; conforming a cross-reference; providing an appropriation; providing an effective date.

By the Committees on Appropriations; and Commerce and Tourism; and Senator Brandes—

CS for CS for SB 1314—A bill to be entitled An act relating to the Florida Capital Formation Act; amending s. 20.60, F.S.; deleting the requirement that the Department of Economic Opportunity manage certain activities related to the commercialization of specified products, services, and ideas; specifying that the Institute for Commercialization of Florida Technology is not an appropriate direct-support organization; amending s. 288.9621, F.S.; including s. 288.96255, F.S., in the Florida Capital Formation Act; amending s. 288.9622, F.S.; revising legislative intent; amending s. 288.9623, F.S.; defining terms; amending s. 288.9625, F.S.; redesignating the Institute for the Commercialization of Public Research as the Institute for Commercialization of Florida Technology; specifying that the institute is not subject to control, supervision, or direction by the department; deleting provisions regarding the institute’s responsibilities; requiring that the investment-related affairs of the institute be managed by the private fund manager and overseen by the board of directors; restructuring the board of directors and the selection process for the board of directors; specifying term limits of the board members under certain circumstances; requiring the board of directors to amend the bylaws of the institute under certain circumstances; providing that a director is subject to restrictions on certain conflicts of interest; prohibiting a director from having a financial interest in certain investments; authorizing a director to be reimbursed for certain expenses; granting the institute certain powers; requiring the institute to indemnify certain persons; delegating certain duties to the board of directors; revising to whom the board must provide a copy of the annual report and who may require and receive supplemental data relative to the institute’s operation; specifying that certain requirements be met before the private fund manager is authorized to make an investment in a company, on behalf of the institute; deleting provisions relating to certain duties of the institute; deleting provisions relating to certain fees charged by the institute and the prohibition on using capital in support of certain entities; specifying that the annual report is considered a public record subject to certain exemptions; revising the requirements of the institute’s annual report; listing requirements and prohibitions for the private fund manager; stating the purpose of the institute’s use of the private fund manager; requiring the private fund manager to assume the management of certain assets; authorizing the private fund manager to act on behalf of the institute for certain purposes; requiring that the private fund manager be paid certain fees; authorizing the private fund manager to undertake certain activities on behalf of the institute; requiring the private fund manager to issue an annual report to the board of directors by a specific date; specifying that the annual report is considered a public record subject to certain exemptions; requiring that the report contain certain information; amending s. 288.96255, F.S.; requiring that certain proceeds be returned to the Florida Technology Seed Capital Fund after the payment of certain costs and fees; requiring the institute to employ a private fund manager; requiring the private fund manager to perform specific duties; requiring that the private fund manager receive certain fees and costs at a specified time; requiring the private fund manager to use a certain process to evaluate a proposal; requiring the private fund manager to consider certain factors when approving a company for investment; deleting specific requirements for the investment of funds; authorizing the private fund manager, in addition to the institute, to perform certain tasks; amending s. 288.9627, F.S.; conforming provisions to changes made by this act; providing an effective date.

By the Committees on Appropriations; and Commerce and Tourism; and Senator Steube—

CS for CS for SB 1450—A bill to be entitled An act relating to a sales tax refund for eligible job training organizations; creating s. 212.099, F.S.; providing definitions; authorizing eligible organizations to receive a refund of a specified amount of certain sales taxes collected

if such amount is used for certain purposes; specifying the annual maximum allowable tax refund for such organizations; providing requirements for receiving the refund; authorizing the Department of Economic Opportunity to certify organizations; authorizing the Department of Revenue to audit, within a certain timeframe, any refund issued; providing the applicable interest rate on overpayments and payments to ineligible organizations; providing that an eligible organization comprised of commonly owned and controlled entities is a single organization; requiring eligible organizations to provide a report to the Department of Economic Opportunity; providing an effective date.

By the Committees on Appropriations; and Health Policy; and Senator Grimsley—

CS for CS for SB 1486—A bill to be entitled An act relating to physician workforce development; amending s. 381.4018, F.S.; requiring the Department of Health to adopt any rules necessary to implement a specified federal program to further encourage qualified physicians to relocate to and practice in underserved areas; providing an effective date.

By the Committees on Appropriations; Banking and Insurance; and Health Policy; and Senators Montford, Grimsley, and Powell—

CS for CS for CS for SB 1494—A bill to be entitled An act relating to prescription drug pricing transparency; amending s. 465.0244, F.S.; requiring pharmacists to inform customers of less expensive, generically equivalent drugs for their prescriptions and as to whether customers' cost-sharing obligations exceed the retail price of their prescriptions; repealing s. 465.1862, F.S., relating to pharmacy benefit manager contracts; creating s. 624.490, F.S.; defining the term "pharmacy benefit manager"; requiring a pharmacy benefit manager to register with the Office of Insurance Regulation beginning on a specified date; providing requirements and terms of registration, including the payment of a nonrefundable fee; requiring the office to issue certificates of registration; specifying that certificates are nontransferable; requiring the Financial Services Commission to set an initial registration fee and a renewal fee which are nonrefundable and may not exceed a specified amount; requiring the commission to adopt rules; creating ss. 627.64741, 627.6572, and 641.314, F.S.; defining the terms "maximum allowable cost" and "pharmacy benefit manager"; requiring that certain terms be included in a contract between a health insurer or a health maintenance organization and a pharmacy benefit manager; providing applicability; providing an appropriation; providing an effective date.

By the Committees on Appropriations; and Education; and Senator Book—

CS for CS for SB 1548—A bill to be entitled An act relating to student safety; creating s. 800.101, F.S.; defining terms; prohibiting certain conduct with students by authority figures; providing penalties; providing exceptions; amending s. 810.097, F.S.; adding school buses to the definition of the term "school" for purposes of trespass upon grounds or facilities of a school; amending s. 1001.42, F.S.; requiring school districts to adopt certain standards of ethical conduct; requiring the district school superintendent to report certain misconduct to law enforcement agencies; amending s. 1001.51, F.S.; providing for the forfeiture of a district school superintendent's salary for a specified period for failure to report certain misconduct to law enforcement agencies; amending s. 1012.27, F.S.; requiring the district school superintendent to notify a parent of specified information relating to allegations of misconduct by instructional personnel or school administrators; amending s. 1012.31, F.S.; requiring a resignation or termination before an investigation of certain misconduct is concluded to be indicated in a personnel file; specifying that legally sufficient complaints of certain misconduct must be reported to the Department of Education; amending s. 1012.315, F.S.; expanding the scope of provisions requiring the disqualification of persons convicted of certain offenses to apply to all persons who are required to have contact with students; providing an additional offense that disqualifies such persons from employment; amending s. 1012.56, F.S.; authorizing the department to deny applicants for certification if the Education Practices Commission would be authorized to discipline such applicant; authorizing the commission to deny an award, bar reapplication, or approve an application with cer-

tain conditions; amending s. 1012.795, F.S.; authorizing the commission to take certain actions against persons who meet specified criteria; revising reporting requirements concerning specified misconduct by certified personnel; amending s. 1012.796, F.S.; requiring a school district to file certain complaints with the department even if the subject of the complaint is no longer employed by the district; requiring a school district to immediately notify the department upon certain changes in employment status for certain employees requiring that certain information be included on an educator's certificate file; requiring certified educators who are placed on probation to immediately notify a specified office upon separation from, rather than termination of, employment; providing an effective date.

By the Committees on Appropriations; and Environmental Preservation and Conservation; and Senators Rader and Book—

CS for CS for SB 1612—A bill to be entitled An act relating to airboat regulation; providing a short title; amending s. 327.391, F.S.; requiring, by a specified date, a commercial airboat operator to have specified documents on board the airboat while carrying passengers for hire; requiring all airboat operators carrying passengers for hire to complete a boater education course; providing an exception; providing a penalty; providing applicability; requiring the Fish and Wildlife Conservation Commission to adopt rules by a specified date; amending s. 327.73, F.S.; providing a penalty for violation of airboat operation requirements; providing an effective date.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

FIRST READING

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 33 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Judiciary Committee and Representative(s) Toledo, Slosberg, Abruzzo, Ahern, Altman, Asencio, Avila, Berman, Beshears, Boyd, Burgess, Burton, Clemons, Cortes, B., Cortes, J., Cruz, Daniels, Davis, Diaz, M., Donalds, Drake, Duran, Edwards-Walpole, Fant, Fitzenhagen, Grant, M., Gruters, Hager, Harrell, Harrison, Ingoglia, Jacobs, Killebrew, La Rosa, Latvala, Leek, Magar, Mariano, Massullo, McClain, McClure, Metz, Miller, M., Moraitis, Moskowitz, Nuñez, Olszewski, Payne, Perez, Plakon, Plasencia, Ponder, Raschein, Rommel, Russell, Santiago, Smith, Spano, Stark, Stevenson, Stone, Watson, C., White, Willhite, Williams, Williamson—

CS for CS for HB 33—A bill to be entitled An act relating to texting while driving; amending s. 316.305, F.S.; revising legislative intent; requiring a law enforcement officer to inform a motor vehicle operator of certain rights; prohibiting certain actions by such officer; requiring such officer to record the race and ethnicity of a violator when issuing a citation; requiring law enforcement agencies to report such information to the Department of Highway Safety and Motor Vehicles; requiring the department to annually report certain data to the Governor and Legislature; removing the requirement that enforcement be accomplished as a secondary action; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 243, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Transportation & Infrastructure Subcommittee and Representative(s) Avila, Perez, Caldwell, Diaz, M.—

CS for CS for HB 243—A bill to be entitled An act relating to discretionary sales surtax; amending s. 212.055, F.S.; requiring certain counties, after a specified date, to use surtax proceeds for purposes related to fixed guideway rapid transit systems, bus systems, and development of dedicated facilities for autonomous vehicles; authorizing the use of surtax proceeds for the purchase of rights-of-way under certain circumstances; authorizing the use of surtax proceeds for refinancing existing bonds; authorizing municipalities in certain counties, after a specified date, to use surtax proceeds for certain purposes; prohibiting the use of such proceeds for certain purposes; requiring performance audits of certain counties or school districts holding a referendum related to local government discretionary sales surtax; requiring the Office of Program Policy Analysis and Government Accountability to hire public accountants to conduct such performance audits; specifying a time period within which the performance audit must be completed and made available; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 395 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Magar—

CS for HB 395—A bill to be entitled An act relating to Martin County; creating the Town of Hobe Sound; providing a charter; providing legislative intent; providing for a council-manager form of government; providing boundaries; providing municipal powers; providing for a town council and composition thereof; providing for eligibility, terms, duties, compensation, and reimbursement of expenses of council members; providing for a mayor and vice mayor; providing scheduling requirements of council meetings; prohibiting interference with town employees; providing for filling of vacancies and forfeiture of office; providing for the appointment of a town manager and town attorney and the qualifications, removal, powers, and duties thereof; providing for the establishment of town departments, agencies, personnel, and boards; providing for an annual independent audit; providing that the state is not liable for financial shortfalls of the town; providing for nonpartisan elections and matters relating thereto; providing for town council districts; providing for the recall of council members; providing for initiative and referenda; providing for a code of ethics; providing for future amendments to the charter; providing severability; providing a town transition schedule and procedures for the first election; providing for first-year expenses; providing for adoption of comprehensive plans and land development regulations; providing for accelerated entitlement to state-shared revenues; providing for entitlement to all local revenue sources authorized by general law; providing for the sharing of communications services tax revenues; providing for receipt and distribution of local option gas tax revenues; requiring a referendum; providing effective dates.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 491, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Roth, Killebrew—

HB 491—A bill to be entitled An act relating to theft; amending s. 812.014, F.S.; increasing the fine for the theft of a commercially farmed

animal or a bee colony of a registered beekeeper; reenacting s. 932.701(1)(a), F.S., relating to the definition of the term "contraband article," to incorporate the amendment made to s. 812.014, F.S., in a reference thereto; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 617, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Edwards-Walpole, Boyd, Caldwell—

HB 617—A bill to be entitled An act relating to covenants and restrictions; creating s. 712.001, F.S.; providing a short title; amending s. 712.01, F.S.; defining and redefining terms; amending s. 712.05, F.S.; revising the notice filing requirements for a person claiming an interest in land and other rights; authorizing a property owners' association to preserve and protect certain covenants or restrictions from extinguishment, subject to specified requirements; providing that a failure in indexing does not affect the validity of the notice; extending the length of time certain covenants or restrictions are preserved; deleting a provision requiring a two-thirds vote by members of an incorporated homeowners' association to file certain notices; providing that a property owners' association or clerk of the circuit court is not required to provide certain additional notice for a specified notice that is filed; conforming provisions to changes made by the act; amending s. 712.06, F.S.; exempting a specified summary notice and amendment from certain notice content requirements; revising the contents required to be specified by certain notices; conforming provisions to changes made by the act; amending s. 712.11, F.S.; conforming provisions to changes made by the act; creating s. 712.12, F.S.; defining terms; authorizing the parcel owners of a community not subject to a homeowners' association to use specified procedures to revive certain covenants or restrictions, subject to certain exceptions and requirements; authorizing a parcel owner to commence an action by a specified date under certain circumstances for a judicial determination that the covenants or restrictions did not govern that parcel as of a specified date and that any revitalization of such covenants or restrictions as to that parcel would unconstitutionally deprive the parcel owner of rights or property; providing applicability; amending s. 720.303, F.S.; requiring a board to take up certain provisions relating to notice filings at the first board meeting; creating s. 720.3032, F.S.; requiring any property owners' association desiring to preserve covenants from potential termination after a specified period by certain operation to record in the official records of each county in which the community is located a notice subject to certain requirements; providing a document form for recording by an association to preserve certain covenants or restrictions; requiring a copy of the filed notice to be sent to all members; requiring the original signed notice to be recorded with the clerk of the circuit court or other recorder; amending ss. 702.09 and 702.10, F.S.; conforming provisions to changes made by the act; amending s. 712.095, F.S.; conforming a cross-reference; amending ss. 720.403, 720.404, 720.405, and 720.407, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 661 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Oversight, Transparency & Administration Subcommittee and Representative(s) Miller, M., Burgess, Edwards-Walpole—

CS for HB 661—A bill to be entitled An act relating to business filings; amending s. 605.0209, F.S.; authorizing certain persons to cor-

rect filed records that contain certain information; providing that a statement of correction filed for certain reasons is not subject to a Department of State fee if delivered within a certain timeframe; amending s. 605.0210, F.S.; requiring the department to send a notice of the filing of a record by electronic mail or send a copy of the document to the mailing address of the company or foreign limited liability company or its representative; providing notice requirements for the department if the record changes the company's electronic mail or mailing address; amending s. 607.0124; authorizing a domestic or foreign corporation to correct certain documents that contain certain information; providing that articles of correction filed for certain reasons are not subject to a department fee if delivered within a certain timeframe; amending s. 607.0125, F.S.; requiring the department to send a notice of the filing of a record by electronic mail or send a copy of the document to the mailing address of the domestic or foreign corporation or its representative; providing notice requirements for the department if the record changes the corporation's electronic mail or mailing address; amending s. 617.0124, F.S.; authorizing a domestic or foreign corporation to correct certain documents that contain certain information; providing that articles of correction filed for certain reasons are not subject to a department fee if delivered within a certain timeframe; amending s. 617.0125, F.S.; requiring the department to send a notice of the filing of a record by electronic mail or send a copy of the document to the mailing address of the domestic or foreign corporation or its representative; providing notice requirements for the department if the record changes the domestic or foreign corporation's electronic mail or mailing address; amending s. 620.1206, F.S.; requiring the department to send a notice of the filing of a record by electronic mail or send a copy of the document to the mailing address of the limited partnership, foreign limited partnership, or its registered agent; providing notice requirements for the department if the record changes the limited partnership's or foreign limited partnership's electronic mail or mailing address; amending s. 620.1207, F.S.; authorizing a limited partnership or foreign limited partnership to correct certain documents that contain certain information; providing that a statement of correction filed for certain reasons is not subject to a department fee if delivered within a certain timeframe; amending s. 620.8105, F.S.; requiring the department to send a notice of the filing of a document by electronic mail or send a copy of the document to the mailing address of the partnership, limited liability partnership, or its agent; providing notice requirements for the department if the record changes the partnership's or limited liability partnership's electronic mail or mailing address; creating s. 620.81054, F.S.; authorizing a partnership or limited liability partnership to correct a filed document within a certain timeframe and under certain circumstances; providing guidelines for correcting a document; providing construction; providing that articles of correction filed for certain reasons are not subject to a department fee if delivered within a certain timeframe; amending ss. 620.1201, 620.1202, 620.1203, 620.1812, and 620.2108, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 669 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee and Representative(s) Perez, Beshears—

CS for HB 669—A bill to be entitled An act relating to the Beverage Law; amending s. 562.34, F.S.; authorizing the possession and transport of cider growers; repealing s. 564.05, F.S., relating to limitations on the size of individual wine containers; amending s. 564.055, F.S.; authorizing the packaging, filling, refilling, or sale of cider in growlers of specified sizes and under specified circumstances; providing labeling and packaging requirements for cider growers; restricting the use of cider growlers; providing criminal and civil penalties and license revocation or suspension for certain persons or licensees who violate provisions regulating cider growers; amending s. 564.09, F.S.; revising provisions authorizing a restaurant to allow a patron to remove certain containers from a restaurant for off-premises consumption; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 697, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Ways & Means Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Miller, M., Olszewski—

CS for CS for CS for HB 697—A bill to be entitled An act relating to impact fees; amending s. 163.31801, F.S.; revising the minimum requirements for the adoption of impact fees; providing an exception; amending s. 163.3245, F.S.; specifying the process for the local government review and approval of detailed specific area plans or related development orders; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 751, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Health Care Appropriations Subcommittee, Children, Families & Seniors Subcommittee and Representative(s) Eagle, Perez—

CS for CS for CS for HB 751—A bill to be entitled An act relating to public assistance; amending s. 414.065, F.S.; revising penalties for noncompliance with work requirements for receipt of temporary cash assistance; limiting the receipt of child-only benefits during periods of noncompliance with work requirements; revising the age of minors who are able to receive child-only benefits during periods of noncompliance with work requirements; providing applicability of work requirements before expiration of the minimum penalty period; requiring the Department of Children and Families to refer sanctioned participants to appropriate free and low-cost community services, including food banks; amending s. 445.024, F.S.; requiring the Department of Economic Opportunity, in cooperation with CareerSource Florida, Inc., and the Department of Children and Families, to inform participants in the temporary cash assistance program of work requirements and sanctions and penalties for noncompliance with work requirements; requiring a participant's written assent to receiving such information; requiring the Department of Economic Opportunity, in cooperation with CareerSource Florida, Inc., and the Department of Children and Families, to develop an individual responsibility plan for participants in the temporary cash assistance program following an initial assessment; establishing criteria for the plan; requiring the plan to establish employment goals and identify obligations, work requirements, and strategies to overcome barriers to meeting work requirements; requiring the Department of Economic Opportunity to establish and implement uniform standards for compliance with, and sanctioning participants for noncompliance with, work requirements; requiring the department to submit an annual report to the Legislature by a specified date; specifying contents of the report; requiring the department to adopt rules; amending s. 402.82, F.S.; prohibiting the use of an electronic benefits transfer card at specified locations; requiring the Department of Children and Families to impose a fee for replacement electronic benefits transfer cards under certain circumstances; amending s. 409.972, F.S.; directing the Agency for Health Care Administration to seek federal approval to require Medicaid enrollees to provide proof to the Department of Children and Families of engagement in work activities for receipt of temporary cash assistance as a condition of eligibility and enrollment; providing an appropriation; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 841, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee, Civil Justice & Claims Subcommittee, Careers & Competition Subcommittee and Representative(s) Moraitis, Caldwell—

CS for CS for CS for HB 841—A bill to be entitled An act relating to community associations; amending s. 194.011, F.S.; specifying that a condominium, cooperative, or homeowners' association may represent unit or parcel owners in certain proceedings; requiring notice to unit or parcel owners of such proceedings; amending s. 194.181, F.S.; specifying that a condominium, cooperative, or homeowners' association may be a party to an action contesting the assessment of ad valorem taxes; amending s. 718.111, F.S.; revising condominium association recordkeeping and financial reporting requirements; revising record retention policies; revising the list of documents that the association is required to post online; limiting an association's liability for inadvertent disclosure of protected or restricted information; amending s. 718.112, F.S.; revising provisions relating to required association bylaws; revising board term limits; authorizing an association to adopt rules for posting certain notices on a website; providing responsibilities for unit owners who receive electronic notices; revising and providing board member recall and challenge requirements; authorizing the recovery of attorney fees and costs in an action to challenge the validity of a board member recall; amending s. 718.113, F.S.; revising voting requirements relating to alterations and additions to certain common elements or association property; providing legislative findings; providing that an association may not prohibit a unit owner from installing an electronic vehicle charging station; providing requirements for installing such charging station; amending s. 718.121, F.S.; providing when the installation of an electronic vehicle charging station may be the basis of a lien; amending s. 718.3026, F.S.; removing a provision relating to certain contracts or transactions regarding conflicts of interest; amending s. 718.3027, F.S.; providing requirements for proposed activity that is identified as a conflict of interest; amending s. 718.303, F.S.; revising fine and suspension requirements; amending s. 718.707, F.S.; revising the time period for classification as a bulk assignee or bulk buyer; amending s. 719.104, F.S.; revising cooperative association recordkeeping requirements; amending s. 719.106, F.S.; revising requirements to serve as a board member; prohibiting a board member from voting via e-mail; authorizing an association to adopt rules for posting certain notices on a website; providing responsibilities for unit owners who receive electronic notices; providing that directors or officers who are delinquent in certain payments owed in excess of certain periods of time be deemed to have abandoned their offices; amending s. 719.107, F.S.; specifying that certain services which are obtained pursuant to a bulk contract are deemed a common expense; amending s. 719.303, F.S.; revising fine and suspension requirements; amending s. 720.303, F.S.; prohibiting a board member from voting via e-mail; amending s. 720.305, F.S.; revising fine and suspension requirements; amending s. 720.306, F.S.; requiring an association to follow certain procedures when amending a governing document; providing limitations on and exceptions for associations when a parcel owner attempts to rent or lease his or her home; requiring certain notices to parcel owners be delivered in specified ways; revising election requirements; amending s. 720.3085, F.S.; providing applicability; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 937 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health Care Appropriations Subcommittee, Health Innovation Subcommittee and Representative(s) Nuñez, Beshears, Duran—

CS for CS for HB 937—A bill to be entitled An act relating to perinatal mental health; providing a short title; creating s. 383.014, F.S.; requiring the Department of Health to offer perinatal mental health care information through the Family Health Line toll-free hotline accessible to the general public; amending s. 383.318, F.S.; revising components that are included in the postpartum evaluation and followup care provided by birth centers to include a mental health screening and the provision of certain information on postpartum depression; providing an appropriation; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 965 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Appropriations Committee, Careers & Competition Subcommittee and Representative(s) Fine—

CS for CS for CS for HB 965—A bill to be entitled An act relating to laser hair removal or reduction; amending s. 478.42, F.S.; revising definitions; repealing s. 478.44, F.S., relating to the Electrolysis Council; amending s. 478.49, F.S.; providing certification requirements for licensed electrologists who perform laser hair removal or reduction; amending ss. 478.43, 478.45, 478.50, 478.52, and 478.53, F.S.; conforming provisions to changes made by the act; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1017 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Local, Federal & Veterans Affairs Subcommittee and Representative(s) Cortes, B., Plakon—

CS for HB 1017—A bill to be entitled An act relating to Seminole County; providing an exception to general law; providing for approval of cardroom gaming within Seminole County under the requirements of the county charter; providing definitions; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/CS/HB 1059 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee, Children, Families & Seniors Subcommittee, Civil Justice & Claims Subcommittee and Representative(s) Burton, Fischer—

CS for CS for CS for HB 1059—A bill to be entitled An act relating to exploitation of a vulnerable adult; amending s. 825.101, F.S.; defining terms; creating s. 825.1035, F.S.; creating a cause of action for an injunction for protection against the exploitation of a vulnerable adult; providing for standing to bring a cause of action for an injunction; providing that an injunction may be sought regardless of any other

action that may be pending between specified parties; specifying that the right to petition for an injunction is not affected by a person temporarily or permanently vacating a residence or household to avoid exploitation; providing that parties to an injunction may not be required to be represented by an attorney; providing for venue; providing that exploitation already having occurred is not required as a prerequisite for filing for or issuance of an injunction; requiring that a petition be filed in certain proceedings under ch. 744, F.S.; requiring that certain proceedings be recorded; requiring a sworn petition to contain certain allegations and statements; requiring the court to set a hearing within a certain time; requiring the clerk of the circuit court to assist the petitioner in filing an injunction or petition by providing certain forms and instructions; requiring the clerk of the court to ensure the petitioner's privacy; requiring the clerk of the court to provide the petitioner with certified copies of the injunction order; requiring that the clerks of the court and appropriate staff receive certain training; requiring that the clerk of the circuit court make available certain informational brochures and create and distribute a specified brochure containing specified information to the petitioner at the time of filing for an injunction; prohibiting the clerk of the circuit court from assessing an initial filing fee; authorizing the clerk of the circuit court to request a reimbursement for such petitions, subject to the appropriation of funds for that purpose; requiring the clerk of the circuit court to pay from such reimbursement certain fees to a law enforcement agency; authorizing the court to grant a temporary injunction ex parte under certain circumstances; prohibiting the use of evidence other than verified pleadings or affidavits in an ex parte hearing; providing an exception; authorizing the court to grant specified relief under certain circumstances; requiring the court to follow certain procedures when issuing an order denying a petition for an ex parte injunction; prohibiting an ex parte temporary injunction from having a duration longer than a specified number of days; requiring that a full hearing be set for a date no later than the date the temporary injunction expires; authorizing the court to grant a continuance of the hearing for good cause; providing factors that a court must consider when determining whether petitioners have reasonable cause; requiring the respondent to be personally served with certain documents before the hearing; providing for the relief a court may grant after a final hearing on a petition; requiring that the court allow certain advocates to be present under certain circumstances; requiring that the terms of certain injunctions remain in effect until modified or dissolved; requiring that a temporary or final judgment on an injunction meet certain requirements; providing requirements and options for service of process; authorizing the court to waive the service of process requirement for a financial institution; requiring that the clerk of the circuit court deliver a certified copy of certain orders meeting certain criteria to the parties under certain circumstances; providing options for noting the service was effective; requiring form of process upon a financial institution; requiring that the clerk of the circuit court place a written certification in the court file and notify the sheriff under certain circumstances; authorizing the clerk of the circuit court to serve certain respondents by certified mail; requiring that the clerk of the circuit court, law enforcement officers, and sheriffs follow certain procedures within a certain timeframe after an injunction has been issued or an injunction becomes ineffective; requiring the clerk of the circuit court to provide copies of certain petitions and orders to the adult protective services program; requiring the adult protective services program to treat petitions in a certain manner; requiring the adult protective services program to submit to the court the results of any previous investigations relating to the vulnerable adult within a specified timeframe; providing options for enforcing and prosecuting a violation of an injunction; requiring that the clerk of the circuit court collect any assessment or fine; providing for deposit of funds; requiring that a respondent held in custody after an arrest for violating an injunction be brought before the court as expeditiously as possible; specifying that the petitioner is liable for actual damages under certain circumstances; authorizing either party to move at any time to modify or dissolve an injunction; providing construction; creating s. 825.1036, F.S.; requiring that a clerk of the circuit court assist the petitioner in preparing an affidavit or direct the petitioner to a certain office, under certain circumstances; requiring the clerk of the circuit court or the office assisting the petitioner to immediately forward the affidavit to certain people and places depending on certain circumstances; requiring a law enforcement agency to complete its investigation and forward the affidavit along with a report of any information obtained through its investigation to the state attorney within a specified timeframe; requiring the state attorney to determine how it will proceed within a specified timeframe; authorizing the court to immediately issue an order of appointment of the state attorney in certain circumstances; requiring the court to immediately notify the state attorney that the court is proceeding to enforce the violation through a ruling of criminal contempt if the court does not issue an order of appointment; providing a penalty for a willful violation of an injunction; providing an exception; providing for how an

injunction may be violated; providing that a person with two or more prior convictions for violation of an injunction or foreign protection order against the same victim who commits a subsequent violation against the same victim commits a third degree felony; defining the term "conviction"; authorizing the court to award economic damages to a person who suffers an injury or loss as a result of a violation of an injunction; limiting liability of a financial institution related to an injunction freezing assets or a credit line; amending s. 901.15, F.S.; conforming provisions to changes made by the act; amending s. 415.107, F.S.; granting the court access to records in protective injunction proceedings; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1081, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee, Energy & Utilities Subcommittee and Representative(s) Perez, Slosberg—

CS for CS for HB 1081—A bill to be entitled An act relating to essential electric utility service; amending s. 252.38, F.S.; establishing a required element for each emergency management plan developed by a county or counties to identify certain facilities deemed critical for restoration of electric services; amending s. 252.373, F.S.; correcting a cross-reference; amending s. 366.11, F.S.; specifying that certain utilities are not exempt from providing medically essential electric service; amending s. 366.15, F.S.; revising and defining terms; providing notification requirements for electric utilities relating to the certification process for obtaining medically essential electric service and service disconnection; providing certification requirements for customers; specifying duties for electric utilities providing such service; revising penalties for falsification of such certification; creating s. 456.45, F.S.; requiring certain health care practitioners to inform certain patients of such certification process; requiring such practitioners to complete certain medical certifications and document such certification; providing effective dates.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1119 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee and Representative(s) Gruters—

CS for HB 1119—A bill to be entitled An act relating to the Lakewood Ranch Stewardship District, Manatee and Sarasota Counties; amending ch. 2005-338, Laws of Florida, as amended; revising the boundaries of the Lakewood Ranch Stewardship District; requiring a referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1155 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health Quality Subcommittee and Representative(s) La Rosa—

CS for HB 1155—A bill to be entitled An act relating to anatomical gifts; amending s. 765.511, F.S.; defining the term "nonprofit surgical training center"; amending s. 765.513, F.S.; authorizing nonprofit surgical training centers to become donees of anatomical gifts if specified criteria are met; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1165, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee, Health Quality Subcommittee and Representative(s) Trumbull—

CS for CS for HB 1165—A bill to be entitled An act relating to trauma services; amending ss. 318.14, 318.18, and 318.21, F.S.; requiring that moneys received from specified penalties be allocated to certain trauma centers by a calculation that uses the Agency for Health Care Administration's hospital discharge data; amending s. 395.4001, F.S.; revising the definition of the term "trauma caseload volume"; defining the term "high-risk patient"; conforming cross-references; amending s. 395.402, F.S.; revising legislative intent; revising trauma service areas and the number and location of trauma centers; prohibiting the Department of Health from designating an existing Level II trauma center as a new pediatric trauma center or from designating an existing Level II trauma center as a Level I trauma center in a trauma service area that already has an existing Level I or pediatric trauma center; apportioning trauma centers within each trauma service area; requiring the department to establish the Florida Trauma System Advisory Council by a specified date; authorizing the council to submit certain recommendations to the department; providing for the membership of the council; requiring the council to meet no later than a specified date and to meet at least quarterly; amending s. 395.4025, F.S.; conforming provisions to changes made by the act; requiring the department to periodically prepare an analysis of the state trauma system using the agency's hospital discharge data and specified population data; specifying contents of the report; requiring the department to make available all data, formulas, methodologies, and risk adjustment tools used in analyzing the data in the report; requiring the department to notify each acute care general hospital and local and regional trauma agency in a trauma service area that has an identified need for an additional trauma center that the department is accepting letters of intent; prohibiting the department from accepting a letter of intent and from approving an application for a trauma center if there is not statutory capacity for an additional trauma center; revising the department's review process for hospitals seeking designation as a trauma center; authorizing the department to approve certain applications for designation as a trauma center if specified requirements are met; providing that a hospital applicant that meets such requirements must be ready to operate in compliance with specified trauma standards by a specified date; deleting a provision authorizing the department to grant a hospital applicant an extension time to meet certain standards and requirements; requiring the department to select one or more hospitals for approval to prepare to operate as a trauma center; providing selection requirements; prohibiting an applicant from operating as a trauma center until the department has completed its review process and approved the application; requiring a specified review team to make onsite visits to newly operational trauma centers within a certain timeframe; requiring the department, based on recommendations from the review team, to designate a trauma center that is in compliance with specified requirements; deleting the date by which the department must select trauma centers; providing that only certain hospitals may protest a decision made by the department; providing that certain trauma centers that were verified by the department or determined by the department to be in substantial compliance with specified standards before specified dates are deemed to have met application and operational requirements; requiring the department to designate a certain provisionally approved Level II trauma center as a trauma center if certain criteria are met; prohibiting such designated

trauma center from being required to cease trauma operations unless the department or a court determines that it has failed to meet certain standards; providing construction; amending ss. 395.403 and 395.4036, F.S.; conforming provisions to changes made by the act; amending s. 395.404, F.S.; requiring trauma centers to participate in the National Trauma Data Bank; requiring trauma centers and acute care hospitals to report trauma patient transfer and outcome data to the department; deleting provisions relating to the department review of trauma registry data; amending ss. 395.401, 408.036, and 409.975, F.S.; conforming cross-references; providing for invalidity; requiring the Florida Trauma Center Advisory Council to conduct a study evaluating the laws, rules, regulations, standards, and guidelines for the designation of pediatric trauma centers as compared to those of a national trauma center accreditation body; requiring the council to submit a report of the findings and recommendations of the study to the Governor and Legislature by a specified date; requiring the department to provide assistance to the council; providing for expiration of the study; providing for invalidity; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1173, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Raschein, Beshears—

CS for CS for HB 1173—A bill to be entitled An act relating to lands used for governmental purposes; amending s. 253.025, F.S.; providing conditions under which specified appraisal standards are required for the acquisition of lands for the purpose of buffering military installations against encroachment; authorizing such lands to be leased or conveyed for less than appraised value to military installations; providing requirements for such leasing and conveyance; authorizing the use of certain funding sources for the immediate acquisition of lands that prevent or satisfy private property rights claims within areas of critical state concern; providing procedures for estimating the value of such lands under certain conditions; amending s. 259.045, F.S.; authorizing the Department of Environmental Protection to acquire conservation and recreation lands to prevent or satisfy private property rights claims within areas of critical state concern; providing procedures for estimating the value of such lands under certain conditions; amending s. 259.105, F.S.; including natural disaster and flood mitigation as criteria for assessing certain projects and land acquisitions under the Florida Forever Act; amending s. 288.980, F.S.; directing the Department of Economic Opportunity and the Florida Defense Support Task Force to provide an annual list of land acquisitions for the purpose of buffering military installations against encroachment; providing requirements for the annual list; revising the definition of the term "nonconservation lands"; amending s. 380.0555, F.S.; revising the legislative intent of the Apalachicola Bay Area Protection Act; amending s. 380.0666, F.S.; authorizing land authorities to contribute tourist impact tax revenues to counties to pay for project costs relating to the construction, redevelopment, and preservation of certain affordable housing; amending s. 380.508, F.S.; requiring that urban greenways and open space projects undertaken, coordinated, or funded by the Florida Communities Trust meet certain criteria; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1265 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Commerce Committee and Representative(s) Miller, M., Be-shears—

CS for HB 1265—A bill to be entitled An act relating to alcoholic beverages; amending s. 565.02, F.S.; removing certain liquor bottle size restrictions for operators of intrastate railroads or sleeping cars; removing a requirement that operators of intrastate railroads and sleeping cars keep separate the alcoholic beverages intended for sale on passenger trains and the alcoholic beverages intended for sale in the railroad transit station; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1319 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Public Integrity & Ethics Committee and Representative(s) Mariano, Fischer—

CS for HB 1319—A bill to be entitled An act relating to voter registration maintenance; amending s. 98.065, F.S.; requiring supervisors of elections to enter into agreements with clerks of the circuit courts to receive specified information; requiring supervisors of elections to compare certain information with the statewide voter registration system; amending s. 98.093, F.S.; requiring the Department of Highway Safety and Motor Vehicles to furnish monthly to the Department of State a list of persons who identified themselves as aliens; requiring the Department of State to compare such list with the statewide voter registration system and provide the names of registered voters who are aliens to the supervisor of elections of the county in which the voter is registered; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1361 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Judiciary Committee, Civil Justice & Claims Subcommittee and Representative(s) Clemons—

CS for CS for HB 1361—A bill to be entitled An act relating to clerks of court; repealing s. 43.19, F.S., relating to the disposition of certain money paid into a court which is unclaimed; amending s. 45.031, F.S.; revising the time periods within which certain persons must file claims for certain unclaimed surplus funds; amending s. 45.032, F.S.; deleting provisions defining and specifying the powers of a "surplus trustee"; authorizing specified entities to claim surplus funds that remain after a judicial sale; specifying procedures for those entities to receive such funds; specifying procedures for the clerk to use in handling surpluses that remain unclaimed; specifying the entities eligible for the surplus once the funds have been remitted to the Department of Financial Services; conforming provisions to changes made by the act; amending s. 45.033, F.S.; conforming a provision to changes made by the act; repealing s. 45.034, F.S., relating to qualifications and appointment of a surplus trustee in foreclosure actions; amending s. 45.035, F.S.; revising service charges that a clerk may receive and deduct from surplus amounts; amending s. 318.1451, F.S.; requiring a driver improvement course provider to transmit, within a specified time period, the individual completion certificate and citation number through the Florida Courts E-Filing Portal to the clerk of the circuit court in the county where the citation was issued; amending s. 717.113, F.S.; exempting certain funds remaining after a judicial sale and held in a court registry from becoming payable or distributable and subject to certain reporting requirements; amending ss. 717.124, 717.138, and 717.1401, F.S.; conforming cross-references; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1393 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee and Representative(s) Grant, J.—

CS for HB 1393—A bill to be entitled An act relating to the City of Tampa, Hillsborough County; creating the Water Street Tampa Improvement District; providing a short title; providing legislative findings and intent; providing definitions; stating legislative policy regarding creation of the district; establishing compliance with minimum requirements in s. 189.031(3), F.S., for creation of an independent special district; providing for creation and establishment of the district; providing district boundaries; providing for the jurisdiction and charter of the district; providing for a governing board and establishing membership criteria and election procedures; providing for board members' terms of office; providing for board meetings; providing for administrative duties of the board; providing a method for election of the board; providing for a district manager and district personnel; providing for a district treasurer, selection of a public depository, and district budgets and financial reports; providing for the general powers of the district; providing for the special powers of the district to plan, finance, and provide community infrastructure and services within the district; providing for bonds; providing for future ad valorem taxation; providing for special assessments; providing for authority to borrow money; providing for tax liens; providing for competitive procurement; providing for fees and charges; providing for amendment to the charter; providing for required notices to purchasers of units within the district; defining district public property; providing for construction; providing severability; providing for a referendum; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 1395 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee and Representative(s) Rommel—

CS for HB 1395—A bill to be entitled An act relating to the City of Marco Island, Collier County; providing an exception to general law; authorizing the Department of Health to grant a license to the City of Marco Island to provide certain emergency medical transportation services upon the city meeting certain criteria; requiring a referendum; providing an effective date.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 1449 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Local, Federal & Veterans Affairs Subcommittee and Representative(s) Drake—

CS for CS for HB 1449—A bill to be entitled An act relating to the Campbellton-Graceville Hospital District, Jackson County; providing an exception to general law; authorizing the sale of assets by the district; providing for district to wind down its affairs after such sale; re-

peeling certain parts of ch. 61-2290, Laws of Florida; terminating district authority to impose ad valorem taxes; providing an effective date.

Proof of publication of the required notice was attached.

—was referred to the Committee on Rules.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 6041 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Representative(s) Stevenson, Killebrew, Payne—

HB 6041—A bill to be entitled An act relating to the Division of Historical Resources; amending s. 267.031, F.S.; revising provisions governing the division's responsibilities in issuing permits for survey, excavation, and salvage activities on state-owned lands or on state-owned sovereignty submerged lands; repealing s. 267.0625, F.S., relating to the abrogation of offensive and derogatory geographic place names; repealing s. 267.115(9), F.S., relating to the division's authorization to implement a program for administering finds of artifacts from state-owned river bottoms; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/HB 7007 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee, Public Integrity & Ethics Committee and Representative(s) Sullivan, Jacobs, Davis, Duran, Hager, Mercado, Pritchett, Shaw, Slosberg, Watson, C., Williams—

CS for CS for HB 7007—A bill to be entitled An act relating to ethics reform; repealing s. 11.061, F.S., relating to state, state university, and community college employee lobbyists; creating s. 11.255, F.S.; providing state policy relating to sexual harassment; requiring the Legislature to establish rules, policies, and procedures; amending s. 25.382, F.S.; requiring the Supreme Court to establish rules, policies, and procedures; amending s. 106.011, F.S.; revising a definition; creating s. 106.112, F.S.; prohibiting the use of certain funds to pay certain expenses; creating s. 106.114, F.S.; providing definitions; prohibiting certain public service announcements by specified governmental entities, persons acting on behalf of such entities, and elected officials; providing applicability; amending s. 110.1221, F.S.; revising the state's sexual harassment policy; requiring certain persons to comply with certain rules and policies; requiring agencies to adopt certain rules and policies; amending s. 112.313, F.S.; revising applicability of certain provisions relating to contractual relationships; prohibiting public officers or employees of an agency from soliciting specified employment or contractual relationships; requiring certain offers and solicitations of employment or contractual relationships to be disclosed to certain persons; requiring such solicitations to be disclosed to the Commission on Ethics in certain circumstances; authorizing the commission to investigate such disclosures; providing a definition; prohibiting legislators, statewide elected officers, appointed state officers, and agency directors from certain compensated representation for a specified period following vacation of office; deleting a provision prohibiting former legislators from acting as lobbyists before certain entities and persons for a specified period following vacation of office; providing applicability; creating s. 112.3131, F.S.; prohibiting sexual harassment in the public workplace and in the conduct of public business; providing state policy relating to sexual harassment; requiring certain individuals to comply with certain state law, rules, and policies; providing a definition; providing that certain individuals are encouraged to report sexual harassment as soon as possible; authorizing such reports to be written or verbal; requiring such reports to be provided to certain individuals or agencies; requiring a designated official recipient of sexual harassment

reports to take certain actions; requiring an individual with supervisory responsibility to take certain actions in certain circumstances; prohibiting retaliation and violation of a confidentiality requirement; requiring that certain complaints be processed in a certain manner; providing criminal penalties for making false reports; creating s. 112.3132, F.S.; providing procedural requirements for prevention of and protection from sexual harassment; authorizing agencies to adopt rules and administrative policies and procedures; providing requirements for written policies and requiring specified reviews; requiring that employees and public officers be provided with certain training and sign an acknowledgment; requiring agencies to conduct certain assessments at least biennially; authorizing and providing procedural requirements for verbal reports, submitting written complaints, and initiating investigations of sexual harassment; authorizing a preliminary review; requiring an individual accused of or under investigation for sexual harassment to be provided with certain information and opportunities; requiring confidentiality of certain information; requiring certain documentation of a probable cause determination; requiring agency policies and procedures to provide for a hearing in certain circumstances; providing requirements for potential disciplinary actions; requiring that certain evidence be referred to the appropriate law enforcement agency; requiring agencies to maintain certain records; providing for discipline of certain individuals; prohibiting the enforcement of a nondisclosure agreement in certain circumstances; providing that certain violations are not subject to the jurisdiction of the commission; creating s. 112.3133, F.S.; creating the Task Force on the Prevention of Sexual Harassment; providing for meetings, membership, and duties of the task force; requiring the task force to provide a report to the Governor and Legislature; providing that members of the task force shall serve without compensation but may be reimbursed for travel expenses; creating s. 112.3181, F.S.; prohibiting statewide elected officers and legislators from soliciting employment offers or investment advice arising out of official or political activities; prohibiting such officers or legislators from soliciting or accepting investment advice from or soliciting or entering into certain profitmaking relationships with or advised by lobbyists or principals; providing definitions; requiring lobbyists and principals to disclose certain prohibited solicitations to the commission; authorizing the commission to investigate such disclosures; providing disclosure requirements; requiring the commission to publish disclosures on its website; authorizing the commission to adopt rules; amending s. 112.3185, F.S.; providing definitions; prohibiting certain officers and employees from soliciting employment or contractual relationships from or negotiating employment or contractual relationships with certain employers; providing exceptions; requiring disclosure of certain offers of employment or contractual relationships; reenacting and amending s. 112.3215, F.S.; revising definitions; requiring lobbyists to electronically register with the commission; revising lobbyist registration, compensation report, principal designation cancellation, and investigation requirements; revising lobbyist registration fees; authorizing the commission to dismiss certain complaints and investigations; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7071, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Justice Appropriations Subcommittee, Judiciary Committee and Representative(s) Sprowls, Spano—

CS for HB 7071—A bill to be entitled An act relating to criminal justice data transparency; creating s. 900.05, F.S.; providing legislative intent; declaring an important state interest; providing definitions; requiring specified entities to collect and transmit to the Department of Law Enforcement weekly specific data; requiring the Department of Law Enforcement to compile, maintain, and make publicly accessible the data; providing sanctions for noncompliance by an entity required to collect and transmit data; creating s. 943.687, F.S.; requiring the Department of Law Enforcement to collect, compile, maintain, and manage data collected pursuant to s. 900.05, F.S.; requiring the department to make data comparable, transferable, and readily usable; requiring an

Internet-based database; providing requirements for data searchability and sharing; requiring monitoring of data collection procedures; providing for data archiving, editing, and retrieval; amending s. 921.0024, F.S.; requiring scoresheets prepared for all criminal defendants to be digitized; requiring the Department of Corrections to develop and submit revised digitized scoresheets to the Supreme Court for approval; requiring digitized scoresheets to include individual data cells for each field on the scoresheet; requiring the clerk of court to electronically transmit the digitized scoresheet used in each sentencing proceeding to the department; amending s. 907.043, F.S.; requiring each pretrial release program to include in its annual report the types of criminal charges of defendants accepted into a pretrial release program, the number of defendants accepted into a pretrial release program who paid a bail or bond, the number of defendants accepted into a pretrial release program with no prior criminal conviction, and the number of defendants for whom a pretrial risk assessment tool was used or was not; creating s. 945.041, F.S.; requiring the Department of Corrections to publish quarterly on its website inmate admissions based on offense type and recidivism rate; amending s. 20.315, F.S.; requiring the Department of Corrections to include information in its annual report on inmate admission based on offense type and recidivism rate; creating a pilot project in a specified judicial circuit to improve criminal justice data transparency and ensure data submitted under s. 900.05, F.S., is accurate, valid, reliable, and structured; permitting a memorandum of understanding with a national, nonpartisan, not-for-profit foundation meeting certain criteria for the purpose of embedding a data fellow in the office or agency; establishing data fellow duties and responsibilities; providing for the expiration of the pilot project; providing appropriations; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7079 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Oversight, Transparency & Administration Subcommittee and Representative(s) Burgess—

HB 7079—A bill to be entitled An act relating to public records; amending s. 252.385, F.S.; creating an exemption from public record requirements for certain information of a person using a public shelter during an emergency; providing for future legislative review and repeal of the exemption; creating s. 252.64, F.S.; creating an exemption from public record requirements for certain identifying information related to damage assessments held by an agency following a disaster; providing for expiration of the public record exemption; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7081 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee and Representative(s) Williamson—

HB 7081—A bill to be entitled An act relating to public records; transferring, renumbering, and amending ss. 24.105(12) and 24.118(4), F.S.; exempting from public records requirements certain security information held by the Department of the Lottery, information about lottery games, personal identifying information of retailers and vendors for purposes of background checks, and certain financial information held by the department; providing for retroactive application; providing

for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a directive to the Division of Law Revision and Information; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7083 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Appropriations Committee, Government Accountability Committee and Representative(s) Raschein, Williams—

CS for HB 7083—A bill to be entitled An act relating to emergency management; amending s. 110.120, F.S.; extending the number of days that certain state employees may be granted administrative leave to participate in federal disaster relief services; amending s. 215.559, F.S.; authorizing Florida Hurricane Catastrophe Funds to be used for specified purposes; amending s. 252.35, F.S.; providing specified requirements for the state comprehensive emergency management plan and county emergency management plans; creating s. 252.375, F.S.; prohibiting certain public entities from holding specified meetings during a declared state of emergency under certain circumstances; amending s. 341.302, F.S.; requiring the Department of Transportation to conduct a study and providing requirements therefor; requiring the department to submit a report to the Governor and Legislature by a specified date; providing that the act fulfills an important state interest; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/HB 7085 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Appropriations Committee, Health & Human Services Committee and Representative(s) Massullo—

CS for HB 7085—A bill to be entitled An act relating to health care disaster preparedness and response; amending s. 252.355, F.S.; directing the Department of Health, in coordination with the Division of Emergency Management and local emergency management agencies to maintain a statewide registry of persons with special needs; requiring the department to develop and maintain a statewide special needs shelter registration program; creating the Special Needs Shelter Registry Work Group; providing for membership and meetings; directing the work group to develop the uniform special needs registration form by a certain date; requiring local emergency management agencies to exclusively use the statewide registry to register persons for special needs shelters; requiring local emergency management agencies to enter into agreements with certain hospitals to shelter certain individuals; requiring the Department of Health to assist local emergency management agencies with developing alternative sheltering options for persons deemed ineligible for a special needs shelter; authorizing local emergency management agencies to coordinate with the Agency for Health Care Administration for placement of certain persons deemed ineligible for a special needs shelter in certain circumstances; creating s. 252.3591, F.S.; requiring local emergency management agencies to establish a procedure for authorizing employees of health care facilities to enter and remain in curfew areas during a declared emergency or disaster; authorizing a law enforcement officer to specify a permissible route of ingress or egress for an authorized person; amending s. 381.0303, F.S.; directing the department to recruit faculty and students from state university and college health care programs to staff special needs shelters; authorizing certain employees of state agencies, universities, and colleges to staff local special needs shelters; requiring the department to reimburse a state agency, university, or college employee who staffs a special needs shelters at the request of the department; deleting a provision specifying that the submission of

emergency management plans to county health departments is contingent upon a specified appropriation by the department; amending s. 393.0651, F.S.; requiring the Agency for Persons with Disabilities to develop a personal disaster plan for each client receiving services under the home and community-based services Medicaid waiver program and update such plan annually; amending s. 393.067, F.S.; requiring the agency to determine compliance with specified requirements by entities licensed by the agency; directing the agency to require facilities licensed under ch. 393, F.S., to include additional components in their comprehensive emergency management plans; requiring a facility to provide information regarding its plan and any changes thereto to designated individuals, the agency, and the local emergency management agency within a specified timeframe; requiring a facility to conduct specified staff training on the policies and procedures for implementing the plan; requiring the agency to communicate before the disaster impacts the area which service provision requirements may be waived during the emergency; amending s. 393.0673, F.S.; authorizing the agency to discipline or refuse to issue or renew a facility's license for failure to comply with the requirements of the comprehensive emergency management plan or to follow the policies or procedures in the plan during a disaster; amending s. 393.0675, F.S.; authorizing the agency to pursue injunctive proceedings against a facility for failure to comply with the requirements of the comprehensive emergency management plan or to follow the policies or procedures in the plan during a disaster; amending s. 400.102, F.S.; providing additional grounds for action by the agency against a licensee; amending s. 400.19, F.S.; requiring the Agency for Health Care Administration to conduct certain unannounced inspections of any facility licensed under part II of ch. 400, F.S., a district nursing home unit in a hospital, and certain freestanding facilities licensed under ch. 395, F.S., to determine compliance with comprehensive emergency management plan requirements; amending s. 400.23, F.S.; directing the agency to require facilities licensed under part II of ch. 400, F.S., to include additional components in their comprehensive emergency management plans; requiring a facility to provide information regarding its plan and any changes thereto to designated individuals, the agency, and the local emergency management agency within a specified timeframe; amending s. 400.492, F.S.; revising requirements with respect to the comprehensive emergency management plans of home health agencies to include the means by which continuing services will be provided to patients in private residences, assisted living facilities, or adult family care homes and patients who evacuate to special needs shelters; providing requirements for notification of patients and designated interested parties; requiring the list of patients needing continued home health agency care to include certain patients; requiring home health agencies to demonstrate a good faith effort to attempt to provide services by documenting staff attempts to follow procedures outlined in the comprehensive emergency management plan; amending s. 400.497, F.S.; providing deadlines for submission and approval of a home health agency's comprehensive emergency management plan; authorizing the Agency for Health Care Administration to impose a fine on a home health agency for failure to comply with plan requirements and submission deadlines; amending s. 400.506, F.S.; revising requirements with respect to the comprehensive emergency management plans of nurse registries to include the means by which continuing services will be provided to certain patients who remain at home or in an assisted living facility or adult family care home or who evacuate to a special needs shelter; requiring a nurse registry to document efforts to comply with plan requirements; providing requirements for notification of patients and designated interested parties; requiring the list of patients needing continued care to include certain patients; providing additional responsibilities of a nurse registry; providing deadlines for plan submission and approval; amending s. 408.813, F.S.; authorizing the agency to impose a fine on a health care provider regulated under part II of ch. 408, F.S., for failure to have an approved comprehensive emergency management plan and for failure to have certain agreements after a certain date; amending s. 408.821, F.S.; requiring licensees required by authorizing statutes to have a comprehensive emergency management plan to conduct annual staff training on the policies and procedures for implementing the plan within a specified timeframe; providing for agency action for failure to comply; amending s. 429.14, F.S.; authorizing the agency to deny or revoke the license of an assisted living facility for failure to comply with comprehensive emergency management plan requirements; amending s. 429.19, F.S.; conforming a reference; amending s. 429.28, F.S.; revising the assisted living facility resident bill of rights to include a requirement that the agency determine compliance with the facility's comprehensive emergency management plan; deleting a requirement that the agency conduct at least

one monitoring visit under certain circumstances; deleting provisions authorizing the agency to conduct periodic followup inspections and complaint investigations under certain circumstances; amending s. 429.34, F.S.; authorizing the agency to inspect and investigate assisted living facilities as necessary to determine compliance with certain laws; removing a provision requiring the agency to inspect each licensed assisted living facility at least biennially; authorizing the agency to conduct monitoring visits of each facility cited for prior violations under certain circumstances; requiring the agency to conduct followup inspections to monitor compliance with requirements for the comprehensive emergency management plan under certain circumstances; amending s. 429.41, F.S.; directing the agency to require facilities licensed under ch. 429, F.S., to include additional components in their comprehensive emergency management plans; requiring a facility to provide information regarding its plan and any changes thereto to designated individuals, the agency, and the local emergency management agency within a specified timeframe; providing an appropriation to the Agency for Health Care Administration and the Department of Health; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7091 by the required constitutional two-thirds vote of the members voting and requests concurrence of the Senate.

Portia Palmer, Clerk

By Government Accountability Committee and Representative(s) Sullivan—

HB 7091—A bill to be entitled An act relating to public records; amending s. 112.3132, F.S.; providing an exemption from public records requirements for a complaint of sexual harassment and certain information related to such complaint held by an agency; providing that such complaint is no longer confidential and exempt in certain circumstances; authorizing the release of confidential and exempt information in certain circumstances; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing a contingent effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7093, as amended, and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Ways & Means Committee and Representative(s) Renner—

HB 7093—A bill to be entitled An act relating to corporate income taxation; amending s. 220.03, F.S.; adopting the Internal Revenue Code as amended and in effect on January 1, 2018; creating s. 220.1105, F.S.; providing definitions; providing for the adjustment of the corporate tax rate based on net collections exceeding adjusted forecasted collections for fiscal years 2018-2019 through 2020-2021; specifying the treatment of net collections amounts that exceed adjusted forecasted net collections for fiscal years 2018-2019 through 2020-2021; amending s. 220.11, F.S.; revising the adjustment of the tax rate imposed; amending s. 220.13, F.S.; incorporating a reference to a recent federal act into state law for the purpose of defining the term "adjusted federal income"; revising the calculation of certain taxable income based on changes to federal law; amending s. 220.63, F.S.; revising the adjustment of franchise tax rate imposed on banking and savings associations; providing emergency rulemaking authority; providing for retroactive application; providing an effective date.

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

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed HB 7099 and requests the concurrence of the Senate.

Portia Palmer, Clerk

By Health & Human Services Committee and Representative(s) Magar—

HB 7099—A bill to be entitled An act relating to ratification of Agency for Health Care Administration rules; ratifying a specified rule relating to emergency environmental control for nursing homes for the sole and exclusive purpose of satisfying any condition on effectiveness pursuant to s. 120.541(3), F.S., which requires ratification of any rule meeting any specified thresholds for likely adverse impact or increase in regulatory costs; providing applicability; providing an effective date.

—was referred to the Committee on Rules.

RETURNING MESSAGES — FINAL ACTION

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 376.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 394.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/SB 512.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed CS/CS/SB 622.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has passed SB 1712.

Portia Palmer, Clerk

The bill contained in the foregoing message was ordered enrolled.

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendment(s) and passed CS/CS/CS/HB 1279, as amended.

Portia Palmer, Clerk

The Honorable Joe Negron, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendment(s) and passed CS/HB 7055, as amended.

Portia Palmer, Clerk

CORRECTION AND APPROVAL OF JOURNAL

The Journal of March 3 was corrected and approved.

CO-INTRODUCERS

Senator Hukill—SB 786

ADJOURNMENT

On motion by Senator Benacquisto, the Senate adjourned at 7:45 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Tuesday, March 6 or upon call of the President.

SENATE PAGES

March 5-9, 2018

Jordyn Allen, Davie; Jonah Bidwell, Wewahatchka; Jameson “Jamie” Boswell, DeLand; Paul “P.J.” Diaz, Jr., Maitland; Timothy Glass, Tallahassee; James “Jimmy” Grammig, Tampa; Shannon Harner, Pinellas Park; Kalell Lovely, Princeton; Holden Margheim, DeBary; Ethan Nunn, Valrico; Eric Odza, Coral Springs; Alexis Poppell, Tallahassee; Meghan Pehacek, Pensacola; Harley Ramba, Tallahassee; Koda Robillard, Pittsboro, NC