



# Journal of the Senate

Number 4—Regular Session

Thursday, March 14, 2019

## CONTENTS

Call to Order . . . . .	234
Co-Introducers . . . . .	236, 250
Committee Substitutes, First Reading . . . . .	238
Executive Business, Appointments . . . . .	250
Executive Business, Reports . . . . .	238
Introduction and Reference of Bills . . . . .	238
Moment of Silence . . . . .	235, 237
Reference Changes, Rule 4.7(2) . . . . .	249
Reports of Committees . . . . .	237
Resolutions . . . . .	234
Special Guests . . . . .	236
Special Order Calendar . . . . .	235
Special Recognition . . . . .	237

## CALL TO ORDER

The Senate was called to order by President Galvano at 1:30 p.m. A quorum present—39:

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

## PRAYER

The following prayer was offered by Professor Ammar Ahmed, South Florida Director of Emgage and Professor at Broward College, Palm Beach:

In the name of God, the most gracious and merciful, the creator of all that is, all that has been, and all that will be, we remind ourselves of the bounty and blessings you have bestowed upon us. You have provided us with food and drink, clothing and shelter, and so much else we have to be thankful for. We have been gifted with time, ability, and opportunity. May we justly wield this opportunity. We ask for your continued blessings—may you shower them down upon all of us, our friends and family, and the people of this great state.

You are the wise—may you grant us a piece of your infinite wisdom. You are the guide—may you show us the straight path and help us to follow it. You are the unifier—may you give us the strength and the courage to stand together and do righteous deeds for the sake of our fellow humanity. You are the listener—may you give us the ability to listen deeply and compassionately.

May your peace and blessings be upon those sent to guide us and upon us all. Amin.

## PLEDGE

Senate Pages, Ava DeVries of Naples; Preston Edwards of Sopchoppy; Alana Kornegay of Tallahassee; and Samuel Newson III of St. Petersburg, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

## ADOPTION OF RESOLUTIONS

At the request of Senator Rouson—

By Senator Rouson—

**SR 632**—A resolution recognizing Tampa Theatre as a treasured Florida landmark for its significant contribution to the arts, its historical significance as a preserved and protected landmark, and the service and enjoyment it provides to residents of and visitors to this state.

WHEREAS, Tampa Theatre, lovingly referred to as “the Tampa,” enjoys a long and luminous history and distinguished heritage, having been constructed in 1926 as one of America’s most majestic and elaborate motion picture palaces, and

WHEREAS, the Tampa opened its doors on October 15, 1926, to a sold-out audience, including then-Governor John W. Martin, and

WHEREAS, an extraordinary example of movie palace architecture, the Tampa was designed by acclaimed architect John Ebersson as his favorite representation of the “atmospheric” style of theatre for which he was renowned, replete with old-world style ornamentation and statuary, wrought iron accents, rich tapestries, gargoyles, and a star-filled night sky, and has elegantly endured through the decades, and

WHEREAS, in 1976, when changes in the film industry endangered the future of the Tampa, area residents and champions statewide rescued the building for the enjoyment of future generations, and

WHEREAS, the Tampa’s successful resurgence as a nonprofit film and cultural center has been central to the economic revitalization of downtown Tampa and the region, and

WHEREAS, the Tampa has received international acclaim as being one of the most beautiful, important, and best historic movie theaters in the world, and

WHEREAS, the Tampa is fiercely protected and generously supported by the residents of this state and welcomes more than 140,000 visitors a year, NOW, THEREFORE,

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

That Tampa Theatre is recognized as a treasured Florida landmark for its significant contribution to the arts, its historical significance as a preserved and protected landmark, and the service and enjoyment it provides to residents of and visitors to this state.

—was introduced, read, and adopted by publication.

At the request of Senator Perry—

By Senator Perry—

**SR 678**—A resolution commemorating the 175th anniversary of Marion County and recognizing March 25, 2019, as “Marion County Day” in Florida.

WHEREAS, when the United States Government acquired Florida in 1821, scouts were sent to survey the peninsula, and in 1825, the government created the Seminole Agency to oversee the Seminole Nation in what would become Marion County, and

WHEREAS, the United States Army established a military outpost to protect the northern boundary of the Seminole Indian reservation and in 1827, erected a site called Fort King, and

WHEREAS, as a result of the Armed Occupation Act of 1842, which offered free land if certain conditions were met, pioneers migrated to present-day Marion County, and

WHEREAS, between 1842 and 1844, Marion County was still a part of Alachua, Mosquito, now known as Orange, and Hillsborough Counties, and the closest county seat was in Alachua County, a difficult 50 miles from Fort King, and so early settlers wanted a new county, and

WHEREAS, Gabriel L. Priest, Sr., the first State Senator from Marion County, represented Alachua County when he introduced a bill to create the new county, and

WHEREAS, the territorial legislative council authorized the formation of Marion County, and Richard Keith Call, the third territorial Governor, signed the law on March 25, 1844, and

WHEREAS, Marion County has grown substantially and now boasts significant economic development and the title of Horse Capital of the World, and

WHEREAS, the people and natural landmarks of Marion County have contributed greatly to the history of the State of Florida, and

WHEREAS, March 25, 2019, marks the 175th anniversary of Marion County's creation, NOW, THEREFORE,

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

That March 25, 2019, is designated as "Marion County Day" in Florida, and that all Marion County residents, past and present, are thanked for their significant contributions to the state.

—was introduced, read, and adopted by publication.

At the request of Senator Berman—

By Senator Berman—

**SR 1810**—A resolution recognizing March 2019 as "Colorectal Cancer Awareness Month" in Florida.

WHEREAS, colorectal cancer is currently the second leading cause of cancer death in the United States among both men and women, and

WHEREAS, in 2018, approximately 140,250 people in the United States were diagnosed with colorectal cancer, and approximately 50,630 people died from the disease, and

WHEREAS, the average risk of developing colorectal cancer in one's lifetime is 5 percent, and this risk may increase depending on age, family history, or ethnicity, and

WHEREAS, according to the Centers for Disease Control and Prevention's 2013 incidence report, Floridians were affected by colorectal cancer at a rate of 35.8 per 100,000, and the death rate was 13.4 per 100,000, and

WHEREAS, with early detection, the 5-year survival rate for colorectal cancer is approximately 90 percent, but, even with regular screenings, only four out of ten cases are detected sufficiently early, and such factors as lack of awareness and inability to afford proper screenings often prevent detection, and

WHEREAS, if colorectal cancer is discovered in later stages after it has begun to spread to other organs, the survival rate is a mere 10 percent, but this survival figure could increase if adults older than 50 years of age are regularly screened to discover the cancer in its earlier stages, and

WHEREAS, increasing awareness of and education concerning colorectal cancer leads to significant progress in both preventing and overcoming the disease, as the majority of cases have proven to be both treatable and survivable, NOW, THEREFORE,

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

That March 2019 is recognized as "Colorectal Cancer Awareness Month" in Florida.

—was introduced, read, and adopted by publication.

**MOMENT OF SILENCE**

At the request of Senator Montford, the Senate observed a moment of silence in honor of Staff Sergeant Carl Enis, a United States Air Force Reserve airman and pararescue squadron member. He was one of six killed when their HH-60 Pave Hawk helicopter went down in Anbar Province, Iraq, on March 15, 2018. His widow, Angela Drzewiecki, was present in the gallery.

**SPECIAL ORDER CALENDAR**

On motion by Senator Bradley—

**CS for SB 82**—A bill to be entitled An act relating to vegetable gardens; creating s. 604.71, F.S.; providing legislative intent; prohibiting local governments from regulating vegetable gardens on residential properties except as otherwise provided by law; specifying that such regulations are void and unenforceable; specifying exceptions; providing applicability; defining the term "vegetable garden"; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 82** was placed on the calendar of Bills on Third Reading.

On motion by Senator Book—

**CS for SB 184**—A bill to be entitled An act relating to aging programs; transferring the powers, duties, and functions of the Department of Elderly Affairs relating to hospices, assisted living facilities, adult family-care homes, and adult day care centers to the Agency for Health Care Administration; amending s. 20.41, F.S.; requiring the department to provide certain documents and information to the agency upon request; amending s. 20.42, F.S.; establishing that the agency is the lead agency responsible for the regulation of hospices, assisted living facilities, adult day care centers, and adult family-care homes; amending ss. 400.605, 400.60501, 400.6095, 400.610, 429.02, 429.17, 429.23, 429.24, 429.255, 429.256, 429.27, 429.275, 429.31, 429.34, 429.41, 429.42, 429.52, 429.54, 429.63, 429.67, 429.71, 429.73, 429.75, 429.81, 429.917, 429.918, 429.929, and 765.110, F.S.; conforming provisions to changes made by the act; providing an effective date.

—was read the second time by title.

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

Senator Book moved the following amendment which was adopted:

**Amendment 1 (590476) (with title amendment)**—Delete lines 770-902.

And the title is amended as follows:

Delete lines 17-18 and insert: 429.67, 429.71, 429.73, 429.75, 429.81, 429.929, and 765.110, F.S.; conforming

Pursuant to Rule 4.19, **CS for SB 184**, as amended, was ordered engrossed and then placed on the calendar of Bills on Third Reading.

On motion by Senator Harrell—

**CS for CS for SB 188**—A bill to be entitled An act relating to the Department of Health; amending s. 381.4018, F.S.; requiring the Department of Health to develop strategies to maximize federal-state partnerships that provide incentives for physicians to practice in medically underserved or rural areas; authorizing the department to adopt certain rules; amending s. 456.013, F.S.; revising health care practitioner licensure application requirements; amending s. 458.3312, F.S.; removing a provision prohibiting a physician from representing himself or herself as a board-certified specialist in dermatology unless the recognizing agency is reviewed and reauthorized on a specified basis by the Board of Medicine; amending s. 459.0055, F.S.; revising licensure requirements for a person seeking licensure or certification as an osteopathic physician; repealing s. 460.4166, F.S., relating to registered chiropractic assistants; amending s. 464.019, F.S.; extending through 2025 the Florida Center for Nursing's responsibility to study and issue an annual report on the implementation of nursing education programs; amending s. 464.202, F.S.; requiring the Board of Nursing to adopt rules that include disciplinary procedures and standards of practice for certified nursing assistants; amending s. 464.203, F.S.; revising certification requirements for nursing assistants; amending s. 464.204, F.S.; revising grounds for board-imposed disciplinary sanctions; amending s. 466.006, F.S.; revising certain requirements for examinations to be completed by applicants seeking dental licensure; amending s. 466.00673, F.S.; extending the repeal date of provisions relating to health access dental licenses; amending s. 466.007, F.S.; revising requirements for examinations of dental hygienists; amending s. 466.017, F.S.; providing adverse incident reporting requirements; providing for disciplinary action by the Board of Dentistry; defining the term "adverse incident"; authorizing the board to adopt rules; amending s. 466.031, F.S.; making technical changes; authorizing an employee or an independent contractor of a dental laboratory acting as an agent of that dental laboratory to engage in onsite consultation with a licensed dentist during a dental procedure; amending s. 466.036, F.S.; revising inspection frequency of dental laboratories during a specified period; amending s. 468.701, F.S.; revising the definition of the term "athletic trainer" for the purpose of relocating an existing requirement; amending s. 468.707, F.S.; revising athletic trainer licensure requirements; amending s. 468.711, F.S.; requiring certain licensees to maintain certification in good standing without lapse to renew their athletic trainer license; amending s. 468.713, F.S.; requiring that an athletic trainer work within a specified scope of practice; relocating an existing requirement; amending s. 468.723, F.S.; requiring the direct supervision of an athletic training student to be in accordance with rules adopted by the Board of Athletic Training; amending s. 468.803, F.S.; revising orthotic, prosthetic, and pedorthic licensure, registration, and examination requirements; amending s. 480.033, F.S.; revising the definition of the term "apprentice"; amending s. 480.041, F.S.; revising qualifications for licensure as a massage therapist; specifying that a massage apprentice who was licensed before a specified date may continue to perform massage therapy as authorized under his or her license; authorizing a massage apprentice to apply for full licensure upon completion of the apprenticeship under certain conditions; repealing s. 480.042, F.S., relating to examinations for licensure as a massage therapist; amending s. 480.046, F.S.; revising instances under which disciplinary action may be taken against massage establishments; prohibiting certain massage establishments from applying for relicensure; providing an exception; amending s. 490.003, F.S.; revising the definition of the terms "doctoral-level psychological education" and "doctoral degree in psychology"; amending s. 490.005, F.S.; revising requirements for licensure by examination of psychologists and school psychologists; amending s. 490.006, F.S.; revising requirements for licensure by endorsement of psychologists and school psychologists; amending s. 491.0045, F.S.; providing an exemption for registration requirements for clinical social worker interns, marriage and family therapist interns, and mental health counselor interns under certain circumstances; amending s. 491.005, F.S.; revising requirements for the licensure by examination of marriage and family therapists; revising examination requirements for the licensure by examination of mental health counselors; amending s. 491.006, F.S.; revising requirements for licensure by endorsement or certification for specified professions; amending s. 491.007, F.S.; removing a biennial intern registration fee; amending s. 491.009, F.S.; authorizing the Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling or, under certain circumstances, the department to enter an order denying licensure or imposing penalties against an applicant for licensure under certain circum-

stances; amending ss. 491.0046 and 945.42, F.S.; conforming cross-references; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for CS for SB 188** was placed on the calendar of Bills on Third Reading.

## SPECIAL GUESTS

Senator Powell recognized his wife, Whitney, and daughter, Chandler, who were present in the gallery.

On motion by Senator Diaz—

By Senators Stargel, Rodriguez, Simpson, Passidomo, Book, Cruz, Gruters, Torres, Powell, Taddeo, Lee, and Benacquisto—

**SR 682**—A resolution expressing solidarity with the people of Venezuela in their pursuit of a strong and stable democratic government under which they may enjoy the political freedoms and economic security that are the hallmarks of democracy.

WHEREAS, Venezuela was once a rich and prosperous country with a stable democratic form of government, recognized as South America's economic powerhouse because of its bountiful natural resources, and

WHEREAS, since 1998, when Hugo Chávez first came into power, and continuing today under the brutal dictatorship of Nicolás Maduro, Venezuela has become a shadow of its former self, crippled by an economic collapse that has resulted in shortages of food and the suspension of essential services, and

WHEREAS, the current dictatorship has robbed the Venezuelan people of their freedom of press, freedom of speech, and the right to peaceful assembly, and

WHEREAS, United States Senator Marco Rubio and President Donald J. Trump have joined other world leaders in calling for the recognition of Juan Guaidó as Venezuela's new president in light of his promise to re-establish the Constitution of Venezuela, which would guarantee and promote political rights, including the right to assemble for political purposes, for the people of Venezuela, and

WHEREAS, democracy is a necessary condition for the peace, stability, and development of Venezuela and the well-being of the Venezuelan people, NOW, THEREFORE,

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

That the Senate expresses solidarity with the people of Venezuela in their pursuit of a strong and stable democratic government under which they may enjoy the political freedoms and economic security that are the hallmarks of democracy.

BE IT FURTHER RESOLVED that the Senate calls for the recognition of Juan Guaidó as Venezuela's new president.

—was read the second time by title. On motion by Senator Diaz, **SR 682** was adopted.

## CO-INTRODUCERS

All Senators voting yea, not previously shown as co-introducers, were recorded as co-introducers of **SR 682**.

The vote was:

Yeas—27

Mr. President	Bradley	Gainer
Albritton	Brandes	Gibson
Baxley	Braynon	Harrell
Bean	Broxson	Hooper
Berman	Farmer	Hutson
Bracy	Flores	Mayfield

Montford	Rader	Stewart
Perry	Rouson	Thurston
Pizzo	Simmons	Wright

On motion by Senator Simpson—

**CS for SB 7012**—A bill to be entitled An act relating to vaping; implementing s. 20, Art. X of the State Constitution, as amended by Amendment 9 (2018); renaming part II of ch. 386, F.S.; expanding its application to include vaping in indoor areas; amending s. 386.202, F.S.; revising legislative intent; amending s. 386.203, F.S.; defining and re-defining terms; amending s. 386.204, F.S.; prohibiting vaping in an enclosed indoor workplace, except as otherwise provided; amending s. 386.2045, F.S.; providing exceptions to the prohibition against vaping and smoking in an enclosed indoor workplace; amending s. 386.205, F.S.; revising requirements for customs smoking rooms; amending s. 386.206, F.S.; requiring the proprietor or other person in charge of an enclosed indoor workplace to develop and implement a policy regarding specified smoking and vaping prohibitions; authorizing the proprietor or other person to post signs to indicate that smoking and vaping are prohibited; requiring specified signs to be posted in airport terminals and in enclosed indoor workplaces under certain circumstances; amending s. 386.207, F.S.; making technical changes; reenacting s. 386.208, F.S., relating to penalties; amending s. 386.209, F.S.; clarifying that the preemption to the state of the regulation of smoking does not preclude the adoption of an ordinance on the use of vapor-generating devices; amending s. 386.211, F.S.; revising requirements for public announcements in mass transportation terminals; amending s. 386.212, F.S.; prohibiting vaping near school property; providing civil penalties; amending s. 386.2125, F.S.; authorizing the Department of Business and Professional Regulation, in consultation with the State Fire Marshal, to adopt certain rules; providing requirements for assessing a vaping cessation program for approval; amending s. 561.695, F.S.; conforming provisions to changes made by the act to allow a vendor that operates a stand-alone bar to authorize tobacco smoking and vaping in the licensed premises; providing requirements, enforcement, and penalties for stand-alone bars that authorize vaping; providing an effective date.

—was read the second time by title.

Pursuant to Rule 4.19, **CS for SB 7012** was placed on the calendar of Bills on Third Reading.

**SPECIAL RECOGNITION**

Senators Passidomo and Farmer recognized Senator Gibson, who will be celebrating her birthday tomorrow, March 15.

Senator Cruz welcomed Senator Torres’ return following his absence due to the loss of his mother. The Senate joined Senator Cruz in this expression of sympathy.

**MOMENT OF SILENCE**

Senator Montford led the Senate in a moment of silence for the rural community of Liberty County. Coach Corey Crum and his wife, Shana, were tragically killed March 10, 2019, while working on the Liberty County High School baseball field scoreboard.

**REPORTS OF COMMITTEES**

Pursuant to Rule 4.17(1), the Rules Chair, Majority Leader, and Minority Leader submit the following bills to be placed on the Special Order Calendar for Thursday, March 14, 2019: CS for SB 82, CS for SB 184, CS for CS for SB 188, SR 682, CS for SB 7012.

Respectfully submitted,  
*Lizbeth Benacquisto*, Rules Chair  
*Kathleen Passidomo*, Majority Leader  
*Audrey Gibson*, Minority Leader

The Committee on Community Affairs recommends a committee substitute for the following: CS for SB 540

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

The Committee on Environment and Natural Resources recommends a committee substitute for the following: SB 216

**The bill with committee substitute attached was referred to the Appropriations Subcommittee on Agriculture, Environment, and General Government under the original reference.**

The Committee on Infrastructure and Security recommends a committee substitute for the following: SB 974

**The bill with committee substitute attached was referred to the Appropriations Subcommittee on Transportation, Tourism, and Economic Development under the original reference.**

The Committee on Infrastructure and Security recommends a committee substitute for the following: SB 1052

**The bill with committee substitute attached was referred to the Committee on Banking and Insurance under the original reference.**

The Committee on Community Affairs recommends a committee substitute for the following: SB 568

**The bill with committee substitute attached was referred to the Committee on Finance and Tax under the original reference.**

The Committee on Infrastructure and Security recommends a committee substitute for the following: CS for SB 168

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

**REPORTS OF SUBCOMMITTEES**

The Appropriations Subcommittee on Agriculture, Environment, and General Government recommends the following pass: SB 320; SB 446

The Appropriations Subcommittee on Health and Human Services recommends the following pass: SB 192; CS for SB 528

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

**REPORT OF JOINT SELECT COMMITTEE**

The Honorable Bill Galvano  
 President of the Senate  
 409 The Capitol  
 Tallahassee, FL 32399-1100

March 11, 2019

Dear Mr. President:

The Joint Select Committee on Collective Bargaining convened on March 11, 2019, in Morris Hall, 17 House Office Building, at 11:00 a.m. The purpose of the meeting was to provide all parties involved in collective bargaining disputes with the State of Florida the opportunity to present their positions to the Florida Legislature, consistent with the provisions of section 447.403, Florida Statutes, and the open meeting provisions of Articles III, section 4 of the State Constitution.

The parties presented their positions and indicated they are continuing to negotiate the issues at impasse. We recommend that nego-

tiations continue and that the appropriate legislative committees be kept abreast of the issues agreed upon by the parties as well as the issues that remain at impasse or require legislative action to resolve.

Respectfully submitted,  
*Senator Ed Hooper*  
 Co-chair

### REPORTS OF COMMITTEES RELATING TO EXECUTIVE BUSINESS

Appropriations Subcommittee on Agriculture, Environment, and General Government recommends that the Senate confirm the following appointment made by the Governor:

#### *Office and Appointment*

Secretary of the Department of the Lottery

Appointee: Poppell, James "Jim" W.

*For Term  
 Ending*

Pleasure of  
 Governor

**The appointment was referred to the Committee on Innovation, Industry, and Technology under the original reference.**

Appropriations Subcommittee on Agriculture, Environment, and General Government recommends that the Senate confirm the following appointment made by the Governor:

#### *Office and Appointment*

Secretary of Management Services

Appointee: Satter, Jonathan R.

*For Term  
 Ending*

Pleasure of  
 Governor

**The appointment was referred to the Committee on Governmental Oversight and Accountability under the original reference.**

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends that the Senate confirm the following appointment made by the Governor:

#### *Office and Appointment*

Executive Director, Department of Economic Opportunity

Appointee: Lawson, Kenneth E.

*For Term  
 Ending*

Pleasure of  
 Governor

**The appointment was referred to the Committee on Commerce and Tourism under the original reference.**

Appropriations Subcommittee on Transportation, Tourism, and Economic Development recommends that the Senate confirm the following appointment made by the Governor:

#### *Office and Appointment*

Secretary of Transportation

Appointee: Thibault, Kevin J.

*For Term  
 Ending*

Pleasure of  
 Governor

**The appointment was referred to the Committee on Infrastructure and Security under the original reference.**

## INTRODUCTION AND REFERENCE OF BILLS

### FIRST READING

**Senate Bills 7000-7070**—Previously introduced.

**SB 7072**—Not introduced.

By the Committee on Governmental Oversight and Accountability—

**SB 7074**—A bill to be entitled An act relating to support organizations; amending s. 257.43, F.S.; removing the scheduled repeal of provisions governing the citizen support organization providing support for the Division of Library and Information Services of the Department of State; amending s. 265.703, F.S.; removing the scheduled repeal of provisions governing citizen support organizations providing support for the Division of Cultural Affairs of the Department of State; amending s. 267.17, F.S.; removing the scheduled repeal of provisions governing citizen support organizations providing support for the Division of Historical Resources of the Department of State; repealing s. 288.809, F.S., relating to the Florida Intergovernmental Relations Foundation; requiring the Executive Office of the Governor and the foundation to ensure the satisfaction of the foundation's remaining liabilities by a certain date; providing for the transfer of any remaining funds by a certain date; providing effective dates.

—was referred to the Committee on Rules.

## COMMITTEE SUBSTITUTES

### FIRST READING

By the Committee on Judiciary; and Senator Simmons—

**CS for SB 24**—A bill to be entitled An act for the relief of the Estate of Eric Scot Tenner by the Miami-Dade County Board of County Commissioners; providing for an appropriation to compensate his estate for injuries and damages sustained by Eric Scot Tenner and his survivors as a result of the negligence of an employee of the Miami-Dade County Board of County Commissioners; providing a limitation on the payment of attorney fees; providing an effective date.

By the Committee on Judiciary; and Senator Torres—

**CS for SB 34**—A bill to be entitled An act for the relief of Robert Alan Smith by Orange County; providing for an appropriation to compensate Mr. Smith for injuries and damages he sustained as a result of the negligence of an employee of Orange County; providing legislative intent regarding lien interests held by the state; providing a limitation on the payment of fees and costs; providing an effective date.

By the Committee on Judiciary; and Senator Taddeo—

**CS for SB 42**—A bill to be entitled An act for the relief of Jorge L. Dominguez, Chelsea Beatrice Dominguez, Brittney Delores Dominguez, and Tori Alexis Dominguez by Hillsborough County; providing for an appropriation to compensate them for the wrongful death of Darcia Lynn Dominguez, which occurred as the result of the negligence of Hillsborough County and one of its employees; providing a limitation on the payment of compensation and attorney fees; providing an effective date.

By the Committee on Education; and Senator Book—

**CS for SB 62**—A bill to be entitled An act relating to students with disabilities in public schools; providing a short title; amending s. 1003.573, F.S.; defining terms; providing requirements for the use of physical restraint; prohibiting specified physical restraint techniques; providing requirements for the use of exclusionary and nonexclusionary

time; providing requirements for school districts to report and publish training procedures; providing for student-centered followup; providing requirements for documenting, reporting, and monitoring the use of restraint and exclusionary or nonexclusionary time; revising school district policies and procedures relating to restraint; prohibiting the use of seclusion; amending s. 1012.582, F.S.; requiring continuing education and inservice training for instructional personnel in teaching students with emotional or behavioral disabilities; conforming provisions to changes made by the act; providing an effective date.

---

By the Committee on Environment and Natural Resources; and Senator Rodriguez—

**CS for SB 78**—A bill to be entitled An act relating to public financing of construction projects; creating s. 161.551, F.S.; defining terms; prohibiting state-financed constructors from commencing construction of certain structures in coastal areas without first conducting a sea level impact projection study; requiring the Department of Environmental Protection to develop by rule a standard for such studies; providing for enforcement; requiring the department to publish such studies on its website, subject to certain conditions; requiring the department to enforce certain requirements and to adopt rules; providing an effective date.

---

By the Committees on Infrastructure and Security; and Judiciary; and Senators Gruters, Bean, and Mayfield—

**CS for CS for SB 168**—A bill to be entitled An act relating to federal immigration enforcement; creating chapter 908, F.S., relating to federal immigration enforcement; providing legislative findings and intent; providing definitions; prohibiting sanctuary policies; requiring state entities, local governmental entities, and law enforcement agencies to use best efforts to support the enforcement of federal immigration law; prohibiting restrictions by the entities and agencies on taking certain actions with respect to information regarding a person's immigration status; providing requirements concerning certain criminal defendants subject to immigration detainers or otherwise subject to transfer to federal custody; authorizing a law enforcement agency to transport an alien unlawfully present in the United States under certain circumstances; providing an exception to reporting requirements for crime victims or witnesses; requiring recordkeeping relating to crime victim and witness cooperation in certain investigations; specifying duties concerning immigration detainers; requiring county correctional facilities to enter agreements for payments for complying with immigration detainers; providing for injunctive relief; providing for applicability to certain education records; prohibiting discrimination on specified grounds; providing for implementation; requiring repeal of existing sanctuary policies within a specified period; providing effective dates.

---

By the Committee on Environment and Natural Resources; and Senators Gruters and Harrell—

**CS for SB 216**—A bill to be entitled An act relating to water quality improvements; creating s. 403.0771, F.S.; requiring each wastewater facility that unlawfully discharges specified volumes of sewage into a waterway or aquifer to notify certain customers by first class mail within a specified timeframe; providing requirements for the written notifications; amending s. 403.141, F.S.; providing penalties for wastewater treatment facilities that unlawfully discharge a specified volume of sewage into designated areas; providing an effective date.

---

By the Committee on Education; and Senator Brandes—

**CS for SB 226**—A bill to be entitled An act relating to mastery-based education; amending s. 1003.436, F.S.; authorizing a district school board or developmental research school participating in the Mastery-Based Education Pilot Program to award credit based on student mastery of certain content and skills; amending s. 1003.437, F.S.; authorizing a district school board or developmental research school participating in the Mastery-Based Education Pilot Program to use an alternative interpretation of letter grades for certain students; requiring participating district school boards and developmental research schools to use the current 4-point scale in determining student grade point averages; amending s. 1003.4996, F.S.; renaming the Competency-

Based Education Pilot Program as the Mastery-Based Education Pilot Program; authorizing public school districts and developmental research schools to submit applications for the program; authorizing participating school districts and developmental research schools to amend their applications to include alternatives for the award of credits and interpretation of letter grades; providing requirements for such alternatives; amending s. 1007.23, F.S.; requiring the statewide articulation agreement to ensure fair and equitable access for students who have earned high school credit through mastery-based education and graduate with a standard high school diploma; providing an effective date.

---

By the Committees on Judiciary; and Infrastructure and Security; and Senator Baxley—

**CS for CS for SB 234**—A bill to be entitled An act relating to registration and titling of vehicles and vessels; amending s. 320.055, F.S.; revising registration periods for certain vehicles; requiring the Department of Highway Safety and Motor Vehicles to prorate registration renewals for customers in order to implement changes made by the act; amending s. 320.0609, F.S.; authorizing the department or its agent to verify necessary information through the electronic file of death records maintained by the Department of Health for a surviving spouse of a motor vehicle owner when requesting a registration certificate and license plate transfer; amending ss. 320.07 and 320.0705, F.S.; conforming provisions to changes made by the act; amending s. 328.01, F.S.; authorizing the Department of Highway Safety and Motor Vehicles or its agent to verify necessary information through the electronic file of death records maintained by the Department of Health for a new owner or surviving coowner of a vessel when applying for transfer of title; providing effective dates.

---

By the Committees on Rules; Governmental Oversight and Accountability; and Criminal Justice; and Senators Hooper, Baxley, Simpson, Perry, and Book—

**CS for CS for CS for SB 248**—A bill to be entitled An act relating to public records; amending s. 119.071, F.S.; expanding exemptions from public records requirements for agency personnel information by defining the term "home addresses" for purposes of public records exemptions for personal identifying and location information of certain agency personnel and their family members; exempting personal identifying and location information of active or former civilian personnel employed by a law enforcement agency, and of spouses and children of such personnel, from public records requirements; authorizing certain persons to request the release of exempt information in a specified manner; requiring a custodial agency to release such information upon receipt of such a request; providing for retroactive application; providing for legislative review and repeal of the exemptions; providing statements of public necessity; providing an effective date.

---

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

**CS for SB 264**—A bill to be entitled An act relating to the Florida Workers' Compensation Joint Underwriting Association; amending s. 627.311, F.S.; providing that certain dividends or premium refunds must be retained by the association's joint underwriting plan of insurers as surplus, subject to specified diligent search and notification requirements and subject to certain claims by former insureds; defining the terms "diligent search" and "active notification attempt"; providing an effective date.

---

By the Committee on Community Affairs; and Senator Brandes—

**CS for SB 324**—A bill to be entitled An act relating to limitations on homestead assessments; amending s. 193.155, F.S.; revising the timeframe during which the accrued benefit from specified limitations on homestead property tax assessments may be transferred from a prior homestead to a new homestead; deleting obsolete provisions; revising the timeframe during which an owner of homestead property significantly damaged or destroyed by a named tropical storm or hurricane must establish a new homestead to make a certain election; providing applicability; providing a contingent effective date.

By the Committee on Innovation, Industry, and Technology; and Senator Brandes—

**CS for SB 334**—A bill to be entitled An act relating to professional regulation; amending s. 455.213, F.S.; requiring certain boards and entities within the Divisions of Certified Public Accounting, Professions, or Real Estate of the Department of Business and Professional Regulation to use a specified process for the review of an applicant's criminal record to determine the applicant's eligibility for certain licenses; prohibiting the conviction, plea, adjudication, or sentencing of a crime before a specified date from being used as grounds for the denial of certain licenses; authorizing a person to apply for a license before his or her lawful release from confinement or supervision; prohibiting the Department of Business and Professional Regulation from imposing additional fees on certain applicants; prohibiting certain boards and entities from basing a denial of a license application solely on the applicant's current confinement or supervision; authorizing certain boards and entities to stay the issuance of an approved license under certain circumstances; requiring certain boards and entities to verify an applicant's release with the Department of Corrections; providing requirements for the appearance of certain applicants at certain meetings; requiring certain boards and entities to compile, publish, and update lists that specify how certain crimes affect an applicant's eligibility for licensure; amending s. 464.203, F.S.; prohibiting the conviction, plea, adjudication, or sentencing of a crime before a specified date from being used as grounds for the denial of certain certifications; providing that conviction of a crime which does not fall within a specified timeframe is not grounds for the failure of a background screening; authorizing a person to apply for certification before his or her lawful release from confinement or supervision; prohibiting the Department of Health from imposing additional fees on certain applicants; prohibiting the Board of Nursing from basing the denial of a certification solely on the applicant's current confinement or supervision; authorizing the board to stay the issuance of an approved certificate under certain circumstances; requiring the board to verify an applicant's release with the Department of Corrections; providing requirements for the appearance of certain applicants at certain meetings; requiring the board to compile and update lists that specify how certain crimes affect an applicant's eligibility for certification; amending s. 400.211, F.S.; conforming a cross-reference; providing an effective date.

By the Committees on Judiciary; and Children, Families, and Elder Affairs; and Senator Gibson—

**CS for CS for SB 452**—A bill to be entitled An act relating to elder abuse fatality review teams; creating s. 415.1103, F.S.; authorizing the establishment of elder abuse fatality review teams in each judicial circuit and housing the review teams, for administrative purposes only, in the Department of Elderly Affairs; providing conditions for review team membership, establishment, and organization; specifying requirements for the review team operations and meeting schedules; assigning responsibility for paying the administrative costs of review team operations to the team members or the entities they represent; authorizing elder abuse fatality review teams in existence on a certain date to continue; requiring such existing teams to comply with specified requirements; specifying review team duties; requiring each review team to submit annually a summary report by a certain date to the Department of Elderly Affairs containing specified information; requiring the department to prepare annually a summary report on the review teams' information and submit the summary to the Governor, the Legislature, and the Department of Children and Families; exempting certain information and records from discovery; providing an exception; restricting the testimony of certain persons about information or records presented during meetings or activities of the review teams; providing immunity from monetary liability for review team members under certain conditions; prohibiting review teams and review team members from disclosing confidential information; providing an effective date.

By the Committee on Governmental Oversight and Accountability; and Senators Hooper and Broxson—

**CS for SB 494**—A bill to be entitled An act relating to the Firefighters' Bill of Rights; amending s. 112.81, F.S.; revising the definition of the term "interrogation" to include questioning pursuant to an informal inquiry; amending s. 112.82, F.S.; requiring that witnesses be interviewed and certain information be provided to a firefighter subjected to interrogation before the interrogation is conducted; authorizing a firefighter to provide a voluntary statement at any time after being informed of a certain right; prohibiting a firefighter from being

threatened with certain disciplinary action during the course of an interrogation; requiring that a copy of the interrogation be provided to a firefighter within a specified timeframe, upon request; creating s. 112.825, F.S.; requiring that a firefighter be notified and provided certain information before certain disciplinary actions are taken; requiring that a firefighter be given the opportunity to address certain findings; requiring that certain information be kept confidential and exempt in accordance with existing law; providing an effective date.

By the Committee on Banking and Insurance; and Senators Diaz and Farmer—

**CS for SB 524**—A bill to be entitled An act relating to health insurance savings programs; creating s. 627.6387, F.S.; providing a short title; defining terms; authorizing health insurers, which include health maintenance organizations, to offer shared savings incentive programs to insureds; providing that insureds are not required to participate in such programs; specifying requirements for health insurers offering such programs; requiring the Office of Insurance Regulation to review filed descriptions of programs and make a certain determination; providing notification and account credit or deposit requirements for insurers; specifying the minimum shared savings incentive and the basis for calculating savings; specifying requirements for annual reports submitted by insurers to the office; providing construction; providing that certain shared saving incentive amounts reduce an insurer's direct written premium for purposes of the insurance premium tax and the retaliatory tax; authorizing the Financial Services Commission to adopt rules; providing an effective date.

By the Committee on Innovation, Industry, and Technology; and Senators Brandes and Perry—

**CS for SB 536**—A bill to be entitled An act relating to 911 services; amending s. 365.172, F.S.; revising the applicability of definitions; requiring counties to develop a plan for implementing a text-to-911 system and to implement a system to receive E911 text messages by a specified date; creating s. 365.177, F.S.; requiring that the Technology Program within the Department of Management Services develop and implement a plan to require that emergency dispatchers be able to transfer an emergency call from one E911 system to another E911 system in this state; providing a declaration of important state interest; creating s. 365.179, F.S.; defining the terms "first responders" and "911 public safety answering point" or "PSAP"; requiring a PSAP to be able to directly communicate by radio with first responders; requiring each sheriff, in collaboration with first responders in his or her county, to enter into specified written agreements; requiring each PSAP to install local first responder radio dispatch channels in its emergency communications center; requiring a law enforcement agency head to authorize the installation of his or her agency's primary dispatch channel or channels on certain other law enforcement agency's mobile or portable radios, upon request; requiring each county sheriff to certify compliance in writing with the Department of Law Enforcement by a specified date; providing an effective date.

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

**CS for SB 538**—A bill to be entitled An act relating to nonadmitted insurance market reform; amending s. 626.916, F.S.; deleting a limitation on per-policy fees charged by surplus lines agents for exporting certified policies; requiring that such fees be itemized separately for the customer before purchase and enumerated in the policy; amending s. 626.931, F.S.; deleting a requirement for surplus lines agents to quarterly file a certain affidavit with the Florida Surplus Lines Service Office; amending s. 626.932, F.S.; conforming a provision to changes made by the act; amending ss. 626.935 and 629.401, F.S.; conforming provisions to changes made by the act; amending s. 627.715, F.S.; extending the expiration date of a provision authorizing surplus lines agents to export contracts or endorsements providing flood coverage to eligible surplus lines insurers without making a certain diligent effort to seek coverage from authorized insurers; providing an effective date.

By the Committees on Community Affairs; and Criminal Justice; and Senators Book and Berman—

**CS for CS for SB 540**—A bill to be entitled An act relating to human trafficking; creating s. 16.618, F.S.; requiring the Department of Legal Affairs to establish a certain direct-support organization; providing

requirements for the direct-support organization; requiring the direct-support organization to operate under written contract with the department; providing contractual requirements; providing for the membership of and the appointment of directors to the board of directors of the direct-support organization; requiring the direct-support organization, in conjunction with the Statewide Council on Human Trafficking, to form certain partnerships for specified purposes; authorizing the department to allow appropriate use of department property, facilities, and personnel by the direct-support organization; providing requirements and conditions for such use of department property, facilities, and personnel by the direct-support organization; authorizing the direct-support organization to engage in certain activities for the direct or indirect benefit of the council; providing for moneys received by the direct-support organization; prohibiting certain persons and employees from receiving specified benefits as they relate to the council or the direct-support organization; authorizing the department to terminate its agreement with the direct-support organization if the department determines that the direct-support organization does not meet specified objectives; providing for future review and repeal by the Legislature; amending s. 480.043, F.S.; requiring a massage establishment to train certain employees and create certain policies relating to human trafficking by a specified date; providing requirements for such training; requiring the Board of Massage Therapy to take disciplinary action against a massage establishment for failure to comply with such requirements; providing that this section does not establish a private cause of action against a massage establishment under certain circumstances; creating s. 509.096, F.S.; requiring a public lodging establishment to train certain employees and create certain policies relating to human trafficking by a specified date; providing requirements for such training; requiring the Division of Hotels and Restaurants of the Department of Business and Professional Regulation to take disciplinary action against a public lodging establishment for failure to comply with such requirements; providing that this section does not establish a private cause of action against a public lodging establishment under certain circumstances; amending s. 796.07, F.S.; requiring that the criminal history record of a person who is convicted of, or who enters a plea of guilty or nolo contendere to, soliciting, inducing, enticing, or procuring another to commit prostitution, lewdness, or assignment be added to the Soliciting for Prostitution Public Database; requiring the clerk of the court to forward the criminal history record of such persons to the Department of Law Enforcement for certain purposes; creating s. 943.0433, F.S.; requiring the Department of Law Enforcement to create and administer the Soliciting for Prostitution Public Database; requiring the department to add certain criminal history records to the database; requiring the department to automatically remove certain criminal history records from the database under certain circumstances; prohibiting the department from removing certain criminal history records from the database under certain circumstances; requiring the database to include specified information on offenders; requiring the department to adopt rules; amending s. 943.0583, F.S.; creating an exception to a prohibition that bars certain victims of human trafficking from petitioning for the expunction of a criminal history record for offenses committed while the person was a victim of human trafficking as part of the human trafficking scheme or at the direction of an operator of the scheme; creating s. 943.17297, F.S.; requiring each certified law enforcement officer to successfully complete training on identifying and investigating human trafficking before a certain date; requiring that the training be developed in consultation with specified entities; specifying that an officer's certification shall be inactive if he or she fails to complete the required training until the employing agency notifies the Criminal Justice Standards and Training Commission that the officer has completed the training; providing effective dates.

By the Committee on Community Affairs; and Senators Diaz and Pizzo—

**CS for SB 568**—A bill to be entitled An act relating to the assessment of property; creating s. 193.019, F.S.; authorizing counties and municipalities to enter into agreements with property owners to record certain restrictive covenants running with the land; authorizing property owners and the county or municipality to amend the covenant under certain circumstances; providing requirements for counties and municipalities in recording covenants and in providing property appraisers with a list of agreements; requiring property appraisers to consider the terms of covenants in arriving at just value; providing construction; amending s. 196.183, F.S.; revising a condition under which a property owner may qualify for the tangible personal property exemption without filing an initial return; providing an effective date.

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

**CS for SB 714**—A bill to be entitled An act relating to insurance; providing a short title; amending s. 215.555, F.S.; revising the reimbursement of loss adjustment expenses by the Florida Hurricane Catastrophe Fund; creating s. 215.55953, F.S.; requiring the Financial Services Commission, by a specified date, to establish a certain uniform loss adjustment expense percentage by rule; specifying information the commission must consider in determining certain incurred expenses; requiring the Office of Insurance Regulation, under certain circumstances, to advise the commission on adopting a new uniform loss adjustment expense percentage; requiring the commission to adopt certain rules under certain circumstances; providing that adopted rules are not subject to requirements for a statement of estimated regulatory costs; amending s. 440.381, F.S.; providing that certain sworn statements in employer applications for workers' compensation insurance coverage are not required to be notarized; amending s. 624.155, F.S.; deleting a provision that tolls, under certain circumstances, a period before a civil action against an insurer may be brought; deleting a provision authorizing the Department of Financial Services to return a civil remedy notice for lack of specificity; prohibiting the filing of the notice within a certain timeframe under certain circumstances; amending s. 626.9541, F.S.; providing that provisions relating to unfair methods of competition and unfair or deceptive insurance acts or practices do not prohibit insurers or agents from offering or giving to insureds certain free or discounted services or offerings relating to loss control or loss mitigation; amending s. 627.0655, F.S.; revising circumstances under which insurers or certain authorized persons may provide certain premium discounts to insureds; amending s. 627.4555, F.S.; requiring life insurers that are required to provide a specified notice to policyowners of an impending lapse in coverage to also notify the policyowner's agent of record within a certain timeframe; providing that the agent is not responsible for any lapse in coverage; exempting the insurer from the requirement under certain circumstances; amending s. 627.7015, F.S.; adding circumstances under which certain property insurers may provide required notice to policyholders of their right to participate in a certain mediation program; providing effective dates.

By the Committee on Judiciary; and Senator Hooper—

**CS for SB 722**—A bill to be entitled An act relating to carrying of firearms by tactical medical professionals; amending s. 790.25, F.S.; exempting certain licensed medical professionals from specified provisions concerning the carrying of firearms; requiring certain policies and procedures for law enforcement agencies; providing immunities and privileges for such professionals; providing a definition; providing an effective date.

By the Committee on Health Policy; and Senator Flores—

**CS for SB 732**—A bill to be entitled An act relating to clinics and office surgery; amending s. 400.9905, F.S.; revising the definition of the term "clinic"; amending s. 400.991, F.S.; requiring a clinic to provide proof of its financial responsibility to pay certain claims and costs along with its application for licensure to the Agency for Health Care Administration; amending s. 400.9935, F.S.; requiring a medical director or a clinic director to ensure that the clinic complies with specified rules; amending s. 400.995, F.S.; requiring the agency to impose a specified administrative fine on an unregistered clinic that performs certain office surgeries; amending s. 456.004, F.S.; requiring the Department of Health to deny or revoke the registration of or impose certain penalties against a facility where certain office surgeries are performed under certain circumstances; specifying provisions that apply enforcement actions against such facilities; authorizing the department to deny certain persons associated with an office of which the registration was revoked from registering a new office to perform certain office surgery; amending s. 456.074, F.S.; authorizing the department to issue an emergency order suspending or restricting the registration of a certain office if it makes certain findings; amending s. 458.305, F.S.; defining terms; amending s. 458.309, F.S.; requiring a physician who performs certain office surgery and the office in which the surgery is performed to maintain specified levels of financial responsibility; authorizing the department to adopt rules to administer the registration, inspection, and safety of offices that perform certain office surgery; requiring the Board of Medicine to adopt rules governing the standard of care for physicians practicing in such offices; requiring the board to impose a specified fine on physicians who perform certain office surgeries in an unregistered office; amending s. 458.331, F.S.; providing that a physician performing certain office surgeries in an unregistered office constitutes grounds for denial of a license or disciplinary action; amending

s. 459.003, F.S.; defining terms; amending s. 459.005, F.S.; requiring a physician who performs certain office surgery and the office in which the surgery is performed to maintain specified levels of financial responsibility; authorizing the department to adopt rules to administer the registration, inspection, and safety of offices that perform certain office surgery; requiring the Board of Osteopathic Medicine to adopt rules governing the standard of care for physicians practicing in such offices; requiring the board to impose a specified fine on physicians who perform certain office surgeries in an unregistered office; amending s. 459.015, F.S.; providing that a physician performing certain office surgeries in an unregistered office constitutes grounds for denial of a license or disciplinary action; amending s. 464.012, F.S.; authorizing a certified registered nurse anesthetist to provide specified services in an office registered to perform office surgery within the framework of an established protocol with a licensed anesthesiologist; amending s. 766.101, F.S.; conforming a cross-reference; providing an effective date.

By the Committee on Criminal Justice; and Senators Baxley and Bracy—

**CS for SB 776**—A bill to be entitled An act relating to sexual misconduct reporting in health care; amending s. 408.810, F.S.; requiring specified health care facilities, as a condition of maintaining licensure, to enact policies requiring employees, contractors, volunteers, and interns of such licensees to report actual or suspected sexual misconduct involving a patient to the licensee, the statewide toll-free complaint telephone number of the Agency for Health Care Administration, and the appropriate local law enforcement agency; requiring such persons to prepare an incident report that includes specified information; providing that a violation of the reporting requirements is a class II violation, subject to an administrative fine; providing criminal penalties; providing an effective date.

By the Committee on Children, Families, and Elder Affairs; and Senator Powell—

**CS for SB 838**—A bill to be entitled An act relating to public records; creating s. 394.464, F.S.; providing an exemption from public records requirements for petitions for voluntary and involuntary admission for mental health treatment, court orders, related records, and personal identifying information regarding persons seeking mental health treatment and services; providing exceptions authorizing the release of such petitions, orders, records, and identifying information to certain persons and entities; providing applicability; prohibiting a clerk of court from publishing personal identifying information on a court docket or in a publicly accessible file; providing for retroactive application; providing for future legislative review and repeal of the exemption; providing a statement of public necessity; providing an effective date.

By the Committee on Military and Veterans Affairs and Space; and Senator Brandes—

**CS for SB 888**—A bill to be entitled An act relating to a homestead property tax discount; amending s. 196.082, F.S.; providing that if certain conditions are met, the homestead property tax discount for certain disabled veterans carries over to the benefit of the veteran's surviving spouse until the surviving spouse remarries or sells or otherwise disposes of the homestead property; providing that if the surviving spouse sells the property, the discount may be transferred to his or her new primary residence, subject to certain conditions; authorizing a qualified applicant who fails to file an application by a specified date to apply for the discount and file a petition with the value adjustment board; specifying procedures for applications and petitions; authorizing the Department of Revenue to adopt emergency rules; providing for expiration of that authorization; providing a contingent effective date.

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

**CS for SB 892**—A bill to be entitled An act relating to business organizations; amending s. 607.0101, F.S.; providing applicability; amending s. 607.0102, F.S.; making technical changes; amending s. 607.0120, F.S.; making technical changes; providing requirements, authorizations, and prohibitions relating to when the terms of a plan or a

filed document may be dependent on facts objectively ascertainable outside of the plan or filed document; defining the terms “filed document” and “plan”; amending s. 607.0121, F.S.; making technical changes; conforming provisions to changes made by the act; amending s. 607.0122, F.S.; conforming provisions to changes made by the act; amending s. 607.0123, F.S.; revising provisions, requirements, and authorizations relating to the effective time and date of a document; amending s. 607.0124, F.S.; revising the process authorizing a domestic or foreign corporation to correct a document filed by the Department of State; authorizing a filing to be withdrawn before it takes effect if certain requirements are met; amending s. 607.0125, F.S.; revising the filing duties of the department; amending s. 607.0126, F.S.; revising the appeals process relating to the department's refusal to file a document; amending s. 607.0127, F.S.; requiring certain certificates to be taken by certain entities as prima facie evidence of the facts stated; revising when a certificate and a copy of a document are conclusive evidence that the original document is on file with the department; amending s. 607.0128, F.S.; revising provisions relating to department-issued certificates of status; amending s. 607.0130, F.S.; deleting provisions relating to the powers of the department; amending s. 607.01401, F.S.; defining and redefining terms; amending s. 607.0141, F.S.; revising provisions relating to written and oral notice under ch. 607, F.S.; providing construction; creating s. 607.0143, F.S.; defining the terms “qualified director,” “material relationship,” and “material interest”; providing for circumstances under which a director is not automatically prevented from being a qualified director; amending s. 607.0201, F.S.; conforming provisions to changes made by the act; amending s. 607.0202, F.S.; revising requirements and authorizations for the contents of articles of incorporation; authorizing provisions of the articles of incorporation to be made dependent upon facts objectively ascertainable outside of the articles of incorporation; prohibiting the articles of incorporation from containing certain provisions; amending s. 607.0203, F.S.; conforming provisions to changes made by the act; amending s. 607.0204, F.S.; deleting an exemption from liability related to persons who have actual knowledge that there is no incorporation when purporting to act as or on behalf of a corporation; making a technical change; amending s. 607.0205, F.S.; making technical changes; requiring directors or incorporators calling an organizational meeting to give at least 2, rather than 3, days' notice; amending s. 607.0206, F.S.; revising provisions relating to the contents of the bylaws of a corporation; amending s. 607.0207, F.S.; making technical changes; creating s. 607.0208, F.S.; authorizing provisions of the articles of incorporation or the bylaws to create exclusive jurisdiction for certain claims; providing applicability for such provisions; prohibiting the articles or bylaws from prohibiting certain actions; defining the term “internal corporate claim”; amending s. 607.0301, F.S.; revising purposes and applicability; amending s. 607.0302, F.S.; making technical changes; amending s. 607.0303, F.S.; revising the requirements relating to the liability of certain persons acting in accordance with emergency bylaws; making technical changes; amending s. 607.0304, F.S.; revising when a corporation's power to act may be challenged; amending s. 607.0401, F.S.; authorizing a corporation to register under a name that is not otherwise distinguishable on the records of the department under certain circumstances; providing applicability; creating s. 607.04021, F.S.; authorizing a person to reserve the exclusive use of a corporate name and to transfer the reservation; authorizing the department to revoke a reservation under certain circumstances; amending s. 607.0403, F.S.; making technical changes; conforming a cross-reference; amending s. 607.0501, F.S.; revising requirements for registered offices and registered agents; providing for the duties of a registered agent; authorizing a court to stay a proceeding until a corporation is compliant with requirements relating to registered agents and registered offices; making technical changes; amending s. 607.0502, F.S.; revising the procedures relating to a corporation changing its registered agent or its registered office; creating s. 607.0503, F.S.; revising procedures and requirements relating to the resignation of a registered agent; creating s. 607.05031, F.S.; revising procedures and requirements relating to the change of name or address by a registered agent; creating s. 607.05032, F.S.; providing for the delivery of notice or other communication; amending s. 607.0504, F.S.; revising the procedures for service of process, notice, or demand on a corporation; amending s. 607.0505, F.S.; conforming provisions to changes made by the act; amending s. 607.0601, F.S.; revising provisions relating to shares authorized by articles of incorporation; amending s. 607.0602, F.S.; revising provisions relating to the determination of the board of directors to classify or reclassify certain shares; amending s. 607.0604, F.S.; deleting a provision relating to the good faith judgment of the board of directors as to the fair value of fractions of a share; making technical changes; amending s. 607.0620, F.S.; revising provisions relating to subscriptions for shares; amending

s. 607.0621, F.S.; expanding the circumstances in which shares that are escrowed or restricted and distributions that are credited may be canceled; amending s. 607.0622, F.S.; making a technical change; amending s. 607.0623, F.S.; authorizing the board to fix a record date for determining shareholders entitled to a share dividend; amending s. 607.0624, F.S.; revising provisions relating to rights, options, warrants, and awards for the purchase of shares of the corporation; defining the term “shares”; amending ss. 607.0625, 607.0626, and 607.0627, F.S.; making technical changes; amending s. 607.0630, F.S.; revising provisions relating to shareholders’ preemptive rights; amending s. 607.0631, F.S.; revising provisions relating to a corporation’s acquisition of its own shares; amending s. 607.06401, F.S.; revising provisions relating to distributions to shareholders; providing applicability; making technical changes; amending s. 607.0701, F.S.; revising provisions relating to a corporation’s annual meeting; amending s. 607.0702, F.S.; revising provisions relating to a corporation’s special meeting of the shareholders; amending s. 607.0703, F.S.; revising provisions relating to court-ordered meetings; amending s. 607.0704, F.S.; revising provisions relating to actions by shareholders without a meeting; making technical changes; amending s. 607.0705, F.S.; revising provisions relating to notices of meetings; amending s. 607.0706, F.S.; relocating and revising requirements for a shareholder to waive certain required notice; amending s. 607.0707, F.S.; revising provisions relating to record dates; creating s. 607.0709, F.S.; relocating and revising provisions relating to remote participation in the annual and special meetings of shareholders; amending s. 607.0720, F.S.; revising provisions relating to shareholders’ lists for meetings; amending s. 607.0721, F.S.; revising provisions relating to when certain shares are entitled to vote; defining the term “voting power”; amending s. 607.0722, F.S.; revising provisions relating to the appointment of a proxy; amending s. 607.0723, F.S.; revising provisions relating to shares held by intermediaries and nominees being treated as the record shareholder; amending s. 607.0724, F.S.; revising provisions relating to the acceptance of votes and other instruments; requiring that ballots and shareholder demands be accepted under certain circumstances; amending s. 607.0725, F.S.; making technical changes; providing applicability for provisions that provide for voting of classes or series as separate voting groups; amending s. 607.0726, F.S.; making clarifying changes; amending s. 607.0728, F.S.; requiring that certain corporations have shares registered pursuant to s. 12 of the Securities Exchange Act of 1934 rather than pursuant to a list on a national securities exchange, for the purposes of certain voting requirements; creating s. 607.0729, F.S.; requiring certain corporations to appoint one or more inspectors to determine voting results; authorizing the inspectors to appoint or retain certain persons for specific reasons; providing requirements for inspectors; authorizing the inspectors to take certain actions; providing for review of determinations of law by the inspectors; providing for the closing of polls for elections; amending s. 607.0730, F.S.; making technical changes; amending s. 607.0731, F.S.; making clarifying changes; expanding the circumstances under which a transferee is deemed to have notice of a voting agreement; amending s. 607.0732, F.S.; revising provisions relating to shareholder agreements; providing construction; repealing s. 607.07401, F.S., relating to Shareholders’ derivative actions; creating s. 607.0741, F.S.; providing standing requirements for a shareholder commencing a derivative proceeding; defining the term “shareholder”; creating s. 607.0742, F.S.; relocating and revising provisions relating to a complaint brought in a proceeding in the right of a corporation; creating s. 607.0743, F.S.; authorizing a court to stay a derivative proceeding under certain circumstances; creating s. 607.0744, F.S.; relocating and revising provisions relating to the dismissal of a derivative proceeding; creating s. 607.0745, F.S.; relocating a provision relating to the discontinuance or settlement of a derivative action; creating s. 607.0746, F.S.; relocating and revising provisions relating to proceeds and expenses after the termination of a derivative proceeding; creating s. 607.0747, F.S.; providing applicability relating to foreign corporations; creating s. 607.0748, F.S.; authorizing a circuit court to appoint one or more persons to be custodians or receivers of and for a corporation for certain proceedings; providing guidance to the court for appointing such custodians and receivers; creating s. 607.0749, F.S.; authorizing a provisional director to be appointed at the discretion of the court in a proceeding by a shareholder and under certain circumstances; providing requirements for the provisional director; requiring the court to allow reasonable compensation paid by the corporation to the provisional director for certain services; amending s. 607.0801, F.S.; making technical changes; amending s. 607.0802, F.S.; revising provisions relating to the qualifications of directors; amending s. 607.0803, F.S.; making clarifying changes; amending s. 607.0804, F.S.; providing applicability; amending s. 607.0805, F.S.; revising provisions relating to terms of directors; amending s. 607.0806, F.S.; revising provisions re-

lating to staggered terms for directors; amending s. 607.0807, F.S.; revising provisions relating to the resignation of directors; amending s. 607.0808, F.S.; revising provisions relating to the removal of directors by shareholders; creating s. 607.08081, F.S.; authorizing circuit courts to remove a director from office and order certain relief under certain circumstances; amending s. 607.0809, F.S.; revising provisions relating to vacancies on a board of directors; amending s. 607.0820, F.S.; making technical changes; amending s. 607.0821, F.S.; revising provisions relating to action by directors without a meeting; amending s. 607.0823, F.S.; revising provisions relating to the waiver of notice of a meeting of a board of directors; amending s. 607.0824, F.S.; revising provisions relating to what constitutes a quorum of the board of directors; amending s. 607.0825, F.S.; revising provisions relating to the establishment and the powers of executive and board committees; creating s. 607.0826, F.S.; authorizing a corporation to agree to submit a matter that the board of directors determines it no longer recommends to a vote of the corporation’s shareholders; amending s. 607.0830, F.S.; revising the general standards for directors; amending s. 607.0831, F.S.; revising provisions relating to the liability of directors; amending s. 607.0832, F.S.; defining terms; revising provisions relating to directors’ conflicts of interest; amending s. 607.0833, F.S.; making a technical change; amending s. 607.0834, F.S.; revising provisions relating to liability for unlawful distributions; amending s. 607.08401, F.S.; authorizing the board of directors to appoint one or more individuals to act as officers of the corporation; specifying which records must be authenticated by an officer; creating s. 607.08411, F.S.; providing general standards for officers of the corporation; amending s. 607.0842, F.S.; revising provisions relating to the resignation and removal of officers; amending s. 607.0850, F.S.; defining terms; deleting provisions relating to the indemnification of officers, directors, employees, and agents; creating s. 607.0851, F.S.; relocating and revising provisions relating to the permissible indemnification of certain persons by a corporation; creating s. 607.0852, F.S.; relocating and revising provisions relating to the mandatory indemnification of certain persons by a corporation; creating s. 607.0853, F.S.; authorizing a corporation to advance funds to pay for or reimburse certain expenses; providing requirements for the authorization of advanced funds; creating s. 607.0854, F.S.; relocating and revising provisions related to court-ordered indemnification and advance for expenses; creating s. 607.0855, F.S.; relocating and revising provisions relating to the determination and authorization of indemnification; creating s. 607.0857, F.S.; relocating and revising provisions relating to a corporation purchasing and maintaining certain insurance; creating s. 607.0858, F.S.; relocating and revising provisions relating to indemnification by a corporation which is not specifically provided for by law; providing applicability; creating s. 607.0859, F.S.; relocating and revising provisions relating to overriding restrictions on indemnification; amending s. 607.0901, F.S.; revising defined terms; revising provisions related to affiliated transactions; revising applicability; amending s. 607.0902, F.S.; conforming a cross-reference; amending s. 607.1001, F.S.; making a technical change; amending s. 607.1002, F.S.; expanding the list of types of amendments a corporation’s board of directors may adopt without shareholder approval; making technical changes; amending s. 607.10025, F.S.; making technical changes; conforming a cross-reference; deleting a provision exempting corporations with less than a specified number of shareholders of record from applicability; amending s. 607.1003, F.S.; revising provisions relating to amendments to the articles of incorporation; amending s. 607.1004, F.S.; revising provisions relating to voting on amendments by voting groups; amending s. 607.1005, F.S.; requiring that a corporation have no board of directors for a majority of its incorporators to be authorized to adopt amendments to the corporation’s articles of incorporation; amending s. 607.1006, F.S.; revising provisions relating to articles of amendment; amending s. 607.1007, F.S.; revising provisions relating to restated articles of incorporation; amending s. 607.1008, F.S.; revising provisions relating to an amendment pursuant to reorganization; amending s. 607.1009, F.S.; specifying when new interest holder liability as a result of an amendment takes effect; amending s. 607.1020, F.S.; revising provisions relating to amendments of the bylaws by boards of directors or shareholders; amending s. 607.1021, F.S.; making a technical change; amending s. 607.1022, F.S.; revising provisions relating to bylaws that increase a quorum or voting requirement for directors; creating s. 607.1023, F.S.; authorizing a corporation to elect in its bylaws to be governed in the election of directors under certain circumstances; providing applicability; authorizing certain bylaws to be repealed by the board of directors or shareholders under certain circumstances; amending s. 607.1101, F.S.; revising provisions relating to the merger of certain corporations and eligible entities; amending s. 607.1102, F.S.; revising provisions relating to plans of share exchange; amending s. 607.1103, F.S.; revising provisions relating to actions on a

plan of merger or a plan of share exchange; creating s. 607.11035, F.S.; specifying when shareholder approval of a plan of merger or a plan of share exchange is not required; defining terms; amending s. 607.1104, F.S.; revising provisions relating to the mergers involving subsidiary corporations; amending s. 607.11045, F.S.; revising applicability; amending s. 607.1105, F.S.; revising provisions relating to articles of merger or share exchange; amending s. 607.1106, F.S.; revising provisions relating to the effectiveness of a merger or share exchange; amending s. 607.1107, F.S.; revising provisions relating to the abandonment of a merger or share exchange; deleting provisions relating to mergers or share exchanges with foreign corporations; repealing s. 607.1108, F.S., relating to merger of domestic corporation and other business entity; repealing s. 607.1109, F.S., relating to articles of merger; repealing s. 607.11101, F.S., relating to the effect of a merger of domestic corporation and other business entity; repealing s. 607.1112, F.S., relating to the conversion of a domestic corporation into another business entity; repealing s. 607.1113, F.S., relating to certificates of conversion; repealing s. 607.1114, F.S., relating to the effect of the conversion of a domestic corporation into another business entity; repealing s. 607.1115, F.S., relating to the conversion of another business entity into a domestic corporation; creating s. 607.11920, F.S.; authorizing a foreign corporation to become a domestic corporation under certain circumstances; authorizing a domestic corporation to become a foreign corporation under certain circumstances; requiring that a plan of domestication include certain information; authorizing a domestication to include certain provisions; authorizing a plan of domestication to be made dependent upon facts objectively ascertainable outside of the plan; providing applicability; creating s. 607.11921, F.S.; requiring a plan of domestication to be adopted in a certain manner; creating s. 607.11922, F.S.; requiring a domesticating corporation to sign articles of domestication under certain circumstances; requiring that the articles of domestication contain certain information; providing procedures and requirements relating to the filing of the articles of domestication and the effectiveness of the domestication; providing that certain domesticating corporations' certificates of authority are automatically canceled upon the domestication becoming effective; providing that a copy of the articles of domestication may be filed in certain official records; creating s. 607.11923, F.S.; providing for the amendment of a plan of domestication; providing for the abandonment of a plan of domestication; creating s. 607.11924, F.S.; specifying the effects of a domestication; specifying that a domestication does not constitute or cause the dissolution of the domesticating corporation; prohibiting certain property from being diverted as a result of a domestication unless certain requirements are met; providing applicability; creating ss. 607.11930 and 607.11931, F.S.; relocating and revising provisions relating to the conversion of corporations; creating s. 607.11932, F.S.; relocating and revising provisions relating to actions on plans of conversion; providing applicability; creating s. 607.11933, F.S.; relocating and revising provisions relating to articles of conversion and the effectiveness of such articles; creating s. 607.11934, F.S.; relocating and revising provisions relating to amendments to plans of conversion; creating s. 607.11935, F.S.; relocating and revising provisions relating to the effectiveness of a conversion; amending s. 607.1201, F.S.; revising provisions relating to the disposition of assets not requiring shareholder approval; amending s. 607.1202, F.S.; revising provisions relating to shareholder approval of certain dispositions; amending s. 607.1301, F.S.; defining, deleting, and revising terms; amending s. 607.1302, F.S.; revising provisions relating to appraisal rights of shareholders; amending s. 607.1303, F.S.; making technical changes; amending s. 607.1320, F.S.; revising provisions relating to notice of appraisal rights; amending s. 607.1321, F.S.; revising provisions relating to notice of intent to demand payment; amending s. 607.1322, F.S.; revising provisions relating to appraisal notice and form; amending s. 607.1323, F.S.; making technical changes; amending s. 607.1324, F.S.; specifying that a shareholder ceases to have certain rights upon payment of an agreed value; amending s. 607.1326, F.S.; making technical changes; amending s. 607.1330, F.S.; revising provisions relating to court action to determine the fair value of shares and accrued interest; amending ss. 607.1331, 607.1332, and 607.1333, F.S.; making technical changes; creating s. 607.1340, F.S.; relocating provisions relating to certain shareholders challenging certain actions; making technical changes; amending s. 607.1401, F.S.; revising provisions relating to incorporators or directors dissolving a corporation; amending s. 607.1402, F.S.; revising provisions relating to the dissolution of a corporation by the board of directors and the shareholders; amending s. 607.1403, F.S.; revising provisions relating to articles of dissolution; defining the terms "dissolved corporation" and "successor entity"; amending s. 607.1404, F.S.; revising provisions relating to revocation of dissolution; amending s. 607.1405, F.S.; revising provisions relating to the effect of dissolution; amending s. 607.1406, F.S.; revising

provisions relating to known claims against a dissolved corporation; defining the term "known claims"; deleting the term "successor entity"; amending s. 607.1407, F.S.; revising provisions relating to unknown claims against a dissolved corporation; creating s. 607.1408, F.S.; relocating provisions relating to claims against dissolved corporations; creating s. 607.1409, F.S.; authorizing certain dissolved corporations to file an application with the circuit court for a certain determination; providing guidelines for the proceedings; creating s. 607.1410, F.S.; providing duties for directors of dissolved corporations; amending s. 607.1420, F.S.; revising provisions relating to the administrative dissolution of a corporation; repealing s. 607.1421, F.S., relating to the procedure for and effect of administrative dissolution; amending s. 607.1422, F.S.; revising provisions relating to reinstatement following administrative dissolution; amending s. 607.1423, F.S.; revising provisions relating to judicial review of denials of reinstatement; amending s. 607.1430, F.S.; revising provisions relating to grounds for judicial dissolution; defining the term "shareholder"; amending s. 607.1431, F.S.; revising provisions relating to procedures for judicial dissolution; amending s. 607.1432, F.S.; revising provisions relating to receivership and custodianship; amending s. 607.1433, F.S.; revising provisions relating to judgment of dissolution; amending s. 607.1434, F.S.; revising provisions relating to alternative remedies to judicial dissolution; amending s. 607.1435, F.S.; revising provisions relating to court-appointed provisional directors; amending s. 607.1436, F.S.; revising provisions relating to elections to purchase instead of dissolution; amending s. 607.14401, F.S.; revising provisions relating to deposits associated with a dissolved corporation; amending s. 607.1501, F.S.; revising provisions relating to the authority of a foreign corporation to transact business in this state; creating s. 607.15015, F.S.; providing for applicability of certain laws for a foreign corporation; providing that a foreign corporation may not be denied a certificate of authority for certain reasons; specifying that a certificate of authority does not authorize a foreign corporation to take certain actions; amending s. 607.1502, F.S.; revising provisions relating to transacting business in this state without a certificate of authority; providing applicability; amending s. 607.1503, F.S.; revising provisions relating to applications for a certificate of authority; amending s. 607.1504, F.S.; revising provisions relating to amendments to certificates of authority; amending s. 607.1505, F.S.; revising provisions relating to the effect of a certificate of authority; amending s. 607.1506, F.S.; revising provisions relating to the corporate name of a foreign corporation; amending s. 607.1507, F.S.; revising provisions relating to the registered offices and registered agents of foreign corporations; providing a civil penalty; amending s. 607.1508, F.S.; revising provisions relating to changing the names of registered offices and registered agents of foreign corporations; amending s. 607.1509, F.S.; revising provisions relating to resignations of registered agents of foreign corporations; creating s. 607.15091, F.S.; revising provisions relating to name and address changes for registered agents of foreign corporations; creating s. 607.15092, F.S.; providing requirements for delivery of notice or other communication; amending s. 607.15101, F.S.; revising provisions relating to service of process, notice, or demand on a foreign corporation; amending s. 607.1520, F.S.; revising provisions relating to the withdrawal of a certificate of authority for a foreign corporation; requiring a foreign corporation to take certain actions to cancel its certificate of authority; creating s. 607.1521, F.S.; specifying that certain foreign corporations are deemed to have withdrawn their certificate of authority under certain circumstances; creating s. 607.1522, F.S.; requiring a foreign corporation to deliver a notice of withdrawal of a certificate of authority under certain circumstances; providing for effective service of process on such foreign corporations; creating s. 607.1523, F.S.; authorizing the Department of Legal Affairs to maintain certain actions and to enjoin a foreign corporation under certain circumstances; amending s. 607.1530, F.S.; revising provisions relating to revocation of a foreign corporation's certificate of authority; repealing s. 607.1531, F.S., relating to the procedure for and effect of revocation; amending s. 607.15315, F.S.; revising provisions relating to reinstatement of a foreign corporation's certificate of authority; amending s. 607.1532, F.S.; revising provisions relating to judicial review of a denial of reinstatement; amending s. 607.1601, F.S.; revising provisions relating to the maintenance of corporate records; amending s. 607.1602, F.S.; revising provisions relating to inspection of records by shareholders; revising the definition of the term "shareholder"; amending s. 607.1603, F.S.; revising provisions relating to the scope of shareholders' inspection rights; amending s. 607.1604, F.S.; revising provisions relating to court-ordered inspections; amending s. 607.1605, F.S.; revising provisions relating to directors' inspection rights; amending s. 607.1620, F.S.; revising provisions relating to financial statements for shareholders; repealing s. 607.1621, F.S., relating to other reports to shareholders; amending s. 607.1622, F.S.; re-

vising provisions relating to annual reports that are required to be filed with the Department of State; amending s. 607.1701, F.S.; making a technical change; revising applicability; amending s. 607.1702, F.S.; revising applicability; amending s. 607.1711, F.S.; making a technical change; repealing s. 607.1801, F.S., relating to domestication of foreign corporations; amending s. 607.1907, F.S.; revising provisions relating to savings provisions; creating s. 607.1908, F.S.; providing for severability; amending s. 607.504, F.S.; revising provisions relating to an election of social purpose corporation status; amending s. 607.604, F.S.; revising provisions relating to an election of benefit corporation status; conforming a cross-reference; amending s. 605.0102, F.S.; conforming a cross-reference; revising the definitions of the terms “private organic rules” and “public organic record”; amending s. 605.0105, F.S.; revising provisions relating to operating agreements; amending s. 605.0112, F.S.; revising provisions relating to names of limited liability companies; creating s. 605.01125, F.S.; authorizing a person to reserve the exclusive use of the name of a limited liability company; providing requirements for reserving the name; authorizing the department to revoke reservations under certain circumstances; amending s. 605.0113, F.S.; revising provisions relating to registered agents of limited liability companies; defining the term “authorized entity”; amending s. 605.0114, F.S.; revising provisions relating to changes of a registered agent or registered office; amending s. 605.0115, F.S.; requiring a registered agent to promptly mail a copy of a statement of resignation to a limited liability company’s or foreign limited liability company’s current mailing address; amending s. 605.0116, F.S.; making clarifying changes; amending s. 605.0117, F.S.; revising provisions relating to service of process, notice, and demand on limited liability companies and registered foreign limited liability companies; amending s. 605.0118, F.S.; conforming a provision to changes made by the act; amending s. 605.0207, F.S.; revising provisions relating to effective dates and times for records filed with the Department of State; amending s. 605.0209, F.S.; revising what a statement of correction must contain; amending s. 605.0210, F.S.; revising provisions relating to the department’s refusal to file a record; amending s. 605.0211, F.S.; revising provisions relating to certificates of status for foreign limited liability companies; amending s. 605.0215, F.S.; specifying that a copy of a document filed by the department must bear the signature of the Secretary of State and the seal of this state in order to be conclusive evidence that the original document is on file with the department; amending s. 605.04092, F.S.; defining terms; revising provisions relating to conflict of interest transactions; amending s. 605.0410, F.S.; conforming a cross-reference; amending s. 605.0702, F.S.; revising provisions relating to grounds for judicial dissolution of a limited liability company; amending s. 605.0706, F.S.; revising provisions relating to an election to purchase the entire interest of a petitioner instead of dissolving the limited liability company; amending s. 605.0715, F.S.; conforming a provision to changes made by the act; requiring a dissolved limited liability company to amend its articles of incorporation to change its name under certain circumstances; amending s. 605.0716, F.S.; revising provisions relating to judicial review of denial of reinstatement; amending ss. 605.0803 and 605.0903, F.S.; making clarifying changes; amending s. 605.0904, F.S.; revising provisions relating to a foreign limited liability company’s failure to have a certificate of authority; amending s. 605.0906, F.S.; requiring, rather than authorizing, certain foreign limited liability companies to use an alternate name to transact business in this state; amending s. 605.0907, F.S.; revising provisions relating to foreign limited liability companies’ amendments to certificates of authority; amending s. 605.0908, F.S.; making technical changes; creating s. 605.09091, F.S.; providing requirements relating to the judicial review of denial of reinstatement for foreign limited liability companies; amending ss. 605.0910 and 605.0911, F.S.; revising provisions relating to the withdrawal or cancellation of a foreign limited liability company’s certificate of authority; amending s. 605.0912, F.S.; revising provisions relating to a foreign limited liability company’s withdrawal on the dissolution, merger, or conversion to a nonfiling entity; amending ss. 605.1025 and 605.1035, F.S.; conforming cross-references; amending s. 605.1061, F.S.; making a technical change; amending s. 605.1063, F.S.; providing requirements for when an appraisal event is required to be approved by written consent of members; amending s. 605.1072, F.S.; revising provisions relating to other remedies for a member to challenge certain completed appraisal events; providing construction; amending s. 617.0302, F.S.; conforming provisions to changes made by the act; conforming a cross-reference; amending s. 617.0501, F.S.; revising provisions relating to registered offices and registered agents of corporations not for profit; defining the term “authorized entity”; creating s. 617.05015, F.S.; authorizing a person to reserve the exclusive use of the name of a corporation not for profit; providing requirements for such reservation; amending s. 617.0831, F.S.; conforming cross-references;

amending ss. 617.1102 and 617.1108, F.S.; conforming provisions to changes made by the act; conforming cross-references; amending s. 617.1507, F.S.; revising provisions relating to registered offices and registered agents of foreign corporations not for profit; defining the term “authorized entity”; amending s. 620.1108, F.S.; revising provisions relating to the names of certain limited partnerships; creating s. 620.11085, F.S.; authorizing a person to reserve the exclusive use of the name of a limited partnership; providing requirements for such reservation; amending ss. 620.2104, 620.2108, and 620.8918, F.S.; conforming cross-references; amending s. 621.12, F.S.; revising provisions relating to the names of certain corporations and limited liability companies; amending s. 865.09, F.S.; prohibiting certain fictitious names from containing “PA”; amending s. 662.150, F.S.; conforming a provision to changes made by the act; conforming cross-references; amending ss. 331.355, 339.12, 628.530, 631.0515, 658.44, 663.03, 663.403, and 694.16, F.S.; conforming cross-references; providing an effective date.

---

By the Committee on Children, Families, and Elder Affairs; and Senator Harrell—

**CS for SB 900**—A bill to be entitled An act relating to substance abuse services; amending s. 394.4572, F.S.; authorizing the Department of Children and Families and the Agency for Health Care Administration to grant exemptions from disqualification for certain service provider personnel; amending s. 397.311, F.S.; redefining the terms “clinical supervisor” and “recovery residence”; defining the terms “clinical services supervisor,” “clinical director,” and “peer specialist”; amending s. 397.321, F.S.; providing for the review of certain decisions by a department-recognized certifying entity; authorizing certain persons to request an administrative hearing within a specified timeframe and under certain circumstances; amending s. 397.4073, F.S.; requiring individuals screened on or after a specified date to undergo specified background screening; requiring the department to grant or deny a request for an exemption from qualification within a certain timeframe; authorizing certain applicants for an exemption to work under the supervision of certain persons for a specified period of time while his or her application is pending; authorizing certain persons to be exempt from disqualification from employment; authorizing the department to grant exemptions from disqualification for service provider personnel to work solely in certain treatment programs and facilities; amending s. 397.4075, F.S.; increasing the criminal penalty for certain unlawful activities relating to personnel; providing a criminal penalty for inaccurately disclosing certain facts in an application for licensure; creating s. 397.417, F.S.; providing legislative intent; authorizing an individual to seek certification as a peer specialist if he or she meets certain requirements; requiring the department to approve one or more third-party credentialing entities for specified purposes; requiring the credentialing entity to demonstrate compliance with certain standards in order to be approved by the department; requiring an individual providing department-funded recovery support services as a peer specialist to be certified; authorizing an individual who is not certified to provide recovery support services as a peer specialist under certain circumstances; prohibiting an individual who is not a certified peer specialist from advertising or providing recovery services unless the person is exempt; providing criminal penalties; authorizing the department, a behavioral health managing entity, or the Medicaid program to reimburse peer specialist services as a recovery service; encouraging Medicaid managed care plans to use peer specialists in providing recovery services; amending s. 397.487, F.S.; revising legislative findings relating to voluntary certification of recovery residences; revising background screening requirements for owners, directors, and chief financial officers of recovery residences; authorizing a certified recovery residence to immediately discharge or transfer residents under certain circumstances; specifying that a local governmental entity is not prohibited from requiring mandatory certification of recovery residences for certain purposes; requiring the Sober Homes Task Force within the Office of the State Attorney of the Fifteenth Judicial Circuit to submit a report to the Legislature containing certain recommendations; amending s. 397.4873, F.S.; expanding the exceptions to limitations on referrals by recovery residences to licensed service providers; amending s. 397.55, F.S.; revising the requirements for a service provider, operator of a recovery residence, or certain third parties to enter into certain contracts with marketing providers; amending s. 435.07,

F.S.; authorizing the exemption of certain persons from disqualification from employment; amending s. 553.80, F.S.; requiring that a single-family or two-family dwelling used as a recovery residence be deemed a single-family or two-family dwelling for purposes of the Florida Building Code; amending s. 633.206, F.S.; requiring the Department of Financial Services to establish uniform firesafety standards for recovery residences; exempting a single-family or two-family dwelling used as a recovery residence from the uniform firesafety standards; requiring that such dwellings be deemed a single-family or two-family dwelling for the purposes of the Life Safety Code and Florida Fire Prevention Code; amending ss. 212.055, 397.416, and 440.102, F.S.; conforming cross-references; providing an effective date.

By the Committee on Criminal Justice; and Senator Pizzo—

**CS for SB 916**—A bill to be entitled An act relating to technology crimes; amending s. 784.048, F.S.; redefining the term “cyberstalk” as the term relates to prohibited acts; reenacting and amending s. 815.06, F.S.; providing that a person commits an offense against users of certain electronic devices if he or she willfully, knowingly, and exceeding authorization performs specified acts; providing criminal penalties; reenacting ss. 790.065(2)(c), 794.056(1), 847.014(4), 901.41(5), 938.08, 938.085, 943.325(2)(g), 960.001(1)(b), 985.265(3)(b), and 1006.147(3)(e), all relating to the crime of stalking, to incorporate the amendment made to s. 784.048, F.S., in references thereto; reenacting ss. 775.30(1) and (2), 775.33(2), 782.04(5), and 934.07(3), F.S., all relating to a violation of s. 815.06, F.S., to incorporate the amendment made to s. 815.06, F.S., in references thereto; providing an effective date.

By the Committee on Criminal Justice; and Senator Bracy—

**CS for SB 936**—A bill to be entitled An act relating to criminal history records; creating s. 943.0586, F.S.; requiring the Criminal Justice Information Program to administratively seal the criminal history records of a minor upon notification by the clerk of the court under specified circumstances; providing applicability for the administrative sealing of specified criminal history records; providing a contingent effective date.

By the Committee on Criminal Justice; and Senator Bracy—

**CS for SB 938**—A bill to be entitled An act relating to public records; amending s. 943.059, F.S.; expanding an existing public records exemption to include the administrative sealing of specified criminal history records; conforming provisions to changes made by the act; providing for future review and repeal of the expanded exemption; providing for reversion of specified language if the exemption is not saved from repeal; providing a statement of public necessity; providing a contingent effective date.

By the Committee on Infrastructure and Security; and Senator Perry—

**CS for SB 974**—A bill to be entitled An act relating to damaged, dismantled, derelict, or salvage motor vehicles; amending s. 319.30, F.S.; authorizing a certain notice sent by certified mail that a motor vehicle is available for pickup to be sent by another commercially available delivery service that provides proof of delivery; requiring the notice to state that the owner has a specified period during which to pick up the vehicle; authorizing an independent entity to apply for a certificate of destruction or a certificate of title if the vehicle is not claimed within a specified time after the delivery or attempted delivery of the notice; specifying requirements for an independent entity if the Department of Highway Safety and Motor Vehicles’ records do not contain the owner’s address; requiring an independent entity to maintain specified records for a minimum period; requiring an independent entity to provide proof of all lien satisfactions or proof of a release of all liens on a motor vehicle upon applying for a certificate of destruction or salvage certificate of title; requiring an independent entity to provide an affidavit with specified statements if such entity is unable to obtain a lien satisfaction or a release of all liens on the motor vehicle; providing that notice to lienholders and attempts to obtain a release from lienholders may be by certain written request; amending s. 320.03, F.S.; authorizing an entity that processes certain transactions or certificates for derelict or salvage motor vehicles to be an authorized electronic filing

system agent; deleting obsolete provisions; authorizing the department to adopt rules; providing effective dates.

By the Committee on Innovation, Industry, and Technology; and Senator Hutson—

**CS for SB 1000**—A bill to be entitled An act relating to communications services; amending s. 202.12, F.S.; reducing the rates of certain communications services taxes; amending s. 202.20, F.S.; conforming a cross-reference; amending s. 337.401, F.S.; revising legislative intent; specifying limitations and prohibitions on municipalities and counties relating to registrations and renewals of communications services providers; authorizing municipalities and counties to require certain information as part of a permit application; prohibiting municipalities and counties from requiring a payment of fees, costs, or charges for provider registration or renewal; prohibiting municipalities and counties from adopting or enforcing certain ordinances, regulations, or requirements; specifying limitations on municipal and county authority to regulate and manage municipal and county roads or rights-of-way; prohibiting certain municipalities and counties from electing to impose permit fees; providing retroactive applicability; authorizing certain municipalities and counties to continue to require and collect such fees; deleting obsolete provisions; specifying activities for which permit fees may not be imposed; deleting certain provisions relating to municipality, charter county, and noncharter county elections to impose, or not to impose, permit fees; requiring that enforcement of certain ordinances must be suspended until certain conditions are met; revising legislative intent relating to the imposition of certain fees, costs, and exactions on providers; specifying a condition for certain in-kind compensation; specifying prohibited acts by municipalities and counties in the use of their authority over the placement of facilities for certain purposes; authorizing municipalities and counties to require a right-of-way permit for certain purposes; providing requirements for processing certain permit applications; prohibiting municipalities and counties from certain actions relating to certain aerial or underground communications facilities; specifying limitations and requirements for certain municipal and county rules and regulations; revising definitions under the Advanced Wireless Infrastructure Deployment Act; prohibiting certain actions by an authority relating to certain utility poles; prohibiting authorities from requiring permit applicants to provide certain information, except under certain circumstances; adding prohibited acts by authorities relating to small wireless facilities, application requirements, public notification and public meetings, and the placement of certain facilities; revising applicability of authority rules and regulations governing the placement of utility poles in the public rights-of-way; providing construction relating to judicial review of certain application denials; adding grounds for an authority’s denial of a proposed collocation of a small wireless facility in the public rights-of-way; deleting an authority’s authorization to adopt ordinances for performance bonds and security funds; authorizing an authority to require a construction bond, subject to certain conditions; requiring authorities to accept certain financial instruments for certain financial obligations; authorizing providers to add authorities to certain financial instruments; prohibiting an authority from requiring a provider to indemnify the authority for certain liabilities; prohibiting an authority from requiring a permit, approval, fees, charges, costs, or exactions for certain activities; authorizing and limiting filings the authority may require relating to micro wireless facility equipment; providing an exception to a provision authorizing an authority to require a certain right-of-way permit; authorizing authorities to require wireless providers to comply with certain objective design standards adopted by ordinance; authorizing the authority to waive such design standards under certain circumstances; providing a requirement for the waiver; revising an authority’s authorization to apply certain ordinances to applications filed before a certain timeframe; prohibiting authorities from certain actions relating to registrations, applications, permits, and approvals in relation to small wireless facilities; deleting a requirement for wireless providers to comply with certain undergrounding requirements; authorizing a civil action for violations; authorizing actions a court may take; providing applicability; providing an effective date.

By the Committee on Infrastructure and Security; and Senators Lee and Rouson—

**CS for SB 1052**—A bill to be entitled An act relating to motor vehicle insurance; repealing ss. 627.730, 627.731, 627.7311, 627.732, 627.733, 627.734, 627.736, 627.737, 627.739, 627.7401, 627.7403, and 627.7405, F.S., which comprise the Florida Motor Vehicle No-Fault Law; repealing s. 627.7407, F.S., relating to application of the Florida Motor Vehicle No-Fault Law; amending s. 316.646, F.S.; revising a requirement for proof of security on a motor vehicle and the applicability of the re-

quirement; amending s. 318.18, F.S.; conforming a provision to changes made by the act; amending s. 320.02, F.S.; revising the motor vehicle insurance coverages that an applicant must show to register certain vehicles with the Department of Highway Safety and Motor Vehicles; conforming a provision to changes made by the act; revising construction; amending s. 320.0609, F.S.; conforming a provision to changes made by the act; amending s. 320.27, F.S.; defining the term “garage liability insurance”; revising garage liability insurance requirements for motor vehicle dealer applicants; conforming a provision to changes made by the act; amending s. 320.771, F.S.; revising garage liability insurance requirements for recreational vehicle dealer license applicants; amending ss. 322.251 and 322.34, F.S.; conforming provisions to changes made by the act; amending s. 324.011, F.S.; revising legislative intent; amending s. 324.021, F.S.; revising definitions of the terms “motor vehicle” and “proof of financial responsibility”; revising minimum coverage requirements for proof of financial responsibility for specified motor vehicles; defining the term “for-hire passenger transportation vehicle”; conforming provisions to changes made by the act; amending s. 324.022, F.S.; revising minimum liability coverage requirements for motor vehicle owners or operators; revising authorized methods for meeting such requirements; deleting a provision relating to an insurer’s duty to defend certain claims; revising the vehicles that are excluded from the definition of the term “motor vehicle”; providing security requirements for certain excluded vehicles; conforming provisions to changes made by the act; conforming cross-references; amending s. 324.0221, F.S.; revising coverages that subject a policy to certain insurer reporting and notice requirements; conforming provisions to changes made by the act; amending s. 324.023, F.S.; conforming cross-references; amending s. 324.031, F.S.; revising the amount of a certificate of deposit required to elect a certain method of proof of financial responsibility; revising excess liability coverage requirements for a person electing to use such method; amending s. 324.032, F.S.; revising financial responsibility requirements for owners or lessees of for-hire passenger transportation vehicles; amending ss. 324.051, 324.071, and 324.091, F.S.; making technical changes; amending s. 324.151, F.S.; conforming provisions to changes made by the act; making technical changes; creating s. 627.747, F.S.; providing that private passenger motor vehicle policies may exclude certain identified individuals from specified coverages under certain circumstances; providing that such policies may not exclude coverage under certain circumstances; amending s. 324.161, F.S.; revising requirements for a certificate of deposit that is required if a person elects a certain method of proving financial responsibility; amending s. 324.171, F.S.; revising the minimum net worth requirements to qualify certain persons as self-insurers; conforming provisions to changes made by the act; amending s. 324.251, F.S.; revising the short title and an effective date; amending s. 400.9905, F.S.; revising the definition of the term “clinic”; amending ss. 400.991 and 400.9935, F.S.; conforming provisions to changes made by the act; amending s. 409.901, F.S.; revising the definition of the term “third-party benefit”; amending s. 409.910, F.S.; revising the definition of the term “medical coverage”; amending s. 456.057, F.S.; conforming a cross-reference; amending s. 456.072, F.S.; revising specified grounds for discipline for certain health professions; amending s. 626.9541, F.S.; conforming a provision to changes made by the act; revising the type of insurance coverage applicable to a certain prohibited act; amending s. 626.989, F.S.; revising the definition of the term “fraudulent insurance act”; amending s. 627.06501, F.S.; revising coverages that may provide for a reduction in motor vehicle insurance policy premium charges under certain circumstances; amending s. 627.0652, F.S.; revising coverages that must provide a premium charge reduction under certain circumstances; amending s. 627.0653, F.S.; revising coverages subject to premium discounts for specified motor vehicle equipment; amending s. 627.4132, F.S.; revising the coverages of a motor vehicle policy which are subject to a stacking prohibition; amending s. 627.7263, F.S.; revising coverages that are deemed primary, except under certain circumstances, for the lessor of a motor vehicle for lease or rent; revising a notice that is required if the lessee’s coverage is to be primary; creating s. 627.7265, F.S.; specifying persons whom medical payments coverage must protect; requiring medical payments coverage to provide specified medical expense coverage and a specified death benefit; specifying coverage options an insurer must and may offer; providing that motor vehicle liability insurance policies are deemed to have medical payments coverage at a certain limit and with no deductible, unless rejected or modified by the policyholder by certain means; specifying requirements for certain forms approved by the Office of Insurance Regulation; requiring insurers to provide policyholders with a certain annual notice; providing construction relating to limits on certain other coverages; requiring insurers, upon receiving a certain notice of an accident, to hold a specified reserve for certain purposes for a specified time; providing that the reserve requirement does not require insurers to establish a claim reserve for accounting purposes; providing that an insurer providing medical payments coverage benefits may not have a lien

on a certain recovery and may not have certain causes of action; amending s. 627.727, F.S.; conforming provisions to changes made by the act; amending s. 627.7275, F.S.; revising required coverages for a motor vehicle insurance policy; conforming provisions to changes made by the act; amending s. 627.728, F.S.; conforming a provision to changes made by the act; amending s. 627.7295, F.S.; revising the definitions of the terms “policy” and “binder”; revising the coverages of a motor vehicle insurance policy for which a licensed general lines agent may charge a specified fee; conforming a provision to changes made by the act; amending s. 627.7415, F.S.; revising additional liability insurance requirements for commercial motor vehicles; amending s. 627.748, F.S.; revising insurance requirements for transportation network company drivers; conforming provisions to changes made by the act; amending s. 627.8405, F.S.; revising coverages in a policy sold in combination with an accidental death and dismemberment policy which a premium finance company may not finance; revising rulemaking authority of the Financial Services Commission; amending ss. 627.915, 628.909, 705.184, and 713.78, F.S.; conforming provisions to changes made by the act; amending s. 817.234, F.S.; revising coverages that are the basis of specified prohibited false and fraudulent insurance claims; conforming provisions to changes made by the act; creating s. 627.7278, F.S.; defining the term “minimum security requirements”; providing requirements, applicability, and construction relating to motor vehicle insurance policies as of a certain date; requiring insurers to allow certain insureds to make certain coverage changes, subject to certain conditions; requiring an insurer to provide, by a specified date, a specified notice to policyholders relating to requirements under the act; creating s. 324.0222, F.S.; providing that driver license or registration suspensions for failure to maintain required security which were in effect before a specified date remain in full force and effect; providing that such suspended licenses or registrations may be reinstated as provided in a specified section; providing an appropriation; providing effective dates.

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

**CS for SB 1070**—A bill to be entitled An act relating to continuing care contracts; amending s. 651.011, F.S.; adding and revising definitions; amending s. 651.012, F.S.; conforming a cross-reference; deleting an obsolete date; amending s. 651.013, F.S.; adding certain Florida Insurance Code provisions to the Office of Insurance Regulation’s authority to regulate providers of continuing care and continuing care at-home; amending s. 651.019, F.S.; revising requirements for providers and facilities relating to financing and refinancing transactions; amending s. 651.021, F.S.; conforming provisions to changes made by the act; creating s. 651.0215, F.S.; specifying conditions, requirements, procedures, and prohibitions relating to consolidated applications for provisional certificates of authority and for certificates of authority and to the office’s review of such applications; specifying conditions under which a provider is entitled to secure the release of certain escrowed funds; providing construction; amending s. 651.022, F.S.; revising and specifying requirements, procedures, and prohibitions relating to applications for provisional certificates of authority and to the office’s review of such applications; amending s. 651.023, F.S.; revising and specifying requirements, procedures, and prohibitions relating to applications for certificates of authority and to the office’s review of such applications; conforming provisions to changes made by the act; amending s. 651.024, F.S.; revising requirements for certain persons relating to provider acquisitions; specifying procedures for rebutting a presumption of control; providing standing to the office to petition a circuit court in certain proceedings; creating s. 651.0245, F.S.; specifying procedures, requirements, and a prohibition relating to an application for the simultaneous acquisition of a facility and issuance of a certificate of authority and to the office’s review of such application; specifying rulemaking requirements and authority of the Financial Services Commission; providing standing to the office to petition a circuit court in certain proceedings; specifying procedures for rebutting a presumption of control; creating s. 651.0246, F.S.; specifying requirements, conditions, procedures, and prohibitions relating to provider applications to commence construction or marketing for expansions of certificated facilities and to the office’s review of such applications; defining the term “existing units”; specifying escrow requirements for certain moneys; specifying conditions under which providers are entitled to secure release of such moneys; providing applicability and construction; amending s. 651.026, F.S.; revising requirements for annual reports filed by providers with the office; revising the commission’s rulemaking authority; requiring the office to annually publish a specified industry benchmarking report; amending s. 651.0261, F.S.; requiring providers to file quarterly unaudited financial statements; authorizing the office to waive such requirement under certain circumstances; providing an exception for filing a certain quarterly

statement; revising information that the office may require providers to file and the circumstances under which such information must be filed; revising the commission's rulemaking authority; amending s. 651.028, F.S.; revising requirements that the office may waive under certain circumstances; revising the entities that may qualify for such waiver; requiring such entities to provide certain information within a certain timeframe to the office under certain circumstances; amending s. 651.033, F.S.; revising applicability of escrow requirements; revising requirements for escrow accounts and agreements; revising the office's authority to allow a withdrawal of a specified percentage of the required minimum liquid reserve; revising applicability of requirements relating to the deposit of certain funds in escrow accounts; prohibiting an escrow agent, except under certain circumstances, from releasing or allowing the transfer of funds; creating s. 651.034, F.S.; specifying requirements for the office if a regulatory action level event occurs; specifying requirements for corrective action plans; authorizing the office to use members of the Continuing Care Advisory Council and to retain consultants for certain purposes; requiring affected providers to bear costs and expenses relating to such consultants; specifying requirements for, and authorized actions of, the office and the Department of Financial Services if an impairment occurs; providing construction; authorizing the office to exempt a provider from certain requirements for a certain timeframe; authorizing the commission to adopt rules; amending s. 651.035, F.S.; revising minimum liquid reserve requirements for providers; specifying requirements, limitations, and procedures for a provider's withdrawal of funds held in escrow and the office's review of certain requests for withdrawal; authorizing the office to order certain transfers under certain circumstances; requiring facilities to annually file with the office a minimum liquid reserve calculation; requiring increases in the minimum liquid reserve to be funded within a certain timeframe; requiring providers to fund shortfalls in minimum liquid reserves under certain circumstances within a certain timeframe; creating s. 651.043, F.S.; specifying requirements for certain management company contracts; specifying requirements, procedures, and authorized actions relating to changes in provider management and to the office's review of such changes; requiring that disapproved management be removed within a certain timeframe; authorizing the office to take certain disciplinary actions under certain circumstances; requiring providers to immediately remove management under certain circumstances; amending s. 651.051, F.S.; revising requirements for the maintenance of provider records and assets; amending s. 651.055, F.S.; revising a required statement in continuing care contracts; amending s. 651.057, F.S.; conforming provisions to changes made by the act; amending s. 651.071, F.S.; specifying the priority of continuing care contracts and continuing care at-home contracts in receivership or liquidation proceedings against a provider; amending s. 651.091, F.S.; revising requirements for continuing care facilities relating to posting or providing notices; amending s. 651.095, F.S.; adding terms to a list of prohibited terms in certain advertisements; amending s. 651.105, F.S.; adding a certain Florida Insurance Code provision to the office's authority to examine certain providers and applicants; requiring providers to respond to the office's written correspondence and to provide certain information; providing standing to the office to petition certain circuit courts for certain relief; revising, and specifying limitations on, the office's examination authority; amending s. 651.106, F.S.; authorizing the office to deny applications on specified grounds; adding and revising grounds for suspension or revocation of provisional certificates of authority and certificates of authority; creating s. 651.1065, F.S.; prohibiting certain actions by certain persons of an impaired or insolvent continuing care facility; providing that bankruptcy courts or trustees have jurisdiction over certain matters; requiring the office to approve or disapprove the continued marketing of new contracts within a certain timeframe; providing a criminal penalty; amending s. 651.111, F.S.; defining the term "inspection"; revising procedures and requirements relating to requests for inspections to the office; amending s. 651.114, F.S.; revising and specifying requirements, procedures, and authorized actions relating to providers' corrective action plans; providing construction; revising and specifying requirements and procedures relating to delinquency proceedings against a provider; revising circumstances under which the office must provide a certain notice to trustees or lenders; creating s. 651.1141, F.S.; providing legislative findings; authorizing the office to issue certain immediate final orders under certain circumstances; amending s. 651.121, F.S.; revising the composition of the Continuing Care Advisory Council; amending s. 651.125, F.S.; revising a prohibition to include certain actions performed without a valid provisional certificate of authority; providing effective dates.

By the Committee on Judiciary; and Senators Brandes, Hutson, Hooper, and Pizzo—

**CS for SB 1076**—A bill to be entitled An act relating to clerks of the circuit court; amending s. 28.35, F.S.; providing that funds available for budgets of the clerks of the court include certain revenues from the previous year, budget amendments, and appropriated funds; revising the approval process for proposed budgets; expanding the duties of the Florida Clerks of Court Operations Corporation to include certifying certain variances, preparing and submitting budget requests to the Legislature, requesting certain amendments, requesting the Governor to order the transfer of certain moneys, and prescribing certain forms; adding certain costs to the list of court-related functions that clerks may fund; amending s. 28.36, F.S.; revising the requirements to which a proposed budget by the clerks of the court must conform; requiring the corporation to certify certain revenue needs to the Governor and the Legislature; revising when the corporation may approve increases or decreases to previously authorized budgets; amending s. 28.37, F.S.; requiring the Department of Revenue to deposit certain remitted funds in the Clerks of the Court Trust Fund rather than the General Revenue Fund; requiring the corporation to certify certain estimates for funds and certain unspent funds; requiring the department to review such certification of unspent funds; amending ss. 57.081, 57.082, 394.459, 394.463, 394.467, 394.917, 397.6814, and 790.401, F.S.; authorizing the clerks of the circuit court to submit certified requests for reimbursement to the corporation for certain waived costs or fees; requiring the corporation to certify the amounts of reimbursement to the department and request release authority for funds from the Clerks of the Court Trust Fund; amending ss. 741.30, 784.046, and 784.0485, F.S.; revising the reimbursement process for the clerks of the circuit court for petitions for protection against domestic violence, petitions for protection against repeat, sexual, or dating violence, and petitions for protection against stalking, respectively; requiring the corporation to certify the amounts of reimbursement to the department and request release authority for funds from the Clerks of the Court Trust Fund; providing an appropriation; providing an effective date.

By the Committee on Criminal Justice; and Senator Book—

**CS for SB 1080**—A bill to be entitled An act relating to hazing; amending s. 1006.63, F.S.; redefining the term "hazing"; expanding the crime of hazing, a third degree felony, to include when a person solicits others to commit or is actively involved in the planning of hazing; expanding the crime of hazing, a first degree misdemeanor, to include when a person solicits others to commit or is actively involved in the planning of hazing; providing that a person may not be prosecuted if certain conditions are met; reenacting s. 1001.64(8)(e), F.S., relating to Florida College System institution boards of trustees and related powers and duties, to incorporate the amendment made to s. 1006.63, F.S., in a reference thereto; providing an effective date.

By the Committee on Health Policy; and Senator Albritton—

**CS for SB 1088**—A bill to be entitled An act relating to nursing home facility staffing; amending s. 400.23, F.S.; revising direct care staffing requirements for nursing home facilities; requiring the Agency for Health Care Administration to include such requirements in rule; defining the term "direct care staff"; providing an effective date.

By the Committee on Criminal Justice; and Senator Simmons—

**CS for SB 1134**—A bill to be entitled An act relating to electronic monitoring devices; amending s. 843.23, F.S.; specifying the jurisdictions under which certain prohibited acts relating to electronic monitoring devices may be prosecuted; providing an effective date.

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

**CS for SB 1184**—A bill to be entitled An act relating to bank property of deceased accountholders; amending s. 655.059, F.S.; specifying that a financial institution is not prohibited from disclosing specified information to certain persons relating to deceased account holders; creating s. 655.795, F.S.; defining terms; authorizing a financial institution to pay to the authorized family member of a decedent depositor, without any court proceeding, order, or judgment authorizing the payment and not earlier than a specified time, the funds in the decedent's qualified accounts if the sum does not exceed a specified

amount; requiring the authorized family member to provide the financial institution a certified copy of the decedent's death certificate and a specified affidavit in order to receive the funds; providing an affidavit form the authorized family member may use; providing that the financial institution has no duty to make certain determinations; specifying a person does not have a right or cause of action against a financial institution for certain actions or for failing to take certain actions; providing liability for authorized family members; requiring a financial institution to maintain a copy or image of the affidavit for a specified time; authorizing the financial institution to provide copies of the affidavit to certain persons; authorizing a financial institution to release certain information bank accounts under certain circumstances; providing a criminal penalty; providing an effective date.

By the Committee on Education; and Senator Stargel—

**CS for SB 1198**—A bill to be entitled An act relating to school board fiscal transparency; amending s. 1002.33, F.S.; expanding provisions with which charter schools are required to comply; amending s. 1010.20, F.S.; revising requirements for school districts' reports to the Department of Education on certain costs; amending s. 1011.035, F.S.; revising the requirements for data and information that district school boards must post on their respective websites; amending s. 1011.051, F.S.; deleting a requirement that superintendents reduce certain expenditures under specified circumstances; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Montford—

**CS for SB 1256**—A bill to be entitled An act relating to the Apalachicola Bay Area of Critical State Concern; amending s. 375.041, F.S.; appropriating a sum annually for a specified timeframe from the Land Acquisition Trust Fund to a specified area of critical state concern for specified purposes; requiring such appropriations to be reduced by an amount equal to the debt service paid on bonds issued for specified purposes; amending s. 380.0555, F.S.; providing additional principles for guiding development within the Apalachicola Bay Area of Critical State Concern to include projects that protect and improve water quality; providing an effective date.

By the Committee on Environment and Natural Resources; and Senator Mayfield—

**CS for SB 1278**—A bill to be entitled An act relating to biosolids management; creating s. 403.0855, F.S.; providing legislative findings and intent; defining the term "biosolids"; requiring the Department of Environmental Protection to adopt rules for biosolids management which meet certain requirements; exempting the rulemaking from specified requirements; providing applicability; authorizing a county or municipality to enact or retain in effect certain ordinances, moratoriums, or regulations; providing that certain ordinances, moratoriums, or regulations remain in effect until they are repealed or expire; defining the term "biosolids"; providing an effective date.

## REFERENCE CHANGES PURSUANT TO RULE 4.7(2)

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

**CS for SB 538**—A bill to be entitled An act relating to nonadmitted insurance market reform; amending s. 626.916, F.S.; deleting a limitation on per-policy fees charged by surplus lines agents for exporting certified policies; requiring that such fees be itemized separately for the customer before purchase and enumerated in the policy; amending s. 626.931, F.S.; deleting a requirement for surplus lines agents to quarterly file a certain affidavit with the Florida Surplus Lines Service Office; amending s. 626.932, F.S.; conforming a provision to changes made by the act; amending ss. 626.935 and 629.401, F.S.; conforming provisions to changes made by the act; amending s. 627.715, F.S.; extending the expiration date of a provision authorizing surplus lines agents to export contracts or endorsements providing flood coverage to eligible surplus lines insurers without making a certain diligent effort to seek coverage from authorized insurers; providing an effective date.

—was referred to the Committees on Appropriations Subcommittee on Agriculture, Environment, and General Government; and Appropriations.

By the Committee on Innovation, Industry, and Technology; and Senator Hutson—

**CS for SB 1000**—A bill to be entitled An act relating to communications services; amending s. 202.12, F.S.; reducing the rates of certain communications services taxes; amending s. 202.20, F.S.; conforming a cross-reference; amending s. 337.401, F.S.; revising legislative intent; specifying limitations and prohibitions on municipalities and counties relating to registrations and renewals of communications services providers; authorizing municipalities and counties to require certain information as part of a permit application; prohibiting municipalities and counties from requiring a payment of fees, costs, or charges for provider registration or renewal; prohibiting municipalities and counties from adopting or enforcing certain ordinances, regulations, or requirements; specifying limitations on municipal and county authority to regulate and manage municipal and county roads or rights-of-way; prohibiting certain municipalities and counties from electing to impose permit fees; providing retroactive applicability; authorizing certain municipalities and counties to continue to require and collect such fees; deleting obsolete provisions; specifying activities for which permit fees may not be imposed; deleting certain provisions relating to municipality, charter county, and noncharter county elections to impose, or not to impose, permit fees; requiring that enforcement of certain ordinances must be suspended until certain conditions are met; revising legislative intent relating to the imposition of certain fees, costs, and exactions on providers; specifying a condition for certain in-kind compensation; specifying prohibited acts by municipalities and counties in the use of their authority over the placement of facilities for certain purposes; authorizing municipalities and counties to require a right-of-way permit for certain purposes; providing requirements for processing certain permit applications; prohibiting municipalities and counties from certain actions relating to certain aerial or underground communications facilities; specifying limitations and requirements for certain municipal and county rules and regulations; revising definitions under the Advanced Wireless Infrastructure Deployment Act; prohibiting certain actions by an authority relating to certain utility poles; prohibiting authorities from requiring permit applicants to provide certain information, except under certain circumstances; adding prohibited acts by authorities relating to small wireless facilities, application requirements, public notification and public meetings, and the placement of certain facilities; revising applicability of authority rules and regulations governing the placement of utility poles in the public rights-of-way; providing construction relating to judicial review of certain application denials; adding grounds for an authority's denial of a proposed collocation of a small wireless facility in the public rights-of-way; deleting an authority's authorization to adopt ordinances for performance bonds and security funds; authorizing an authority to require a construction bond, subject to certain conditions; requiring authorities to accept certain financial instruments for certain financial obligations; authorizing providers to add authorities to certain financial instruments; prohibiting an authority from requiring a provider to indemnify the authority for certain liabilities; prohibiting an authority from requiring a permit, approval, fees, charges, costs, or exactions for certain activities; authorizing and limiting filings the authority may require relating to micro wireless facility equipment; providing an exception to a provision authorizing an authority to require a certain right-of-way permit; authorizing authorities to require wireless providers to comply with certain objective design standards adopted by ordinance; authorizing the authority to waive such design standards under certain circumstances; providing a requirement for the waiver; revising an authority's authorization to apply certain ordinances to applications filed before a certain timeframe; prohibiting authorities from certain actions relating to registrations, applications, permits, and approvals in relation to small wireless facilities; deleting a requirement for wireless providers to comply with certain undergrounding requirements; authorizing a civil action for violations; authorizing actions a court may take; providing applicability; providing an effective date.

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

**EXECUTIVE BUSINESS****EXECUTIVE APPOINTMENTS SUBJECT TO CONFIRMATION BY THE SENATE:**

The Secretary of State has certified that pursuant to the provisions of section 114.05, Florida Statutes, certificates subject to confirmation by the Senate have been prepared for the following:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Governing Board of the South Florida Water Management District	
Appointees: Goss, Chauncey P., II, Sanibel	03/01/2023
Meads, Cheryl Anne, Tavernier	03/01/2021
Roman, Charlette L., Marco Island	03/01/2021
Steinle, John "Jay" P., West Palm Beach	03/01/2023
Thurlow-Lippisch, Mary Jacqueline "Jacqui", Sewall's Point	03/01/2022
Wagner, Scott Andrew, Miami Beach	03/01/2023

Referred to the Committees on Environment and Natural Resources; and Ethics and Elections.

**CORRECTION AND APPROVAL OF JOURNAL**

The Journals of March 7 and March 13 were corrected and approved.

**CO-INTRODUCERS**

Senators Braynon—SB 1284; Broxson—SB 298, SB 442, SB 572; Cruz—SB 442; Diaz—SB 702, CS for SM 804; Farmer—SB 1538; Flores—CS for SB 526, SB 1284; Gainer—SB 1112; Gruters—SB 298, CS for SB 426, SB 492; Hooper—SB 1552; Mayfield—SB 666; Perry—SB 1454; Thurston—CS for SB 624

**ADJOURNMENT**

On motion by Senator Benacquisto, the Senate adjourned at 2:14 p.m. for the purpose of holding committee meetings and conducting other Senate business to reconvene at 10:00 a.m., Thursday, March 21 or upon call of the President.