



Journal of the Senate

Number 23—Regular Session

Thursday, March 8, 2018

CONTENTS

Bills on Third Reading 922, 947
 Call to Order 918, 995
 Co-Introducers 923, 1003
 Communication 1003
 Conference Committee Appointments 1003
 Enrolling Reports 1003
 Executive Business, Appointment Reports 918, 920
 Executive Business, Appointments 1003
 House Messages, Final Action 1003
 Local Bill Calendar 936
 Motions 920, 936, 954, 997, 998, 1002
 Point of Order 947
 Point of Order, Ruling 953
 Recess 995
 Reports of Committees 1002
 Special Guests 953
 Special Order Calendar 943, 947, 995

CALL TO ORDER

The Senate was called to order by President Negron at 12:00 noon. A quorum present—35:

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

PRAYER

The following prayer was offered by Dr. Joedricka Brown Speights, University Ministries International, Tallahassee:

Dear Heavenly Father, the God of Abraham, Isaac, and Jacob, we come humbly before your throne of grace. We invoke your presence Holy Spirit and cry, "Abba Father." Holy, holy, holy is your name. We lift you up and worship you. Let your glory come. Thy kingdom come; thy will be done. We thank you, Heavenly Father, for life, health, and strength. We thank you for our leaders and Senators. We thank you for your love that bears all things, believes all things, hopes all things, and endures all things. For without love, we are nothing. We pray that we experience love so that we can walk in patience and kindness. God help us not to be envious, dishonoring, self-seeking, easily angered, or attentive to wrongs. Help us through love to rejoice in the truth, and always protect, always trust, always hope, always persevere, because love never fails. We thank you for your grace and forgiveness. We repent and turn from our wicked ways and thank you for saving us from sin, from sickness, from poverty, and from lack. Thank you for giving us a way of escape and translating us out of the kingdom of darkness into the kingdom of your dear son.

We love you, Heavenly Father. Your word says in all thy ways acknowledge you, and you would direct our paths. God, we need your direction. We seek you today and acknowledge you first. Lead us, guide us, and direct us in the paths of righteousness for your name sake. For the sake of those who are depending on our decisions, guide us in your holy way. We decree and declare the strongholds and barriers to your perfect will are disintegrated. We call this place holy ground. We need you like never before to give us peace that passes all understanding. Your word says to seek wisdom and search for it like precious stones. Give us wisdom. Give us peace and wisdom in times of trouble, hurt, violence, and turmoil. Let love abide and overcome hatred. Let us love one another as you have loved us. Let us love ourselves.

As we deliberate today, give us this day, our daily bread; everything we need to please you and walk in your perfect will, provide it for us dear Lord. Not only do we need direction in the Senate and in our discussions and decisions today, but we need healing in our bodies, in our families, in our relationships, in our communities, in our state, and in our nation. Please make us whole. We thank you for your joy, your comfort, your shelter, your direction, and salvation. We thank you for this auspicious occasion for prayer and praise. We need you every step of the way. Come now, Lord, order our steps, make our ways prosperous and our enemies to be at peace with us. I pray your peace and perfect resolve for everyone today. In your sweet, matchless name we pray, Amen.

PLEDGE

Senate Pages, Paul Diaz of Maitland; James Grammig of Tampa; and Alexis Poppell of Tallahassee, led the Senate in the Pledge of Allegiance to the flag of the United States of America.

DOCTOR OF THE DAY

The President recognized Dr. Jeffrey Block of Miami, sponsored by Senator Taddeo, as the doctor of the day. Dr. Block specializes in anesthesiology.

REPORTS OF COMMITTEE RELATING TO EXECUTIVE BUSINESS

The Honorable Joe Negron
President, The Florida Senate
Suite 409, The Capitol
404 South Monroe Street
Tallahassee, FL 32399-1100
March 8, 2018

Dear President Negron:

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

<i>Office and Appointment</i>		<i>For Term Ending</i>
Board of Accountancy		
Appointees:	Keegan, Tracy L.	10/31/2021
	Maingot, Michelle	10/31/2021
	Platau, Steven M.	10/31/2021
Board of Acupuncture		
Appointees:	Heine, Raymond David, III	10/31/2020

<i>Office and Appointment</i>	<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
Veon, Kathy	10/31/2021	Smith, Phillip J.	10/31/2021
Board of Architecture and Interior Design		Board of Medicine	
Appointees: Jernigan, Gerald Steven	10/31/2021	Appointees: Haridopolos, Stephanie E.	10/31/2020
Nolen, Timothy	10/31/2020	London, Robert Adam	10/31/2020
Rivers, E. Dylan	10/31/2020	TerKonda, Sarvam P.	10/31/2020
Toppe, Jonathan R.	10/31/2021		
Barbers' Board		Board of Nursing	
Appointees: Munchalfen, Antonett	10/31/2020	Appointees: Glymph, Derrick C.	10/31/2020
Nibaldi, Michelino G.	10/31/2020	Johnson, Diane	10/31/2020
Smith, Monica Schuloff	10/31/2021	Johnson, Lisa R.	10/31/2019
Whitfield, Robert Paul	10/31/2021	Paschall, Francine	10/31/2020
Wold, Veronica F.	10/31/2021	Whitson, Kathryn L.	10/31/2019
Florida State Boxing Commission		Board of Occupational Therapy Practice	
Appointees: Mallare-Pike, Christina Marie	09/30/2019	Appointee: German, Tameka R.	10/31/2020
Williams, Mark M.	09/30/2018		
Board of Chiropractic Medicine		Board of Orthotists and Prosthetists	
Appointees: Heagy, Danita Thomas	10/31/2020	Appointee: Weott, Paul	10/31/2020
Hunt, Julie Mayer	10/31/2021		
Licata, Paul V.	10/31/2019	Board of Osteopathic Medicine	
Weingarten, Mindy A.	10/31/2020	Appointee: Mendez, Michelle R.	10/31/2020
Board of Clinical Social Work, Marriage and Family Therapy, and Mental Health Counseling		Board of Pharmacy	
Appointees: Buller, Jamie	10/31/2020	Appointees: Hickman, Jonathan M.	10/31/2021
Gillespy, Susan J.	10/31/2020	Mesaros, Jeffrey J.	10/31/2020
		Montgomery, Richard E.	10/31/2018
Regulatory Council of Community Association Managers		Philip, Jeenu	10/31/2020
Appointee: Pyott, Gary Lee	10/31/2020	Rivera, Blanca R.	10/31/2019
		Wright, David	10/31/2019
Construction Industry Licensing Board		Board of Physical Therapy Practice	
Appointees: Cawthon, Franklin Hill, Jr.	10/31/2018	Appointee: Tasso, Kay H.	10/31/2020
Feaster, Ted W.	10/31/2019		
Laney, Edgar L., Jr.	10/31/2019	Board of Pilot Commissioners	
Lawson, Keith O., II	10/31/2020	Appointees: Benson, Robert W.	10/31/2020
Strickland, Michael W., Sr.	10/31/2020	Seuter, Brian J.	10/31/2021
Board of Dentistry		Florida Real Estate Appraisal Board	
Appointees: Andrade, Fabio A.	10/31/2020	Appointees: del Valle, Armando	10/31/2021
Cabanzon, Catherine	10/31/2020	Recca, Justin	10/31/2020
Kavouklis, Nicholas M.	10/31/2018		
Electrical Contractors' Licensing Board		Florida Real Estate Commission	
Appointees: Botknecht, David H.	10/31/2021	Appointees: Fryer, Richard T.	10/31/2021
Echarri, Rafael	10/31/2021	Sanchez, Guy, Jr.	10/31/2021
Krak, Kathleen Meagher	10/31/2020	Schwartz, Randy James	10/31/2020
Board of Employee Leasing Companies		Board of Respiratory Care	
Appointees: Collier, Zach	10/31/2019	Appointee: Hom, Janelle	10/31/2021
Kiracofe, Richard B.	10/31/2020		
Komuroji, Raja Shekhar Swamy	10/31/2020	Board of Speech-Language Pathology and Audiology	
		Appointee: Jordan, Sherry S.	10/31/2019
Board of Professional Engineers		Board of Veterinary Medicine	
Appointees: Shah, Pankaj	10/31/2020	Appointees: Johnson, Connie M.	10/31/2021
Varghese, Babu	10/31/2020	Leonard, Robert B., Jr.	10/31/2021
Board of Funeral, Cemetery, and Consumer Services		The following executive appointments were referred to the Senate Committee on Environmental Preservation and Conservation and the Senate Committee on Ethics and Elections for action pursuant to Rule 12.7 of the Rules of the Florida Senate:	
Appointees: Brandenburg, Joseph A.	09/30/2021		
Hall, Lewis	09/30/2021	<i>Office and Appointment</i>	<i>For Term Ending</i>
Knopke, Keenan Lacy	09/30/2021		
Board of Professional Geologists		Fish and Wildlife Conservation Commission	
Appointees: Dale, Mervin W.	10/31/2021	Appointees: Kellam, Joshua D.	01/05/2019
DeNeve, Michael Joseph	10/31/2020	Lester, Gary L.	08/01/2022
Warden, Stanley M.	10/31/2021	Nicklaus, Gary T.	08/01/2022
Board of Hearing Aid Specialists		Rood, Sonya A.	01/06/2022
Appointee: Hollern, Thomas M.	10/31/2021	Sole, Michael W.	08/01/2021
		Spottswood, Robert A.	01/06/2023
Board of Landscape Architecture		As required by Rule 12.7, the committees caused to be conducted an inquiry into the qualifications, experience, and general suitability of the above-named appointees for appointment to the office indicated. In aid of such inquiry, the committees held public hearings at which members	
Appointees: Conant, Richard R.	10/31/2021		
Delate, Joseph F.	10/31/2019		
Kroll, Michael D.	10/31/2020		
Kulich, Michael A.	10/31/2018		

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 adduced at the public hearings, the Committee on Ethics and Elections and other referenced committees respectfully advise and recommend that in accordance with s. 114.05(1)(c), 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 2018 Regular Session; and

(3) there is no necessity known to the committees for the deliberations on said appointments to be held in executive session.

Respectfully submitted,
Keith Perry, Chair

On motion by Senator Perry, the report was adopted and the Senate confirmed the appointments identified in the foregoing report of the committee to the offices for the terms indicated in accordance with the recommendation of the committee, with the exception of Gary T. Nicklaus, Sonya A. Rood, and Gary L. Lester.

The vote was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Thurston

MOTIONS

On motion by Senator Stewart, the following nominees, Gary T. Nicklaus, Sonya A. Rood, and Gary L. Lester, were considered and voted on separately.

As previously moved by Senator Stewart, the Senate separately considered the appointment of Gary T. Nicklaus to the Fish and Wildlife Conservation Commission for a term ending August 1, 2022.

The vote was:

Yeas—23

Mr. President	Gainer	Passidomo
Baxley	Galvano	Perry
Bean	Grimsley	Simmons
Benacquisto	Hukill	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Steube
Broxson	Mayfield	Young
Flores	Montford	

Nays—14

Book	Campbell	Powell
Bracy	Farmer	Rader
Braynon	Gibson	Rodriguez

Rouson	Taddeo	Torres
Stewart	Thurston	

As previously moved by Senator Stewart, the Senate separately considered the appointment of Sonya A. Rood to the Fish and Wildlife Conservation Commission for a term ending January 6, 2022.

The vote was:

Yeas—25

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

Nays—12

Book	Montford	Rouson
Braynon	Powell	Taddeo
Campbell	Rader	Thurston
Farmer	Rodriguez	Torres

As previously moved by Senator Stewart, the Senate separately considered the appointment of Gary L. Lester to the Fish and Wildlife Conservation Commission for a term ending August 1, 2022.

The vote was:

Yeas—24

Mr. President	Flores	Montford
Baxley	Gainer	Passidomo
Bean	Galvano	Perry
Benacquisto	Grimsley	Simmons
Bracy	Hukill	Simpson
Bradley	Hutson	Stargel
Brandes	Lee	Steube
Broxson	Mayfield	Young

Nays—13

Book	Powell	Taddeo
Braynon	Rader	Thurston
Campbell	Rodriguez	Torres
Farmer	Rouson	
Gibson	Stewart	

The Honorable Joe Negron
President, The Florida Senate
Suite 409, The Capitol
404 South Monroe Street
Tallahassee, FL 32399-1100

March 8, 2018

Dear President Negron:

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

Office and Appointment

For Term Ending

Board of Trustees of Eastern Florida State College
Appointee: Landman, Alan H. 05/31/2021

Board of Trustees of College of Central Florida
Appointee: Brancato, Joyce 05/31/2018

	<i>For Term</i>	Young
<i>Office and Appointment</i>	<i>Ending</i>	
Gable, Robert Blakeslee	01/06/2023	Nays—None
Smith, Stephen Moore	01/06/2021	
Board of Trustees, Florida International University		
Appointees: Alvarez, Cesar L.	01/06/2023	
Colson, Dean C.	01/06/2021	
Tovar, Rogelio "Roger"	01/06/2023	
Board of Trustees, New College of Florida		
Appointee: Skestos, George A.	01/06/2023	
Board of Trustees, Florida Polytechnic University		
Appointees: Saco, Louis S.	11/07/2022	
Wendt, Gary C.	06/30/2022	
Board of Trustees, University of Florida		
Appointees: Kuntz, Thomas G.	01/06/2023	
O'Keefe, Daniel T.	01/06/2023	
Board of Trustees, University of North Florida		
Appointees: Bryan, Thomas A.	01/06/2023	
Egan, Anne T.	01/06/2023	
Board of Trustees, University of South Florida		
Appointees: Horton, Oscar J.	01/06/2023	
Muma, Leslie M.	01/06/2023	
Tokarz, Charles	01/06/2021	
Board of Trustees, University of West Florida		
Appointees: Collins, Adrienne	01/06/2020	
Lewis, Suzanne	01/06/2023	

As required by Rule 12.7, the committees caused to be conducted an inquiry into the qualifications, experience, and general suitability of the above-named appointees for appointment to the office indicated. In aid of such inquiry, the committees held public hearings 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 adduced at the public hearings, the Committee on Ethics and Elections and other referenced committees respectfully advise and recommend that in accordance with s. 114.05(1)(c), 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 2018 Regular Session; and
- (3) there is no necessity known to the committees for the deliberations on said appointments to be held in executive session.

Respectfully submitted,
Keith Perry, Chair

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

The vote was:

Yeas—37

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

BILLS ON THIRD READING

HB 7095—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 119.0713, F.S., which provides an exemption from public records requirements for proprietary confidential business information held by a local government electric utility; conforming a cross-reference; removing the scheduled repeal of the exemption; providing an effective date.

—was read the third time by title.

On motion by Senator Bean, **HB 7095** was passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

Vote after roll call:

Yea—Hutson, Simpson, Stargel

HB 7075—A bill to be entitled An act relating to a review under the Open Government Sunset Review Act; amending s. 560.312, F.S., relating to an exemption from public record requirements for certain payment instrument transaction information held by the Office of Financial Regulation; extending the repeal date; providing that the Office of Financial Regulation may release certain information in the aggregate; providing an effective date.

—was read the third time by title.

On motion by Senator Flores, **HB 7075** was passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

Vote after roll call:

Yea—Hutson