

MOMENT OF SILENCE

The President recognized Senator Lawson who asked the Senate to observe a moment of silence in memory of former House Speaker and Senate President Mallory Horne, who passed away this day.

RECESS

On motion by Senator Villalobos, the Senate recessed at 11:50 a.m. to reconvene at 1:30 p.m.

AFTERNOON SESSION

The Senate was called to order by President Atwater at 1:48 p.m. A quorum present—40:

Mr. President	Fasano	Peaden
Alexander	Gaetz	Pruitt
Altman	Garcia	Rich
Aronberg	Gardiner	Richter
Baker	Gelber	Ring
Bennett	Haridopolos	Siplin
Bullard	Hill	Smith
Constantine	Jones	Sobel
Crist	Joyner	Storms
Dean	Justice	Villalobos
Detert	King	Wilson
Deutch	Lawson	Wise
Diaz de la Portilla	Lynn	
Dockery	Oelrich	

REPORTS OF COMMITTEE RELATING TO EXECUTIVE BUSINESS

The Honorable Jeff Atwater
President, The Florida Senate

April 30, 2009

Dear Mr. President:

The following executive appointments were referred to the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7(1) of the Rules of the Florida Senate:

	<i>For Term</i>	<i>Ending</i>
<i>Office and Appointment</i>		
Board of Acupuncture		
Appointees: Gunter, Gregory W.	10/31/2010	
Schwartz, Barbara Brandon	10/31/2010	
Thurman, Barbara	10/31/2011	
Jacksonville Aviation Authority		
Appointee: Pass, Deborah S.	09/30/2011	
Board of Athletic Training		
Appointees: Caldwell, George L., Jr.	10/31/2011	
Sehgal, Angela K.	10/31/2010	
VanOpdorp, Heather L.	10/31/2010	
Barbers' Board		
Appointees: Rivera, Julie	10/31/2012	
Stewart, Edwin A., Jr.	10/31/2009	
Vaughn, Tommy E.	10/31/2010	
White, Herman	10/31/2012	
Florida Building Commission		
Appointees: Boyer, Robert G.	07/26/2011	
Gregory, Kenneth L.	11/05/2012	
Grippa, Anthony "Tony" M.	11/21/2011	
Gross, Jeffery	11/21/2011	
Hamrick, Jonathon D.	11/21/2011	

	<i>For Term</i>	<i>Ending</i>
<i>Office and Appointment</i>		
Mollan, Scott		02/03/2011
Palacios, Rafael R.		12/08/2009
Schock, James R.		01/12/2011
Smith, Drew M.		11/05/2012
Stone, Jeffrey B.		07/27/2011
Tolbert, John T.		01/15/2011
Turner, Mark C.		01/30/2011
Vann, Randall J.		01/31/2011
Board of Chiropractic Medicine		
Appointees: Hoffman, Debra L.	10/31/2012	
Mathesie, Michael W.	10/31/2012	
Perman, Eileen Bronstein	10/31/2011	
Florida Citrus Commission		
Appointees: Albritton, Ben W., Jr.	05/31/2011	
Pena, Virginia S.	05/31/2011	
Smith, Steven M.	05/31/2011	
Streetman, George H.	05/31/2011	
Board of Clinical Laboratory Personnel		
Appointee: Madan, Nilia	10/31/2011	
Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling		
Appointees: Douglas, Helen	10/31/2010	
Macomber, Mary F.	10/31/2011	
Roberts, Franklin A.	10/31/2010	
Florida Commission on Community Service		
Appointees: Andrew, Michael W., Jr.	09/14/2010	
Carswell, Debora M.	09/14/2009	
Diaz-Vidaillet, Angela	09/14/2009	
Enwright, John "Brody" Broderick	09/14/2010	
Gonzalez, Marcia C.	09/14/2010	
Granger, Theodore G.	09/14/2010	
Hobson, Joyce A.	09/14/2009	
Hougland, Beverly	09/14/2009	
Londono, Yolanda	09/14/2009	
Miller, Patricia Penny	09/14/2010	
Pruitt, Aileen M.	09/14/2009	
Towler, Susan	09/14/2010	
Traviesa, Andreina "Nina"	09/14/2009	
Board of Trustees of Brevard Community College		
Appointee: Charpentier, Stephen G.	05/31/2011	
Board of Trustees of St. Petersburg College		
Appointee: Brett, Terrence E.	05/31/2009	
Construction Industry Licensing Board		
Appointees: Batton, Elbert R.	10/31/2011	
Bonuso, Frank N.	10/31/2010	
Engelmeier, Carl	10/31/2010	
Evetts, James C.	10/31/2011	
Hussey, J. Durward, Jr.	10/31/2011	
Lenois, Roy	10/31/2011	
Moody, Robert W., Jr.	10/31/2011	
Pietanza, Mark	10/31/2011	
Sheehan, William S.	10/31/2010	
Weller, Edward M.	10/31/2010	
Education Practices Commission		
Appointees: Bondurant, Pamela M.	09/30/2012	
Dancy, Linda C.	09/30/2010	
Davies, Joi B.	09/30/2012	
Gilbert, Dane	09/30/2010	
Griffin, Dennis J.	09/30/2009	
Grymes, Cheryl	09/30/2011	
Lee, David C.	08/18/2012	
Presha, Bernard Jerome	08/18/2012	
Simmons, Larry	09/30/2010	
Thompson, David R.	08/18/2012	
Florida Elections Commission		
Appointees: Hollimon, William H.	12/31/2011	

		<i>For Term</i>	The following executive appointments were referred to the Senate
<i>Office and Appointment</i>		<i>Ending</i>	Committee on Commerce and the Senate Committee on Ethics and
Kane, Julie Braman		12/31/2011	Elections for action pursuant to Rule 12.7 (1) of the Rules of the Florida
Rodriguez, Jose Luis		12/31/2011	Senate:
			<i>For Term</i>
Electrical Contractors' Licensing Board			<i>Ending</i>
Appointee: Bramlett, Robert M.	10/31/2012		<i>Office and Appointment</i>
Board of Professional Engineers			Board of Directors, Enterprise Florida, Inc.
Appointee: Garcia de Quevedo, Nola A.	10/31/2010		Appointees: de las Cuevas-Diaz, Vivian 07/01/2011
			Leonhardt, Frederick W. 07/01/2012
			Waller, Philip Leon, Jr. 07/01/2012
Commission on Ethics			The following executive appointment was referred to the Senate
Appointee: Forchilli, Cheryl E.	06/30/2010		Committee on Communications, Energy, and Public Utilities and the
Florida Housing Finance Corporation			Senate Committee on Ethics and Elections for action pursuant to Rule
Appointee: Maygarden, Jerry L.	11/13/2010		12.7 (1) of the Rules of the Florida Senate:
			<i>For Term</i>
Juvenile Welfare Board of Pinellas County			<i>Ending</i>
Appointees: Edmonds, Maria N.	08/11/2012		<i>Office and Appointment</i>
Milford, John A.	08/07/2012		Florida Public Service Commission
Minkoff, Elise B.	07/18/2012		Appointee: Edgar, Lisa B. 01/01/2013
Board of Medicine			The following executive appointments were referred to the Senate
Appointee: Rosenberg, Jason J.	10/31/2012		Committee on Criminal Justice and the Senate Committee on Ethics and
Board of Nursing			Elections for action pursuant to Rule 12.7 (1) of the Rules of the Florida
Appointees: Cuetara, Dulce M.	10/31/2011		Senate:
Kirkpatrick, Lavigne Ann	10/31/2010		<i>For Term</i>
Munoz, Rita J.	10/31/2011		<i>Ending</i>
			<i>Office and Appointment</i>
Board of Nursing Home Administrators			Parole Commission
Appointee: Moore, Carolyn	10/31/2010		Appointee: Dunphy, Frederick B. 06/30/2014
Board of Optometry			Board of Directors, Prison Rehabilitative Industries and
Appointees: Presnell, C. Rod	10/31/2010		Diversified Enterprises, Inc.
Underhill, Timothy E.	10/31/2011		Appointee: Kravitz, Richard 09/30/2012
Board of Osteopathic Medicine			The following executive appointments were referred to the Senate
Appointee: St. Louis, James S.	10/31/2012		Committee on Environmental Preservation and Conservation and the
Central Florida Regional Planning Council, Region 7			Senate Committee on Ethics and Elections for action pursuant to Rule
Appointees: Goodman, Marshall	10/01/2010		12.7 (1) of the Rules of the Florida Senate:
Keene, William S., Sr.	10/01/2010		<i>For Term</i>
Rada-Pilkington, Erlinda "Linda"	10/01/2009		<i>Ending</i>
Tuck, Andy	10/01/2009		<i>Office and Appointment</i>
Tucker, Jacqueline W.	10/01/2010		Environmental Regulation Commission
Unemployment Appeals Commission			Appointee: Joyce, Joseph C. 07/01/2011
Appointee: Epsky, Thomas D.	06/30/2012		Fish and Wildlife Conservation Commission
Board of Veterinary Medicine			Appointee: Yablonski, Brian S. 01/05/2014
Appointees: Helm, JoAnn K.	10/31/2011		Governing Board of the Southwest Florida Water Man-
Lewis, Cynthia N.	10/31/2012		agement District
Maxwell, Guy Ray	10/31/2012		Appointees: Beswick, Bryan K. 03/01/2012
Simmons, George W.	10/31/2011		Gramling, Hugh M. 03/01/2012
			Senft, H. Paul, Jr. 03/01/2011
			Tharp, Douglas B. 03/01/2011
			Whitehead, Judith C. 03/01/2012
Peace River Basin Board of the Southwest Florida Water			Executive Director of Southwest Florida Water Manage-
Management District			ment District
Appointee: Harrison, James Kenneth "Ken"	03/01/2010		Appointee: Moore, David L. Pleasure of
Withlacoochee River Basin Board of the Southwest			The Board
Florida Water Management District			Governing Board of the Suwannee River Water Man-
Appointee: Bachschmidt, William J.	03/01/2011		agement District
The following executive appointments were referred to the Senate			Appointees: Davis, Heath 03/01/2012
Committee on Children, Families, and Elder Affairs and the Senate			Quincey, Donald "Don" 03/01/2012
Committee on Ethics and Elections for action pursuant to Rule 12.7 (1) of			The following executive appointment was referred to the Senate
the Rules of the Florida Senate:			Committee on Higher Education and the Senate Committee on Ethics
			and Elections for action pursuant to Rule 12.7 (1) of the Rules of the
			Florida Senate:
			<i>For Term</i>
<i>Office and Appointment</i>			<i>Ending</i>
Secretary of Children and Family Services			<i>Office and Appointment</i>
Appointee: Sheldon, George H.	Pleasure of		Board of Governors of the State University System
	Governor		Appointee: Tripp, Norman D. 01/06/2013
Director, Agency for Persons with Disabilities			The following executive appointment was referred to the Senate
Appointee: DeBeaugrine, James "Jim"	Pleasure of		Committee on Regulated Industries and the Senate Committee on
	Governor		

Ethics and Elections for action pursuant to Rule 12.7 (1) of the Rules of the Florida Senate:

Senator Pruitt was recorded as abstaining from voting on the appointment of Aileen M. Pruitt within Item #10.

For Term Ending

Office and Appointment

Secretary of Business and Professional Regulation
Appointee: Drago, Charles W.

Pleasure of Governor

As required by Rule 12.7(1), the committees held a public hearing at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of the appointees.

After due consideration of the findings of such inquiry and the evidence presented at the public hearing, the Committee on Ethics and Elections and other referenced committees respectfully advise and recommend pursuant to the authority granted in Article IV, Section 6 (a), Florida Constitution, and in accordance with Section 114.05(1), Florida Statutes:

- (1) the executive appointments of the above-named appointees, to the office and for the term indicated, be confirmed by the Senate;
(2) Senate action on said appointments be taken prior to the adjournment of the 2009 Regular Session; and
(3) there is no necessity known to the committee for the deliberations on said appointments to be held in executive session.

Respectfully Submitted,
JD Alexander, Chair

On motion by Senator Alexander, the report was adopted and the Senate confirmed the appointments identified in the foregoing report of the committee, to the offices and for the terms indicated in accordance with the recommendation of the committee.

The vote was:

Yeas—40

Table with 3 columns: Mr. President, Alexander, Altman, Aronberg, Baker, Bennett, Bullard, Constantine, Crist, Dean, Detert, Deutch, Diaz de la Portilla, Dockery; Fasano, Gaetz, Garcia, Gardiner, Gelber, Haridopolos, Hill, Jones, Joyner, Justice, King, Lawson, Lynn, Oelrich; Peaden, Pruitt, Rich, Richter, Ring, Siplin, Smith, Sobel, Storms, Villalobos, Wilson, Wise

Nays—None

VOTES RECORDED

Senator Fasano was recorded as voting "nay" on Item #34, the appointment of Lisa B. Edgar to the Florida Public Service Commission.

VOTES DISCLOSURE

On April 30, 2009, the Senate confirmed the appointment of Aileen M. Pruitt to the board of the Florida Commission on Community Service.

Ms. Pruitt is my wife.

Therefore, I believe that, in an abundance of caution, I should disclose the above facts pursuant to Senate Rule 1.39.

Sincerely,
Ken Pruitt, District 28

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Villalobos, by two-thirds vote CS for HB 775, HB 777, CS for HB 1095, CS for HB 1113, CS for HB 1169, CS for HB 1369, and CS for CS for HB 1375 were withdrawn from the Committee on Rules.

LOCAL BILL CALENDAR

On motion by Senator Ring—

CS for HB 775—A bill to be entitled An act relating to the City of Tamarac, Broward County; extending and enlarging the corporate limits of the City of Tamarac to include specified unincorporated lands within such corporate limits; providing for an election; providing for an effective date of annexation; providing for an interlocal agreement; providing for governance of an annexed area; prohibiting land use designation or zoning changes and other annexations prior to subject annexation or defeat of annexation; providing applicability to candidacies for municipal office; providing for preservation of existing contracts; providing for transfer of public roads and rights-of-way; providing an effective date.

—was read the second time by title. On motion by Senator Ring, by two-thirds vote CS for HB 775 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Table with 3 columns: Mr. President, Alexander, Altman, Aronberg, Baker, Bennett, Bullard, Constantine, Crist, Dean, Detert, Diaz de la Portilla, Dockery; Fasano, Gaetz, Garcia, Gardiner, Gelber, Haridopolos, Jones, Joyner, Justice, King, Lawson, Lynn, Oelrich; Peaden, Pruitt, Rich, Richter, Siplin, Smith, Sobel, Storms, Villalobos, Wilson, Wise

Nays—None

Vote after roll call:

Yea—Deutch, Hill

On motion by Senator Ring—

HB 777—A bill to be entitled An act relating to the City of West Park, Broward County; extending and enlarging the corporate limits of the City of West Park to include specified Town of Pembroke Park lands within the corporate limits of the City of West Park; providing an effective date of annexation; providing construction; providing an effective date.

—was read the second time by title. On motion by Senator Ring, by two-thirds vote HB 777 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Table with 3 columns: Mr. President, Alexander, Altman, Aronberg, Baker, Bennett; Bullard, Constantine, Crist, Dean, Detert, Diaz de la Portilla; Dockery, Fasano, Gaetz, Garcia, Gardiner, Gelber